

Minutes
REGULAR MEETING OF COUNCIL
Held in Town Hall Council Chambers
100 Central Avenue, Hammonton, N.J.
Monday, February 26, 2007 at 7:00 P.M.
Minutes can be viewed at www.townofhammonton.org

MEETING CALLED TO ORDER BY MAYOR DIDONATO at 7:00 p.m.

ROLL CALL

Mayor DiDonato - P
Councilpersons:
Bertino - P
Colasurdo - P
Marino - P
Massarelli - Absent
Vitalo - P
Wuillermin - P

PRESENT ALSO

Brian Howell, Town Solicitor
Bob Vettese, Town Engineer

PLEDGE OF ALLEGIANCE

Cub Scout Pack 58 led the Pledge of Allegiance

PUBLIC NOTICE

This meeting has been posted on the Town Hall bulletin board reserved for such notices and mailed to two newspapers pursuant to law. Please familiarize yourselves with the fire exit drawing to the rear of the Council Chambers. Also, there is to be no smoking in the Town Hall at any time.

PUBLIC HEARD FOR AGENDA ACTION ITEMS

No one desired to be heard.

APPROVAL OF MINUTES

Motion by Councilperson Marino, seconded by Councilperson Vitalo, approve the minutes of the Special Meeting of 1/22/07 at 6:00 pm and the Regular Meeting of 1/22/07 at 7:00 pm as recorded by the Clerk. Motion carried.

DISPENSE WITH REGULAR ORDER OF BUSINESS

Town Hall & Historical Building Construction Committee Report

Mr. Steve DiDonato updated council on the town hall project which has been delayed due to inclement weather. They are currently taking soil samples and compacting same.

Authorize McCloud Group supply purchase & internet card

Councilperson Bertino questioned are these additional items part of the original contract as they are normally.

Mr. Steve DiDonato responded that he believes the contract states that these items would be at additional cost.

Motion by Councilperson Bertino, seconded by Councilperson Colasurdo, approve items purchased at a cost of \$305.66 subject to review by Solicitor and authorize a purchase order in an amount of \$305.66 to McCloud Group, and authorize a purchase order in the amount of \$1000 for internet card to be used by construction manager.

ROLL CALL

Councilpersons:
Bertino – Y

Colasurdo – Y
Marino – Y
Massarelli - Absent
Vitalo – Y
Wuillermin – Y
Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

Award Quotes – Insulation – Historic Building

Red Lion	\$1948.00
Mid Atlantic	\$2057.00
Four Seasons	\$2800.00

Motion by Councilperson Colasurdo, seconded by Councilperson Vitalo, authorize a purchase order to Red Lion in amount of \$1948.00.

Councilperson Vitalo once again reminded Mayor and Council that he would like to attend Town Hall construction meetings and specifically the March 5, 2007 meeting.

A discussion was held by Mayor and Council concerning attendance of four or more council members at a meeting being considered a meeting that should be advertised and made public.

Councilperson Vitalo advised only he wishes to be a part of the meetings as he is a builder. He questioned the drains requiring sand filters, he questioned compaction of dirt and testing of same, he questioned where soil is being transported to?

Mr. Steve DiDonato stated drains are uphill and the dirt does not drain into them, all soil is being tested and the dirt found to be contaminated was replaced, the contaminated dirt was brought to a contractor that specializes in receiving same.

Mayor DiDonato clarified the contaminated soils were not chemically contaminated.

Mr. Steve DiDonato re-iterated, the soil contained sandstone and block which is considered contaminated but is not chemically contaminated.

On the question: Councilperson Bertino advised he has been abstaining on roll calls for this type of purchase order due to the fact that he believes the federal grant was for community center only. He has asked the Solicitor to investigate and advise him in this matter but to date he has not received a response from the Solicitor.

A discussion of Mayor and Council and Mr. Steve DiDonato took place concerning the continuation of this project and the need for fence installation for safety reasons if the project did not proceed.

ROLL CALL

Councilpersons:
Bertino – Abstain
Colasurdo – Y
Marino – N
Massarelli - Absent
Vitalo – N
Wuillermin – Y
Mayor DiDonato – Y

Mayor DiDonato declared the motion carried per Solicitor opinion.

Award Quote – Drywall – Historic Building

JR Drywall	\$3640.00
Tom Mckelvey	\$4200.00

Motion by Councilperson Colasurdo, seconded by Councilperson Vitalo, authorize a purchase order to JR Drywall in the amount of \$3640.00.

ROLL CALL

Councilpersons:

Bertino – Abstain

Colasurdo – Y

Marino – N

Massarelli - Absent

Vitalo – Y

Wuillermin – Y

Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

Authorize Application SJ Gas

Motion by Councilperson Wuillermin, seconded by Councilperson Colasurdo, authorize application to SJ Gas in amount of \$15.00.

ROLL CALL

Councilpersons:

Bertino – Abstain

Colasurdo – Y

Marino – N

Massarelli - Absent

Vitalo – Y

Wuillermin – Y

Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

Authorize Purchase Order – Plumbing – Historic Building

Motion by Councilperson Wuillermin, seconded by Councilperson Colasurdo, authorize a purchase order to Stowe Mechanical LLC in the amount of \$302.46.

ROLL CALL

Councilpersons:

Bertino – Abstain

Colasurdo – Y

Marino – Y

Massarelli - Absent

Vitalo – Y

Wuillermin – Y

Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

Authorize Purchase Order for Additional Shingles – Historic Building

Motion by Councilperson Wuillermin, seconded by Councilperson Colasurdo, authorize a purchase order amendment to AK Roofing to increase from \$1050.00 to \$1150.00.

ROLL CALL

Councilpersons:

Bertino – Abstain

Colasurdo – Y

Marino – Y

Massarelli - Absent

Vitalo – Y

Wuillermin – Y

Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

Mr. Steve DiDonato advised that the total work on the Historic Building to date comes to approximately \$25,000.00.

Continuing the previous conversation of Mayor and Council concerning Councilman Vitalo's presence at town hall construction meetings, the Solicitor suggested that the Mayor inquire as to Councilperson Vitalo's attendance at town hall construction meetings to Contractor and report back the contractor's feelings to Mayor and Council. Councilman Vitalo stating that he has already spoken to the contractor who has already welcomed him to the attend meetings.

Kessler Hospital Update

Ms. Rose Gazzara updated Mayor and Council on status of Kessler Hospital. She assured the public that Kessler is still providing same services and further advised on all the services they do provide.

Dr. Belli stated he has been in Hammonton for over 20 years. He works in many hospitals and stated Kessler provides quality care to a small community. They have full service emergency room, operating room (can carry out any surgical procedures), and board certified doctors.

Mr. Miranda, in closing, requested questions from public.

Mayor DiDonato questioned the addition of new doctors at Kessler?

Councilperson Colasurdo also questioned an increase in beds?

Mr. Miranda confirmed both.

Mayor DiDonato thanked Kessler representatives for their update.

Ordinance #001-2007 Bond Ordinance Purchase Trash Truck

Ordinance #1-2007 was read by title only "BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF A TRASH TRUCK AND ANCILLARY EQUIPMENT IN AND BY THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC, NEW JERSEY, APPROPRIATING \$260,000 AND AUTHORIZING THE ISSUANCE OF \$247,000 BONDS OR NOTES OF THE TOWN TO FINANCE PART OF THE COST THEREOF".

Motion by Councilperson Wuillermin, seconded by Councilperson Bertino, the ordinance be taken up for second reading and public hearing. Motion carried.

No one desired to be heard.

Motion by Councilperson Bertino, seconded by Councilperson Colasurdo, the hearing be closed, the ordinance pass second reading and be adopted, and the Clerk advertise legal.

ROLL CALL

Councilpersons:

Bertino – Y

Colasurdo – Y

Marino – Y

Massarelli - Absent

Vitalo – Y

Wuillermin – Y

Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

RESUME REGULAR ORDER OF BUSINESS

COMMITTEE REPORTS

Councilperson Colasurdo Report

Report on 911 unit backup system crash & need for repair of same
Change in Class B uniform for patrolmen

Fire Co. #2 radio breakdown. Already installed new system.

Councilperson Wuillermin Report

Water/Sewer Improvements Egg Harbor Road & Central Avenue update
Pizzo Brown Housing Project-committee recommends council approval
Downtown curb/sidewalk, and main replacement – Bellevue Ave. – update
Water supply issue/update:
Standby well 14th Street for emergency purposes applied to NJ DEP
Still attempting to increase water allocation permit to allow larger supply of water to user
Committee still working on a new well
Investigation of slit trenches on Boyer Avenue-USGS reviewing logs
Recognize sewer & water department employees dedication to their jobs

Councilperson Marino Report

Report on street light requests-viewed street light necessity 210 Wood Street & other
*Clerk advised all street light requests under Communications
Reported that Guardrail needed at Wood Street and Railroad Avenue
Meeting with Andrew Kondrach, Airport Adm.-tree trimming performed by Highway Dept
\$2000 quote received to seal runway cracks-will speak to Mr. Kondrach
Lease Master Wire Building-requested Const. office to perform inspection
Negotiate lease agreements for rental of hangars at Airport
Seal Academy Road in front of the café
*Bob Vettese stated DY is applying for grant to resurface Academy Road
Beach sand replaced at park
Highway completed stump grinding (40 stumps in total)
Day Reporters litter control
Stop sign installation with red stripe for better day time view & road repair
Lance Schiernbeck and himself to attend meeting concerning town performing recycling
William Capella field preparation
Toter lids priced by Carmella Santora, Highway Secretary
Highway Employee licensed to provide freon removal services may do job in future
Bulky waste collection-convert trash truck to roll off truck
Commended & thanked Highway Dept Employees for their hard work and dedication

Mayor DiDonato recommended keeping Solicitor involved in airport lease negotiations also.

Councilperson Bertino Report

Report on Feb 14 school board meeting committee reports

Councilperson Vitalo Report

Advised council on replenishing of beach at Hammonton Lake Park
Request to hire 3 Maintenance Personnel to handle Parks & Rec only & transfer back equipment
*must purchase one tractor
Airport Heliport Parking Area-Road Millings donated by Bob Capoferri
Advised on upcoming events at Hammonton Lake

Copier Agreement-Reported by Clerk in Councilperson Massarelli's absence

Motion by Councilperson Colasurdo, seconded by Councilperson Bertino, authorize Mayor to sign copier agreement and authorize purchase order to Ricoh in the amount of \$3654.00.

ROLL CALL

Councilpersons:
Bertino – Y
Colasurdo – Y
Marino – Y
Massarelli - Absent
Vitalo – Y
Wuillermin – Y
Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

Proposed State Building Report

Mr. Joe Pantalone advised Mayor and Council of the status of the proposed state building.

After a brief discussion is was on motion by Councilperson Bertino, seconded by Councilperson Wuillermin, authorize solicitor to prepare agreement with amendments.

ROLL CALL

Councilpersons:

Bertino – Y

Colasurdo – Y

Marino – Y

Massarelli - Absent

Vitalo – Y

Wuillermin – Y

Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

ENGINEER REPORT

SEWER & WATER - ACTION ITEMS

1. Central Avenue Water Main Extension (11-30130):

All of the new main line installation has been completed from Bellevue Avenue to Golf Drive. Sewer improvements such as manhole reconstruction and lateral installation have also been completed. We are currently investigating the need to install additional laterals and will advise the Contractor accordingly.

Payment Application #2 is on this month's bill list for consideration. In addition to approving payment #2 we are requesting approval of CO #2 for work completed in connection with the Grape Street intersection. As previously indicated, existing utilities were located and found to be in conflict of the normal work required. At the December meeting, Mayor and Council approved a Change Order in an amount not to exceed \$16,000.00. At this time we would like to have a Purchase Order issued in the amount of \$8,269.94. It was indicated at the December meeting that this value could be charged against the original Central Avenue Water Main Bond. ARH will discuss with the Water and Sewer Committee prior to the Council meeting an extension of time to the contract as warranted by the extra work the Town requested the contractor to complete. We will also be meeting with the Sewer and Water Committee related to the other items of concern and seek resolution at the March Council meeting.

Motion by Councilperson Wuillermin, seconded by Councilperson Colasurdo, authorize a purchase order to P&A Construction in the amount of \$8,269.94 for the extra work completed at the Central Avenue/Grape Street intersection.

ROLL CALL

Councilpersons:

Bertino – Y

Colasurdo – Y

Marino – Y

Massarelli – Absent

Vitalo – Y

Wuillermin – Y

Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

Motion by Councilperson Bertino, seconded by Councilperson Marino, authorize 4 week extension to contractor due to inclement weather and per recommendation of Bob Vettese, Town Engineer. Motion carried.

2. Sanitary Sewer and Water Main Installation Preliminary Approval, Pizzo Brown Subdivision (11-20199):

The Sewer and Water Committee along with the Superintendents have reviewed the design plans for the proposed sanitary sewer and water main installation for the Pizzo Brown LLC subdivision with the conflict Town Engineer, Schaeffer, Nassar and Scheidegg. The proposed subdivision which was granted preliminary and final subdivision approval from the Planning Board subject to

compliance with certain conditions include the construction of 14 single family home lots. The utility installation will occur on Juniper Lane formerly known as Cedar Avenue to be constructed off of Fairview Avenue. After review of the plans and the conflict engineer's review letter of 12/08/06, the Sewer and Water Committee recommended preliminary approval subject to compliance with the items contained in the conflict engineers' report dated 12/08/06 and items noted in their review. Since NJDEP requires the review of the sanitary sewer installation, a resolution must be adopted by the Mayor and Council authorizing the Mayor to sign the appropriate NJDEP forms to allow for the filing of the application. Since the size of the proposed project falls below the standards of State for water main installation, no NJDEP permit for water main extension is required for this particular development.

Refer to New Business for resolution.

PUBLIC WORKS - ACTION ITEMS

3. Central Avenue Roadway Reconstruction Project (11-40027):

ARH has gathered the remaining survey information for the project and incorporated it into the base plan in anticipation of authorization to proceed. Preliminary analysis of the existing cartway width, curb reveal, and cross slopes has begun. Once a conceptual alignment is determined, a meeting will be coordinated with the Town and County before further design continues.

We have received a resolution from the Atlantic County Board of Chosen Freeholders regarding the approval for reimbursement to the Town for monies expended in conjunction with the ARH proposal dated 12/19/06 for survey and design services associated with the Central Avenue Improvement project. We have attached a copy of the ARH proposal dated 12/19/06 for Council's consideration. In order for the survey and design work to continue we will need the Mayor and Council's action on this proposal.

Referred to Rob Scharle, CFO, and Bond Counsel for bond ordinance preparation.

4. Downtown Parking Areas (11-40029):

Main Street Hammonton and the Downtown Advocate have been working with the Mayor to research the feasibility of constructing Municipal Parking Lots in the rear of certain parcels which front Bellevue Avenue and 12th Street as well as Egg Harbor Road. Initial investigations have concluded that there is a general consensus among property owners to cooperate with the Town's objectives. Therefore, the Town is requesting professional services from Adams, Rehmann & Heggan to complete survey base plans for each area and prepare scaled concept plans for the project area based on sketches provided by Mainstreet Hammonton. A copy of the formal proposal and scope of services is provided within this report for consideration.

Motion by Councilperson Wuillermin, seconded by Councilperson Colasurdo, authorize a purchase order in the amount of \$11,800.00 to complete the scope of services as defined in Proposal #07-0082 subject to the availability of funds.

ROLL CALL

Councilpersons:

Bertino – Y

Colasurdo – Y

Marino – Y

Massarelli – Absent

Vitalo – Y

Wuillermin – Y

Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

5. Atlantic County Open Space Round 8 (11-01070):

As a requirement of the County's Open Space Program, the Town is required to make a subsequent application to Green Acres. Attached to this report are Green Acres Enabling Resolutions; one for each of the priorities previously applied for under the County's Round #8 program. The properties and priorities as previously decided are as follows:

- PRIORITY 1 – Block 4204, Lot 28
- PRIORITY 2 – Block 4204, Lots 26 & 27
- PRIORITY 3 – Block 3505, Lot 11

- PRIORITY 4 – Block 3301, Lots 68 (Portion) & 70
- PRIORITY 5 – Block 801, Lots 1 THRU 6 & 10
- PRIORITY 6 – Block 4009, Lots 5, 6 & 7
- PRIORITY 7 – Block 4012, Lot 10

Refer to New Business for resolutions.

6. Boyer Avenue Recreation (11-50099):

Phase III

Scoping:

Previously we were asked to prepare a proposal for design of Phase III. Our office met with the Parks and Recreation Committee on Tuesday, February 20, 2007. As a result of the meeting, the Committee will be coordinating a discussion between members of the Soccer Board, Little League and our office. Once this discussion takes place and the next phase is defined we will finish our proposal.

2007 Layout

The phase I & phase II fields have sustained a substantial turf growth and will be ready for use this spring. The soccer program will be the first organization to utilize the facility. In order to accommodate the soccer program, there will be modifications made to the site layout. Instead of two full size soccer fields as designed in the phase I area, there will be four fields of varying sizes. The increase in the playable fields creates a demand for additional parking. In an effort to establish additional parking there is a need to install fencing (approximately 750 feet) along the fields. In order to complete this task through the Gowers' Contract we are requesting authorization for Gowers to install fencing and gates at the unit prices set forth in the Contract. The additional work will extend beyond the contract value; however we request authorization to proceed with the final monetary value determined in a final quantities change order, based on actual installed quantities.

If a dollar figure must be assigned please note the following:

- 750 LF of new fence @ \$7.00/LF	=	\$5250.00
- 50 LF (assumed) replaced fence @ \$7.00/LF	=	\$350.00
- Relocate existing Gate (quoted from Gowers)	=	\$1000.00
<hr/>		
TOTAL:		\$6600.00
ROUNDED (factor of safety)		\$7000.00

The existing Contract has \$3,995.00 remaining. Therefore there is a need for approximately \$3,000.00 above and beyond the Contract value.

Motion by Councilperson Wuillermin, seconded by Councilperson Vitalo, authorize Gowers to complete the installation of additional fencing and a gate on the Boyer Avenue site, based on the unit prices established in the Contract and the quote of \$3,000.00 to relocate the gate.

ROLL CALL

Councilpersons:

Bertino – Y

Colasurdo – Y

Marino – Y

Massarelli – Absent

Vitalo – Y

Wuillermin – Y

Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

SEWER & WATER INFORMATION ITEMS

7. Egg Harbor Road Utility Extension Phase II and IIA (11-50111):

All work on the Sanitary Sewer system has been completed and the Contractor has one extension remaining to complete regarding the water system. Council approved an extension of time at the last meeting creating a new contract completion date of February 21. As of the date of this report, it does not appear as though the Contractor will be complete with all of the improvements, but will have finished all utility extensions. We will be meeting with the Water and Sewer committee prior to the date of the Council meeting and provide this committee with an update and determine if

liquidated damages are justified should the contract not be completed on time. Payment Application #4 appears on this month's bill list for consideration.

8. Water Allocation (11-30088):

Firm Source Calculation

Plans and specifications have been completed for the 1,500 gpm standby well (Well #7) at the Well 5 site. We hand delivered the plans to NJDEP-BSDW on February 8, 2007. The submission was made without the required fee, which is included on the bill list for approval. Once obtained, the fee will be forwarded to the State.

At the last meeting, Council accepted the Water and Sewer Sub-Committee's recommendation to incorporate the routine rehabilitation of Well #5 within the scope of work for the construction of the stand-by well. Once approval is received by NJDEP, the project will be advertised for bid.

Major Modification Application:

Bids were awarded to AC Schultes with a base bid of \$63,200.00 and increases in scope for a total bid of \$93,200.00. Contracts were prepared and forwarded to the Solicitor for review. We are awaiting his approval before they are issued to the contractor.

Future Well:

On January 30, 2007, we met with representatives from Pinelands, NJDEP Water Allocation and NJDEP Geological Survey. The purpose of the meeting was to obtain a consensus from the approval agencies for the most practical location to explore for a new well source. At this meeting, we reviewed potential locations as well as the requirements that will be associated with obtaining a future diversion approval. It was determined that the Town will ultimately need to perform comprehensive aquifer testing procedures.

As reported last meeting, we were pursuing a reduction in the aquifer testing protocol associated with the current activity (increase in monthly and annual diversion) since the direction received from Geological Survey differed from pre-bid and the time that the formal review was issued by said agency. Since the Town will ultimately require 72 hour pump test on all sources for the future well, it was decided by the Water and Sewer Sub-Committee to have the current aquifer testing contract cover not only the current need but the additional future requirements. Consequently, the current contract will provide a 72 hour pump test at each facility. The results of this exercise can be used for the future application of the new source and therefore, eliminate the need for repeating the study.

As a reminder, the aquifer test proposal is the prerequisite to allow the Town to increase the monthly allocation from 77.5 MG to approximately 113 MG. The application also included a request to increase to the annual allocation of 603 MG to some projected factor that parallels the monthly request for increase.

9. 1.5 Million Gallon Water Storage Tower (11-30000):

At the last meeting, the bid of \$2,000.00 for the tank investigation was awarded to Mumford-Bjorkman. It is our understanding that a meeting will be held during the week of February 19th to initiate the process.

10. Well #7 (11-30131):

A draft form of settlement contract has been prepared by SJ Gas officials and modified by Town Officials. A final draft is in the process of being prepared by the Solicitor. It is possible that the Sub-Committee will have reviewed the final draft and be in position to recommend its contents to Mayor and Council on the night of the meeting.

Councilperson Bertino questioned Solicitor if the agreement has been finalized and if so could he obtain a copy of the agreement prior to Mayor and Council taking action on same?

Solicitor responded contract is nearly complete and he will supply a copy prior to Mayor and Council approval.

PUBLIC WORKS - INFORMATION ITEMS

11. Hammonton Lake Survey (06-0510):

As authorized last meeting, ARH field crews have started to gather the data, elevations, locations, etc. within the Hammonton Lake Park site. The targets have been set for the aerial flight and the control information forwarded to the Aerial Flight firm for their records. It is our understanding that

the flight has been completed and we should expect the data supplied by mid March. Once that is received, we will provide the initial base plan plotting of information to the Recreation Committee of the Mayor and Council for review, comment and seek further direction.

12. **Atlantic County Recreation and Open Space Round #6 & Round #7 (11-01064-68):**

It is our understanding that the Solicitor is following up on the initial contact letter sent out to the affected property owners for the following parcels:

1. Walmer Street (Wescoat Tract)
2. Grand Street Parcel (Portion of former Whitehall tract)
3. St. Martins DePorres parcel (rear wetlands portion tract)

The County is very anxious for the Town to provide them with an update on the Town's intent as to the use of the funds allotted for completion of the required tasks to proceed with purchase of these parcels. An update must be provided on Rounds #6 and 7 parcels so as to not jeopardize the loss of these funds or the potential for additional funds presently being considered by the County.

The Recreation Committee of the Mayor and Council, our office and the Solicitor must meet to formulate a response.

13. **2007 Capital Improvement Projects (11-01001-97):**

We met with representatives from the Sewer, Water, Public Works and Recreation Committees to review priority projects for the 2007 calendar year which included preliminary budget allotments for each project. These projects and cost projections must be further reviewed and discussed with the Mayor, Council, Chief Financial Officer, Auditor and Bond Council in order to establish the 2007 budget amounts.

14. **Transportation Enhancements, Bellevue Ave-12th Street Improvements (11-40011):**

Work has commenced on the project with water and sewer utility improvements being installed beginning at the Horizon Deli at Bellevue Avenue and Egg Harbor Road and continuing towards Third Street. In the next month, trees should be removed and a majority of the utility work completed. The Contractor has indicated that demolition of the existing curbs and sidewalks will be coordinated with SJ Gas with a start time of approximately the second week in March.

We have met with members of Council regarding additional work for the project in the form of Banner Poles, drip irrigation controls, and upgrading of trees. NJDOT has concurred that these items can be approved via change order. Once additional funds have been allocated and costs finalized, we will seek Mayor and Council's approval for a change order. Payment application #1 appears on this month's bill list for consideration.

15. **Pleasant Street Reconstruction State Aid (11-40017):**

Subsequent to the last meeting of Mayor and Council we have received the pavement cores from Craig Testing. The report indicated a 20% penalty in the base course item of which the Contractor will be responsible for. The Contractor is currently contesting the penalty and has since solicited a second certified testing laboratory to complete pavement cores and report. Once the second report is provided to our office, we will compare results to that which was previously provided and determine if the penalty is warranted.

There is no payment on this month's bill list for Mount Construction. Once the pavement cores have been analyzed and the punchlist items addressed, we will move forward with project closeout and ultimately seek reimbursement of the remaining funds from the NJDOT.

Councilperson Bertino questioned how does council handle a matter such as this penalty given to the contract by the Town?

Mr. Vettese advised Mayor and Council on the process of issuing a penalty to the contractor.

16. **Boyer Avenue Land Application – Pinelands/USGS Study (11-50058):**

Representatives from the Town, USGS and Pinelands met on January 31, 2007 and again on February 9, 2007. At the first meeting, USGS provided an overview of activity to date. Additional data was requested from ARH and Pennoni which will help USGS determine a more definitive timeline for activity and remedies employed from the start up of the facility. Certain theories were offered, but none of which were conclusive at this time as to the possible causes for percolation rates less than design expectations. Additional site work will be conducted as soon as the

weather is suitable. Follow-up meetings will be held to advise the Town and the Pinelands of the additional work completed. At this writing, there is no formal report that can be offered to Council due to the amount of work yet to be completed by USGS.

PENDING ISSUES:

- Sludge Management
- Storm Water Management Plan and Ordinance Revisions
- Pine, Basin Oak Road Well Contamination
- NJDEP Surface Water Permit – Hearing rescheduled to March 22, 2007
- Tuckahoe Turf Permit Response
- Well #6 Reuse
- Kramer Beverage Basin
- ACIA Funding

SOLICITOR REPORT

State office building
Landlord Ordinance Amendment Report/Introduction/Litigation
KKK
COAH-Peter Karabashian & ARH prepare cost estimate for (site suitability investigation)
Tax Abatement Ordinance
Pulte/Old Forks Road Development:
Bowman Bankruptcy
Status of Bonds
Agreement with Triad regarding sewer installation
CPI 3.84% permissible rental increases

MAYOR REPORT

Report on Chat with Mayor
Advised on the “State of the Town of Hammonton” address
*thanked Dept Heads who have helped to achieve our goal
Onsite parking for Hawks at Lake Park– ARH investigating same
*Little League or Hawks may need to utilize Capella Field if parking problem not resolved
Advised of March 12 budget meeting at 7 pm (will be broadcast)

Five Minute Recess

Mayor DiDonato called a five minute recess.

Resume Regular Order of Business

TOWN CLERK/ADMINISTRATOR REPORT

Town Clerk Report Informational Items:

Free Rabies Clinic 3/17/07 1-3 pm at Shore Vet, 357 S WHP Hammonton
Atlantic Co JIF Certificates of Achievement:
Using 100% Modified Duty
Three Year Loss Ratio Average
Won Best Utility Department for Water and Sewer Departments
Qualified for \$1500 Meeting Safety Incentive Program

Town Clerk Report Action Items & Transfer Resolution:

Confirm previous hiring of Michelle Vayo, Finance Office, 2/12/07
Request authorize advertise to hire Radio Dispatcher-full time temporary
Accept Declination of Appointment John Zaorski, Conflict Public Defender
*must appoint Conflict Public Defender for year 2007
Authorize Advertise Bid for Firefighting Equipment-cost covered by grant
Authorize school Oddo, Maimone, Velardi 3/14/07 cost \$297.00
Authorize school Marino & Vitalo cost \$894.00
#R32-2007 Transfer Resolution

Resolution Providing for the Transfer of Funds in Budget

BE IT RESOLVED by the Mayor and Common Council of the Town of Hammonton, County of Atlantic, and State of New Jersey, that there be and hereby is authorized the following **transfers** from the budget appropriations for **2006 Reserve Funds**:

FROM: IN CAP
 Administration SW 6-01-20-101-111 665.20
 Police SW 6-01-25-119-111 1,649.04

TO: IN CAP
 Computer SW 6-01-20-133-111 1,149.04
 Fire OE 6-01-25-117-200 1,165.20

Motion by Councilperson Bertino, seconded by Councilperson Vitalo, approve Town Clerk Action Items and Resolution 32-2007.

ROLL CALL

Councilpersons:
 Bertino – Y
 Colasurdo – Y
 Marino – Abstain on his school request only
 Massarelli – Absent
 Vitalo – Abstain on his school request only
 Wuillermin – Y
 Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

APPROVAL BILL LIST/PAYROLL/OVERTIME-ATTACHED

Motion by Councilperson Colasurdo , seconded by Councilperson Wuillermin, approve bill list, payroll and overtime for the month of February, 2007.

On the Question: Councilperson Bertino questioned the payment to Dolan. He stated he felt the invoice was charged to Ordinance 6-06 in error and should have been charged to Ordinance 1-06.

The Assistant Clerk retrieved the purchase order for Clerk to review.

ROLL CALL

Councilpersons:
 Bertino – Abstain on Garden State Color Lab bill only
 Colasurdo – Y
 Marino – Y
 Massarelli – Absent
 Vitalo – Y
 Wuillermin – Y
 Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

Approve Corrected Payment to Dolan

After review of bill from Dolan by the Clerk it was on motion by Councilperson Bertino, seconded by Councilperson Colasurdo, approve payment of Dolan’s bill out of Ordinance 1-2006 in the amount of \$104,238.00.

ROLL CALL

Councilpersons:
 Bertino – Y
 Colasurdo – Y
 Marino – Y
 Massarelli - Absent
 Vitalo – Y
 Wuillermin – Y
 Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

COMMUNICATIONS

Communications Action Items:

- Authorize Easement Atlantic City Electric B2416-L1 West End Ave. (cont. upon cont. Lance & ARH)
- Accept retirement Anthony Amedio effective 6/1/07
- Accept resignation John Luca from Zoning Board of Adjustment
- Authorize refund John Marinella escrow \$401.96, \$87.88, \$.25
- Authorize MS Bike Tour Sept 29 & 30
- Authorize advertise for Lifeguard
- From MaryJoan Wyatt request attend school 2/22/07 cost \$70.00
- From James Massara request attend school Mar 27-30 cost \$250.00
- From Fire Co. #2 accept James Day III & John Brudon as new members
- From Fire Co. #1 accept Josh Merlino as new member
- From Elwood Fire Rescue Co. request purchase Hammonton's Breathing Apparatus
- *ok to sell as value is under \$3150 threshold mandating auction
- From Planning Board req M&C approval no parking signs west side Rita Rose Ave (need Ord)
- *Clerk advised will need an ordinance amendment

Motion by Councilperson Marino, seconded by Councilperson Vitalo, approve Communication Action Items.

ROLL CALL

Councilpersons:

- Bertino – Y
- Colasurdo – Y
- Marino – Y
- Massarelli – Absent
- Vitalo – Y
- Wuillermin – Y
- Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

Communication Information Items for consideration:

- Letter of response from DY Airport Clear Zone (copied all involved as previously requested by M&C)
- Request to hire Carmella Santora full time (refer to Budget Mtg)
- Request promote Susan Carroll to Senior Clerk Typist

Motion by Councilperson Bertino, seconded by Councilperson Wuillermin, promote Susan Carroll to Sr. Clerk Typist effective this evening.

ROLL CALL

Councilpersons:

- Bertino – Y
- Colasurdo – Y
- Marino – Y
- Massarelli - Absent
- Vitalo – Y
- Wuillermin – Y
- Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

From Alfred Messina request to tie into public water within 90 days

Ordered received and filed.

- From Antonio Lubrano request street light at 90 Plymouth Road
- From Joe Italiano request street lights on Railway Avenue
- From Dr. Falcone request street light pole #40061 at 210 Wood Street

Refer street light requests to committee for investigation.

From William Cappuccio client John Cavuto purchase B2421-L2.03

Clerk noted Mr. Cappuccio requested his letter be withdrawn.

REPORTS-January 2007

Report of the Town Clerk, Registrar, and Construction Official for the month of January 2007, was ordered received and filed.

UNFINISHED BUSINESS

None.

BUSINESS-ORDINANCES

Ordinance #002-2007 Salaries PBA

ORDINANCE # 2 -2007

AN ORDINANCE FIXING THE SALARIES OF THE MEMBERS OF THE MAINLAND PBA LOCAL #77 (HAMMONTON) FOR THE TOWN OF HAMMONTON

BE IT ORDAINED BY MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC, NEW JERSEY as follows:

Section 1. The Town of Hammonton has employed qualified personnel for purpose of handling the duties in the police department. Pursuant to a negotiated contract between the representatives of the Police Department PBA, the salaries, clothing, vacation time, benefits etc. have all been set for the calendar years 2006, 2007, 2008 and 2009. Individuals employed as Police Officers and Sergeants shall be paid pursuant to the contract. Minimums and maximums as per contract are as follows:

	MINIMUM	MAXIMUM
Police Officer	\$38,104.00	\$75,583.00
Sergeant	\$70,255.00	\$81,838.00

Section 2. The appropriate salary that each employee covered under this contract shall be paid will be determined by the language contained in the aforementioned contract. No prior contract language or language contained in the prior salary ordinance shall be applicable for purposes of determining the salary level of any police officer.

Section 3. There shall be added as a longevity increment for each full-time employee as negotiated and set forth in the contract.

Section 4. The method of payment of the salaries to each employee shall be fixed by resolution by Mayor and Council.

Section 5. All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of such inconsistency.

Section 6. This ordinance shall take effect after final passage and publication according to law and its provisions shall be retroactive to January 1, 2006.

Motion by Councilperson Colasurdo, seconded by Councilperson Wuillermin, the ordinance be taken up for and pass first reading.

ROLL CALL

Councilpersons:

Bertino – Y

Colasurdo – Y

Marino – Y

Massarelli – Absent

Vitalo – Y

Wuillermin – Y

Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

Ordinance #003-2007 Bond Ordinance Firefighting Equipment

BOND ORDINANCE PROVIDING FOR ACQUISITION OF FIREFIGHTING TURNOUT GEAR IN AND BY THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC, NEW JERSEY, APPROPRIATING \$99,875 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$4,744 BONDS OR NOTES OF THE TOWN TO FINANCE PART OF THE COST THEREOF

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The improvement described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Town of Hammonton, New Jersey as a general improvement. For the improvement or purpose described in Section 3, there is hereby appropriated the sum of \$99,875, including a \$94,881 Federal Homeland Security Grant and \$250 as down payment for the improvement as required by the Local Bond Law. The down payment is available in the Capital Improvement Fund.

Section 2. In order to finance the cost of the improvement or purpose, negotiable bonds are hereby authorized to be issued in the principal amount of \$4,744 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is for acquisition of firefighting turnout gear.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation established herein.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8(a). The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget of the Town of Hammonton is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense. It is an improvement or purpose that the Town may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this ordinance, is 5 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Town as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond

ordinance by \$4,744, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$20,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

Section 7. Any grant moneys received for the purpose described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 8. The chief financial officer of the Town is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Town and to execute such disclosure document on behalf of the Town. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Town pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Town and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Town fails to comply with its undertaking, the Town shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 9. The full faith and credit of the Town are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Town, and the Town shall be obligated to levy ad valorem taxes upon all the taxable real property within the Town for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 10. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Motion by Councilperson Wuillermin, seconded by Councilperson Colasurdo, the ordinance be taken up for and pass first reading.

ROLL CALL

- Councilpersons:
- Bertino – Y
- Colasurdo – Y
- Marino – Y
- Massarelli – Absent
- Vitalo – Y
- Wuillermin – Y
- Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

RESOLUTIONS

#R33-2007 Commemorate JIF

#R 33-2007

A RESOLUTION COMMEMORATING THE 20TH ANNIVERSARY OF THE ATLANTIC COUNTY MUNICIPAL JOINT INSURANCE FUND

WHEREAS, the Atlantic County Municipal Joint Insurance Fund has been organized pursuant to N.J.S.A. 40A:10-36 et seq., and

WHEREAS, the Town of Hammonton is a member of the Atlantic County Municipal Joint Insurance Fund; and

WHEREAS, the Atlantic County Municipal Joint Insurance Fund commenced operations on January 1, 1987 with seven charter members who, when challenged with an unfavorable market for their insurance,

decided to join together to avoid the high costs and limited coverage associated with traditional insurance for fire and property, liability and workers compensation risks; and

WHEREAS, over the past 20 years the Fund has grown to 43 members and stands today as one of the greatest examples of an inter-local service agreement in the State of New Jersey's history; and

WHEREAS, municipalities participating in the ACMJIF have saved their local taxpayers millions of dollars in the form of lower premiums and the return of nearly \$17 million dollars in surplus distributions; and

WHEREAS, the elected officials and the municipal employees covered by the Atlantic County Municipal Joint Insurance Fund are the foundation of the Fund's success and without whose dedication to the Fund Safety and Risk Management programs the Fund would not have achieved the status it enjoys today; and

WHEREAS, the Town of Hammonton wishes to recognize and commemorate the Fund on its 20th year of successful operation.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Town of Hammonton assembled in a public session on February 26, 2007, that this body does hereby recognize and commemorate 2007 as the 20th year of the successful operation of the Atlantic County Municipal Joint Insurance Fund; and

BE IT FURTHER RESOLVED that the *Mayor and Council of the Town* of Hammonton wishes to acknowledge this 20th Anniversary as a milestone event in the history of the Fund and wishes the Fund continued success for many years to come; and

BE IT FURTHER RESOLVED, that a copy of this Resolution shall be provided to the Executive Director of the Atlantic County Municipal Joint Insurance Fund for his information and distribution to the membership.

#R34-2007 Temporary Capital Budget Firefighting Equipment

#R 34-2007
TOWN OF HAMMONTON
TEMPORARY CAPITAL BUDGET

WHEREAS, the need has arisen to introduce bond ordinances to provide funds for the Acquisition of a Firefighting Turnout Gear from the General Capital Fund, including all appurtenances necessary and related thereto, and;

WHEREAS, the regulations of the Local Finance board (N.J.A.C. 5:30-4.3(b)) of the Division of Local Government Services, Department of Community Services requires that the municipality adopt a temporary capital budget if a bond ordinance is to be passed prior to the adoption of the Annual Capital Budget, and;

WHEREAS, the ordinance provides a total appropriation as follows:

<u>Description</u>	<u>Total Appropriation</u>	<u>Bonds or Notes</u>	<u>Grant</u>	<u>Downpayment -- Capital Improvement Fund</u>
	General Capital Fund			
Acquisition of Firefighting Turnout Gear	<u>\$ 99,875</u>	<u>\$ 4,744</u>	<u>\$94,881</u>	<u>\$ 250</u>

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Town of Hammonton, County of Atlantic that:

- (1) a Temporary Capital Budget is hereby created for the following:

General Capital Fund

Acquisition of Firefighting
Turnout Gear \$ 99,875

- (2) the project will be included in the Annual Capital Budget, and
- (3) one certified copy shall be forwarded to the Director of the Division of Local Government Services immediately after passage.

#R35-2007 Emergency Budget

RESOLUTION # 35-2007

Resolution of the Mayor and Common Council of the Town of Hammonton, County of Atlantic, State of New Jersey, making temporary emergency appropriations for the Current Fund of the said Town of Hammonton.

Whereas, N.J.S.A. 40A:4-20 provides that temporary emergency appropriations may be made for the period between the beginning of the fiscal year and the date of adoption of the budget for said year; and

Whereas, the date of this resolution is not within the first thirty days of January 2007; and

Now, Therefore Be It Resolved by the Mayor and Common Council of the Town of Hammonton, New Jersey, that the following **Current Fund** temporary emergency appropriations for 2007 are hereby made:

Administration		
Salaries & Wages		100,000.00
Other Expenses		15,000.00
Elections		
Other Expenses		3,000.00
Finance		
Salaries & Wages		48,000.00
Other Expenses		5,000.00
Annual Audit		
Other Expenses		6,000.00
Assessment of Taxes		
Salaries & Wages		26,000.00
Other Expenses		4,000.00
Collection of Taxes		
Other Expenses		3,000.00
Legal		
Salaries & Wages		21,000.00
Other Expenses		3,000.00
Public Buildings & Grounds		
Salaries & Wages		8,500.00
Other Expenses		9,000.00
Gasoline		
Other Expenses		40,000.00
Natural Gas		
Other Expenses		13,000.00
Electric		
Other Expenses		20,000.00
Telephone & Telegraph		

Other Expenses	15,000.00
Planning Board	
Salaries & Wages	9,000.00
Board of Adjustment	
Salaries & Wages	1,000.00
Other Expenses	200.00
Rent Control	
Salaries & Wages	200.00
Shade Tree Commission	
Salaries & Wages	200.00
Other Expenses	200.00
Environmental Commission	
Salaries & Wages	200.00
Historical Society	
Salaries & Wages	1,200.00
Other Expenses	1,000.00
Computer	
Salaries & Wages	12,000.00
NJ Disability	
Other Expenses	10,000.00
Fire	
Other Expenses	25,000.00
State Fire Prevention Code	
Salaries & Wages	6,500.00
Other Expenses	4,000.00
Police	
Salaries & Wages	900,000.00
Other Expenses	80,000.00
Police Radio Communications	
Salaries & Wages	80,000.00
Other Expenses	3,000.00
Rescue Squad	
Other Expenses	1,000.00
Special Services	
Other Expenses	1,500.00
Streets & Roads (Highway)	
Salaries & Wages	230,000.00
Other Expenses	208,500.00
Street Lighting	
Other Expenses	90,000.00
Dog Regulations	
Other Expenses	2,000.00
Parks	
Salaries & Wages	200.00

Recreation		
Salaries & Wages		14,000.00
Celebration of Public Events		
Other Expenses		1,000.00
Property Maintenance		
Other Expenses		2,000.00
Construction Official		
Salaries & Wages		62,000.00
Other Expenses		2,500.00
Municipal Prosecutor		
Salaries & Wages		6,000.00
Municipal Court		
Salaries & Wages		63,700.00
Other Expenses		3,500.00
Advertising		
Other Expenses		12,000.00
Municipal Airport		
Salaries & Wages		500.00
Other Expenses		1,000.00
Social Security		
Other Expenses		65,451.42
Group Insurance Plan		
Other Expenses		400,000.00
Workman's Compensation		
Other Expenses		131,219.00
PERS		<u>(5,600.00)</u>
Total		<u>\$2,765,670.42</u>

#R36-2007 Emergency Utility Budget

#R 36-2007
RESOLUTION

Resolution of the Mayor and Common Council of the Town of Hammonton, County of Atlantic, State of New Jersey, making temporary emergency appropriations for the operation of publicly owned and operated utilities of the said Town of Hammonton.

Whereas, N.J.S.A. 40A:4-20 provides that temporary emergency appropriations may be made for the period between the beginning of the fiscal year and the date of adoption of the budget for said year; and

Whereas, the date of this resolution is not within the first thirty days of January 2007; and

Now, Therefore Be It Resolved by the Mayor and Common Council of the Town of Hammonton, New Jersey, that the following **Water Utility** temporary emergency appropriations for 2007 are hereby made:

<u>Operating Costs</u>	
Salary & Wages	90,000.00
Other Expenses	200,000.00
Social Security	6,000.00
PERS	3,400.00

Subtotal 299,400.00

Be It Further Resolved, that the following **Sewerage Utility** temporary emergency appropriations for 2007 are hereby made:

	<u>Operating Costs</u>
Salaries & Wages	70,000.00
Other Expenses	350,000.00
Social Security	10,000.00
PERS	2,200.00
Subtotal	432,200.00
GRAND TOTAL	731,600.00

#R37-2007 Our Lady of Mt. Carmel Event

RESOLUTION # 37 -2007

RESOLUTION AUTHORIZING AND ENDORSING THE ANNUAL
"FEAST OF OUR LADY OF MT. CARMEL" PROCESSION AND CARNIVAL

WHEREAS, the Mt. Carmel Society continues to promote the Town of Hammonton with their annual "Feast of Our Lady of Mt. Carmel" procession and carnival; and

WHEREAS, Mayor and Council has and continues to support the efforts of the Mt. Carmel Society; and

WHEREAS, the week of **July 10th through July 16th** is the scheduled date for the Lady of Mt. Carmel carnival and events in the Town of Hammonton; and

WHEREAS, the Mt. Carmel Society has requested assistance of the Town of Hammonton Police Department for the week of July 10th through July 16th; and

WHEREAS, July 16th is the scheduled date for processions, one at 9:00 A.M. and one at 4:00 P.M., (times may vary at discretion of Hammonton Police Chief) and the Mt. Carmel Society requests police protection and road closures of the following streets in the Town of Hammonton for said procession:

9:00 a.m. procession

From Mt. Carmel Hall (Tilton St. to Bellevue Ave.)
Right on Bellevue proceed to Washington St.
Left onto Bellevue and proceed to Central Ave.
Left onto Third St. and proceed to Pratt St.
Right onto Pratt St. and back to Tilton St.

4:00 p.m. procession

From St. Joseph Church west (S 3rd Street to intersection of 3rd & Fairview)
Continue south to the (intersection of Fairview & Egg Harbor Road)
Continue east to the (intersection Egg Harbor Rd./Railroad Ave & Bellevue)
Continue north on Bellevue to (intersection of Bellevue & 3rd St.)
Conclude parade at place of origin traveling west to (St. Joseph Church)

WHEREAS, the Mt. Carmel Society is also requesting the closing of Tilton Street (from French St. to Pratt St.) from July 10th to July 16th inclusive to sponsor carnival which will be situated on Mt. Carmel grounds bound by Third, Pratt and French streets, Tilton to be used as part of the midway;

WHEREAS, the Mt. Carmel Society is also requesting the closing of Third Street (from Pratt to Pleasant) from July 10th to July 16th;

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC AND STATE OF NEW JERSEY, that the July 16th week of carnival and events and the July 16th Our Lady of Mount Carmel Society procession of streets is acknowledged and endorsed by the Town of Hammonton contingent upon the following:

1. Filing of necessary insurance certificate by Mt. Carmel Society.
2. Filing of required State and County written approvals for street closures with the Town Clerk's office and the Chief of Police at least two weeks prior to event.

#R38-2007 Tax Resolution February

#R 38-2007
RESOLUTION

WHEREAS, the following accounts need to have amounts credited, transferred, canceled, refunded, or changed.

Block	Lot	INCORRECT	CORRECTION	NAME	PER	ACCT/REASON
3801	17.06	<1,694.79>		FIRST AMERI ROSIE		TAX/OVERPAYMENT
4902	23	<885.25>		FIRST AMERI ROSIE		TAX/OVERPAYMENT
3801	44	<94.89>		SCHENK JIMMY		WATER/TURNED OFF
3711	4	<400.00>		BREHM JIMMY		SEWER/TURNED OFF
3711	4	<69.00>		BREHM JIMMY		WATER/TURNED OFF
3701	13	<13,411.84>		MRE LLC MARYJOAN		TAX/DELETION
3702	2	13,411.84		MRE LLC MARYJOAN		TAX/NEW BL/LOT
2709	17	<165.20>		RICCA JIMMY		SEWER/VACANT
2709	17	<1,279.77>		RICCA JIMMY		WATER/VACANT
2706	1	<417.40>		O'DONNELL JIMMY		SEWER/READ ERROR
2102	5.01	<180.93>		LUTZ JIMMY		SEWER/READ ERROR
2102	5.01	<447.68>		LUTZ JIMMY		WATER/READ ERROR
3714	10	<453.80>		O'TOOLE JIMMY		SEWER/READ ERROR
2905	33	<120.06>		BORCHESTERJIMMY		WATER/READ ERROR
3301	57	<929.60>	154.80	LAR ENTER JIMMY		SEWER/READ ERROR
2813	12	<353.66>	63.94	PEREZ JIMMY		WATER/READ ERROR
2401	6	<70.50>	25.00	COLUCCI JIMMY		WATER/TURNED OFF
2401	6	<400.00>		COLUCCI JIMMY		SEWER/TURNED OFF
2704	9	<228.38>	268.83	FONDACARO JIMMY		WATER/READ ERROR
3715	24.03	<1,253.80>	600.30	MORTELLITE JIMMY		WATER/READ ERROR
4908	2CO52	<469.80>		SCARANI JIMMY		WATER/READ ERROR
1901	16.01	<698.20>		CALABRIA JIMMY		SEWER/READ ERROR
1102	19	<298.85>	78.30	FRASSETTO JIMMY		WATER/READ ERROR
3502	3	<1,208.82>		BROWN JIMMY		WATER/READ ERROR
3502	3	<1,704.92>		BROWN JIMMY		SEWER/READ ERROR
3203	4	<472.41>		ARASZ JIMMY		WATER/READ ERROR
4116	5	<146.16>		GUIFFRE JIMMY		WATER/READ ERROR
2104	6	<815.63>		221 LAKE TER JIMMY		WATER/VACANT
3714	9.1	<469.80>		LUCCA JIMMY		WATER/READ ERROR
2702	4	<511.00>	123.60	BOCELLE JIMMY		SEWER/READ ERROR
2301	1.01	<404.35>		MIDURE ROSIE		TAX/OVERPAYMENT

NOW THEREFORE BE IT RESOLVED by mayor and council to authorize and direct the tax collector to credit, transfer, cancel, refund, or change the above accounts.

#R39-2007 Award Bid Purchase Trash Truck

RESOLUTION # 39-2007

RESOLUTION AWARDING CONTRACT ON BID
Trash Truck

WHEREAS, the Town of Hammonton did advertise for competitive bids for purchase of trash truck which were received on February 7, 2007; and

WHEREAS, the only bid received was from GranTurk Equipment Co. Inc. in the total amount of \$231,418.00; and

WHEREAS, the bid of GranTurk Equipment Co. Inc. has been determined to be consistent with the requirements of the Town of Hammonton and the Public Contract Laws of the State of New Jersey.

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, ATLANTIC COUNTY, AND STATE OF NEW JERSEY that a contract be awarded to GranTurk Equipment Co. Inc. in the amount of \$231,418.00 and consistent with the bid submitted.

#R40-2007 Application for Recycling Tonnage Grant 2006

RESOLUTION # 40 -2007

RESOLUTION AUTHORIZING GRANT APPLICATION
FOR RECYCLING TONNAGE GRANT FOR YEAR 2006

- WHEREAS,* The Mandatory Source Separation and Recycling Act, P.L. 1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and
- WHEREAS,* It is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and
- WHEREAS,* The New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and
- WHEREAS,* The recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and
- WHEREAS,* A resolution authorizing this municipality to apply for such tonnage grants will memorialize the commitment of the municipality to recycling and to indicate the assent of the Town of Hammonton to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and
- WHEREAS,* Lance Schiernbeck is herein designated as the individual authorized to ensure that the application is properly completed and timely filed.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Common Council of the Town of Hammonton in the County of Atlantic and State of New Jersey that the Town of Hammonton hereby endorses this submission of the Recycling Tonnage Grant Application to the New Jersey Department of Environmental Protection and therefore designates Lance Schiernbeck to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the Recycling Tonnage Grant be deposited in a dedicated Recycling Trust Fund to be used solely for the purpose of recycling; and

BE IT FUTHER RESOLVED that the Mayor, Town Clerk/Administrator and Lance Schiernbeck, Recycling Coordinator are hereby authorized to execute any and all documents in furtherance of this Resolution.

#R41-2007 Home Show Event

RESOLUTION # 41 -2007

RESOLUTION AUTHORIZING AND ENDORSING
HOME SHOW

WHEREAS, the Greater Hammonton Chamber of Commerce has and continues to promote the Town of Hammonton with scheduled events in the downtown business district such as the Home Show; and

WHEREAS, Mayor and Council has and continues to support the efforts of the Greater Hammonton Chamber of Commerce Home Show; and

WHEREAS, April 28, 2007 is the scheduled date for the Home Show from 10:00 a.m. to 3:00 p.m.

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, STATE OF NEW JERSEY, that the April 28, 2007 Home Show is acknowledged and endorsed with the following streets being closed:

N. Egg Harbor Road (between Orchard Street and Pleasant Street)

#R42-2007 Red White Blueberry Festival

#R 42 -2007

RESOLUTION APPROVING THE TEMPORARY ROAD CLOSURE OF A PORTION OF LIBERTY STREET AND SUPPORTING THE TEMPORARY ROAD CLOSURE OF A PORTION OF FAIRVIEW AVENUE TO ASSIST ON TRAFFIC CONTROL DURING THE RED, WHITE AND BLUEBERRY FESTIVAL

WHEREAS, the Hammonton Chamber of Commerce with the support of the Town of Hammonton presents the annual Red White and Blueberry Festival; and

WHEREAS, said event takes place at the Hammonton Middle School located at the intersection of Fairview Avenue and Liberty Street; and

WHEREAS, in 2004 the event was switched from a downtown location to its current site; and

WHEREAS, in an effort to better accommodate the traffic flow and facilitate pedestrian safety of the patrons attending the event, the Chamber has requested that the Town close Liberty Street from Pleasant Street to Fairview Avenue and Fairview Avenue from Linda Avenue to Fourth Street; and

WHEREAS, the Town is agreement to the temporary closure of Liberty Street from Pleasant Street to Fairview Avenue between the hours of 10:30 a.m. and 3:30 p.m. on July 1, 2007 for the intended purpose; and

WHEREAS, the Town is aware that the Chamber has applied to the County for closure of County Route 678 (Fairview Avenue) from Linda Avenue to Fourth Street on the same date and time; and

WHEREAS, the County requires a resolution of support regarding County road closures within the municipality;

NOW, THEREFORE, BE IT RESOLVED by the MAYOR and TOWN COUNCIL of the TOWN of HAMMONTON that:

1. The Town accepts the Chamber of Commerce's request to close Liberty Street from Pleasant Street to Fairview Avenue.
2. The Town supports the Chamber of Commerce's application to the County of Atlantic to close Fairview Avenue form Linda Avenue to Fourth Street.
3. The road closures have been reviewed by the Town of Hammonton Police Department and uniform traffic control will be provided at the closure points as assistance to the day's events.
4. The County and the Town roads where designated will be closed from 10:30 a.m. and 3:30 p.m. on July 1, 2007.

#R43-2007 Sewer & Water Installation Pizzo Brown

#R43-2007

RESOLUTION GRANTING PRELIMINARY APPROVAL FOR SANITARY SEWER AND WATER MAIN INSTALLATION AND AUTHORIZING MAYOR TO EXECUTE STATE APPLICATIONS FOR SEWER EXTENSION

WHEREAS, Pizzo Brown, LLC with offices located at 1065 Route 22 West, Bridgewater, New Jersey has made an application to the Town of Hammonton for sanitary sewer and water main installation for a 14 unit single family home subdivision project located along proposed Juniper Lane, known as Block 2201, Lots 47 and 50 within the R-2 zone of the Town of Hammonton; and

WHEREAS, the design plans and accompanying documents have been reviewed by Schaeffer, Nassar & Scheidegg, conflict engineer for the Town of Hammonton, the Water and Sewer Superintendents, and the Water and Sewer Committee of the Mayor and Council; and

WHEREAS, the Conflict Town Engineer did provide a report dated 12/8/06 to the Water and Sewer Committee of Mayor and Council; and

WHEREAS, as the Committee provided a favorable recommendation for preliminary sanitary sewer and water main installation consideration subject to compliance with the conditions noted in the Engineer's report and items noted by the Review Committee; and

WHEREAS, the Hammonton Planning Board did grant preliminary and final major subdivision approval with conditions; and

WHEREAS, the NJDEP must review and approve the design plans, specifications, reports, etc. for sanitary sewer extension to service the property.

WHEREAS, NJDEP approval is required prior to final approval by Mayor and Council for sanitary sewer extensions; and

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC AND STATE OF NEW JERSEY that preliminary sanitary and water main installation approval is hereby granted consistent with the review of the Sewer and Water Committee of Mayor and Council, and that said Town preliminary approval is conditioned on the NJDEP approval of the project design plans, specifications, reports, etc. for the extension of sanitary sewer to service the property subject to satisfying the conditions noted in the Town's Conflict Engineer's report dated 12/8/06 and other items noted by the Review Committee; and

BE IT FURTHER RESOLVED, that the Mayor and the Town of Hammonton are hereby authorized to execute on behalf of the Town of Hammonton all required applications required for sanitary extension to the above referenced property.

#R44-2007 Green Acres \$150,000

#R44-2007
State of New Jersey
Department of Environmental Protection
Green Acres Enabling Resolution

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program ("State"), provides loans and/or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition and development of lands for outdoor recreation and conservation purposes; and

WHEREAS, the Town of Hammonton desires to further the public interest by obtaining funding in the amount of \$150,000.00 from the State to fund the following project(s): purchase of Block 4204, Lot 28 at a cost of \$150,000.00;

NOW, THEREFORE, the governing body/board resolves that John J. DiDonato or the successor to the office of Mayor is hereby authorized to:

- (a) make application for such a loan and/or such a grant,
- (b) provide additional application information and furnish such documents as may be required, and
- (c) act as the authorized correspondent of the above named applicant; and

WHEREAS, the State shall determine if the application is complete and in conformance with the scope and intent of the Green Acres Program, and notify the applicant of the amount of the funding award; and

WHEREAS, the applicant is willing to use the State's funds in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the State for the above named project;

NOW, THEREFORE, BE IT FURTHER RESOLVED BY THE Town of Hammonton

1. That the Mayor of the above named body or board is hereby authorized to execute an agreement and any amendment thereto with the State known as **Priority #1**;
2. That the applicant has its matching share of the project, if a match is required, in the amount of \$150,000.00; **An application is on file with Atlantic County, No Match Anticipated**
3. That, in the event the State's funds are less than the total project cost specified above, the applicant has the balance of funding necessary to complete the project;
4. That the applicant agrees to comply with all applicable federal, state, and local laws, rules and regulations in its performance of the project; and
5. That this resolution shall take effect immediately.

#R45-2007 Green Acres \$8,500

#R45-2007
 State of New Jersey
 Department of Environmental Protection
 Green Acres Enabling Resolution

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program ("State"), provides loans and/or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition and development of lands for outdoor recreation and conservation purposes; and

WHEREAS, the Town of Hammonton desires to further the public interest by obtaining funding in the amount of \$8,500.00 from the State to fund the following project(s): purchase of Block 4204, Lots 26 & 27 at a cost of \$8,500.00;

NOW, THEREFORE, the governing body/board resolves that John J. DiDonato or the successor to the office of Mayor is hereby authorized to:

- (a) make application for such a loan and/or such a grant,
- (b) provide additional application information and furnish such documents as may be required, and
- (c) act as the authorized correspondent of the above named applicant; and

WHEREAS, the State shall determine if the application is complete and in conformance with the scope and intent of the Green Acres Program, and notify the applicant of the amount of the funding award; and

WHEREAS, the applicant is willing to use the State's funds in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the State for the above named project;

NOW, THEREFORE, BE IT FURTHER RESOLVED BY THE Town of Hammonton

6. That the Mayor of the above named body or board is hereby authorized to execute an agreement and any amendment thereto with the State known as **Priority #2**;
7. That the applicant has its matching share of the project, if a match is required, in the amount of \$8,500.00; **An application is on file with Atlantic County, No Match Anticipated**
8. That, in the event the State's funds are less than the total project cost specified above, the applicant has the balance of funding necessary to complete the project;
9. That the applicant agrees to comply with all applicable federal, state, and local laws, rules and regulations in its performance of the project; and
10. That this resolution shall take effect immediately.

#R46-2007 Green Acres \$12,500

#R46-2007
 State of New Jersey
 Department of Environmental Protection
 Green Acres Enabling Resolution

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program ("State"), provides loans and/or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition and development of lands for outdoor recreation and conservation purposes; and

WHEREAS, the Town of Hammonton desires to further the public interest by obtaining funding in the amount of \$12,500.00 from the State to fund the following project(s): purchase of Block 3505, Lot 11 at a cost of \$12,500.00;

NOW, THEREFORE, the governing body/board resolves that John J. DiDonato or the successor to the office of Mayor is hereby authorized to:

- (a) make application for such a loan and/or such a grant,
- (b) provide additional application information and furnish such documents as may be required, and
- (c) act as the authorized correspondent of the above named applicant; and

WHEREAS, the State shall determine if the application is complete and in conformance with the scope and intent of the Green Acres Program, and notify the applicant of the amount of the funding award; and

WHEREAS, the applicant is willing to use the State's funds in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the State for the above named project;

NOW, THEREFORE, BE IT FURTHER RESOLVED BY THE Town of Hammonton

- 11. That the Mayor of the above named body or board is hereby authorized to execute an agreement and any amendment thereto with the State known as **Priority #3**;
- 12. That the applicant has its matching share of the project, if a match is required, in the amount of \$12,500.00; **An application is on file with Atlantic County, No Match Anticipated**
- 13. That, in the event the State's funds are less than the total project cost specified above, the applicant has the balance of funding necessary to complete the project;
- 14. That the applicant agrees to comply with all applicable federal, state, and local laws, rules and regulations in its performance of the project; and
- 15. That this resolution shall take effect immediately.

#R47-2007 Green Acres \$275,000

#R47-2007
 State of New Jersey
 Department of Environmental Protection
 Green Acres Enabling Resolution

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program ("State"), provides loans and/or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition and development of lands for outdoor recreation and conservation purposes; and

WHEREAS, the Town of Hammonton desires to further the public interest by obtaining funding in the amount of \$275,000.00 from the State to fund the following project(s): purchase of Block 3301, Lots 68 (portion) & 70 at a cost of \$275,000.00;

NOW, THEREFORE, the governing body/board resolves that John J. DiDonato or the successor to the office of Mayor is hereby authorized to:

- (a) make application for such a loan and/or such a grant,
- (b) provide additional application information and furnish such documents as may be required, and
- (c) act as the authorized correspondent of the above named applicant; and

WHEREAS, the State shall determine if the application is complete and in conformance with the scope and intent of the Green Acres Program, and notify the applicant of the amount of the funding award; and

WHEREAS, the applicant is willing to use the State's funds in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the State for the above named project;

NOW, THEREFORE, BE IT FURTHER RESOLVED BY THE Town of Hammonton

- 16. That the Mayor of the above named body or board is hereby authorized to execute an agreement and any amendment thereto with the State known as **Priority #4**;
- 17. That the applicant has its matching share of the project, if a match is required, in the amount of \$275,000.00; **An application is on file with Atlantic County, No Match Anticipated**
- 18. That, in the event the State's funds are less than the total project cost specified above, the applicant has the balance of funding necessary to complete the project;
- 19. That the applicant agrees to comply with all applicable federal, state, and local laws, rules and regulations in its performance of the project; and
- 20. That this resolution shall take effect immediately.

#R48-2007 Green Acres \$180,000

#R48-2007
 State of New Jersey
 Department of Environmental Protection
 Green Acres Enabling Resolution

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program ("State"), provides loans and/or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition and development of lands for outdoor recreation and conservation purposes; and

WHEREAS, the Town of Hammonton desires to further the public interest by obtaining funding in the amount of \$180,000.00 from the State to fund the following project(s): purchase of Block 801, Lots 1 thru 6 & 10 at a cost of \$180,000.00;

NOW, THEREFORE, the governing body/board resolves that John J. DiDonato or the successor to the office of Mayor is hereby authorized to:

- (a) make application for such a loan and/or such a grant,
- (b) provide additional application information and furnish such documents as may be required, and
- (c) act as the authorized correspondent of the above named applicant; and

WHEREAS, the State shall determine if the application is complete and in conformance with the scope and intent of the Green Acres Program, and notify the applicant of the amount of the funding award; and

WHEREAS, the applicant is willing to use the State's funds in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the State for the above named project;

NOW, THEREFORE, BE IT FURTHER RESOLVED BY THE Town of Hammonton

- 21. That the Mayor of the above named body or board is hereby authorized to execute an agreement and any amendment thereto with the State known as **Priority #5**;
- 22. That the applicant has its matching share of the project, if a match is required, in the amount of \$180,000.00; **An application is on file with Atlantic County, No Match Anticipated**
- 23. That, in the event the State's funds are less than the total project cost specified above, the applicant has the balance of funding necessary to complete the project;
- 24. That the applicant agrees to comply with all applicable federal, state, and local laws, rules and regulations in its performance of the project; and
- 25. That this resolution shall take effect immediately.

#R49-2007 Green Acres \$90,000

#R49-2007
 State of New Jersey
 Department of Environmental Protection
 Green Acres Enabling Resolution

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program ("State"), provides loans and/or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition and development of lands for outdoor recreation and conservation purposes; and

WHEREAS, the Town of Hammonton desires to further the public interest by obtaining funding in the amount of \$90,000.00 from the State to fund the following project(s): purchase of Block 4009, Lots 5, 6 & 7 at a cost of \$90,000.00;

NOW, THEREFORE, the governing body/board resolves that John J. DiDonato or the successor to the office of Mayor is hereby authorized to:

- (a) make application for such a loan and/or such a grant,
- (b) provide additional application information and furnish such documents as may be required, and
- (c) act as the authorized correspondent of the above named applicant; and

WHEREAS, the State shall determine if the application is complete and in conformance with the scope and intent of the Green Acres Program, and notify the applicant of the amount of the funding award; and

WHEREAS, the applicant is willing to use the State's funds in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the State for the above named project;

NOW, THEREFORE, BE IT FURTHER RESOLVED BY THE Town of Hammonton

- 26. That the Mayor of the above named body or board is hereby authorized to execute an agreement and any amendment thereto with the State known as **Priority #6**;
- 27. That the applicant has its matching share of the project, if a match is required, in the amount of \$90,000.00; **An application is on file with Atlantic County, No Match Anticipated**
- 28. That, in the event the State's funds are less than the total project cost specified above, the applicant has the balance of funding necessary to complete the project;
- 29. That the applicant agrees to comply with all applicable federal, state, and local laws, rules and regulations in its performance of the project; and
- 30. That this resolution shall take effect immediately.

#R50-2007 Green Acres \$75,000

#R50-2007
 State of New Jersey
 Department of Environmental Protection
 Green Acres Enabling Resolution

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program ("State"), provides loans and/or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition and development of lands for outdoor recreation and conservation purposes; and

WHEREAS, the Town of Hammonton desires to further the public interest by obtaining funding in the amount of \$75,000.00 from the State to fund the following project(s): purchase of Block 4012, Lot 10 at a cost of \$75,000.00;

NOW, THEREFORE, the governing body/board resolves that John J. DiDonato or the successor to the office of Mayor is hereby authorized to:

- (a) make application for such a loan and/or such a grant,
- (b) provide additional application information and furnish such documents as may be required, and
- (c) act as the authorized correspondent of the above named applicant; and

WHEREAS, the State shall determine if the application is complete and in conformance with the scope and intent of the Green Acres Program, and notify the applicant of the amount of the funding award; and

WHEREAS, the applicant is willing to use the State's funds in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the State for the above named project;

NOW, THEREFORE, BE IT FURTHER RESOLVED BY THE Town of Hammonton

31. That the Mayor of the above named body or board is hereby authorized to execute an agreement and any amendment thereto with the State known as Priority #7;
32. That the applicant has its matching share of the project, if a match is required, in the amount of \$75,000.00; *An application is on file with Atlantic County, No Match Anticipated*
33. That, in the event the State's funds are less than the total project cost specified above, the applicant has the balance of funding necessary to complete the project;
34. That the applicant agrees to comply with all applicable federal, state, and local laws, rules and regulations in its performance of the project; and
35. That this resolution shall take effect immediately.

Motion by Councilperson Wuillermin, seconded by Councilperson Bertino, resolutions 33 through 50 be adopted.

ROLL CALL

Councilpersons:

Bertino – Y

Colasurdo – Y

Marino – Y

Massarelli – Absent

Vitalo – Y

Wuillermin – Y

Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

LICENSE APPROVAL

St. Joseph Home School Assoc. (raffle) Nov 30, 2007

St. Joseph Home School Assoc. (raffle) 10 week club

Greater Hammonton Chamber of Commerce (ABC) 5/11/07

Motion by Councilperson Marino, seconded by Councilperson Vitalo, approve license applications as listed by the Clerk. Motion carried.

PUBLIC HEARD

John Mazzeo – 168 Broadway

Mr. Mazzeo, who is a plumber, addressed council concerning sewer and water installations on Bellevue Avenue.

He questioned when did the water and sewer installation on Main Street begin?

Mr. Vettese responded approximately 3 weeks ago.

When was the plumbing permit pulled for this job?

Mr. Vettese responded approximately a week ago.

Mr. Mazzeo questioned who is responsible for overseeing that all pertinent codes are being followed?

Councilperson Wuillermin stated when town officials create the specifications for the project, they should advise Mayor and Council of the pertinent codes.

Mr. Mazzeo questioned how could the construction official enforce the code, when the construction official does not know the work is taking place?

Councilperson Wuillermin questioned is Mr. Mazzeo stating that John Aloisio was not aware of the work taking place?

Mr. Mazzeo confirmed that to his knowledge Mr. Aloisio was not aware of same.

Councilperson Wuillermin questioned if Councilperson Bertino was aware of the work beginning in the downtown area and if he was aware of the code?

Councilperson Bertino responded he believed Mr. Mazzeo is stating that John Aloisio was not aware of the full extent of the project.

Councilperson Wuillermin then stated that Mayor and Council voted upon this project which included connecting to the shop owners property.

Mr. Mazzeo stated it has always been the homeowners responsibility to pay for connection fees. The town's responsibility has always stopped at the curb.

Councilperson Wuillermin explained that we are replacing/upgrading the infrastructure, which is old, prior to replacing curb/sidewalk/roadway, to avoid tearing up the roadway in the future to replace the existing and aging infrastructure.

Mr. Mazzeo stated the onus would not fall upon the Town to replace the infrastructure in the future, it would fall upon the property owner.

Mr. Vettese explained there have been lateral replacements in the past by shop owners, however, this is a curb/sidewalk project and the grant was for same.

Mr. Mazzeo stated Mayor and Council could have received grant money and applied same but still should have the property owner pay for their lateral.

Councilperson Wuillermin stated this project has been ongoing for several years and questioned Councilperson Bertino, what prior council's intentions were for this project?

Councilperson Bertino stated there was discussion to replace all laterals prior to curb/sidewalk/roadway installation. We did not determine who would pay for same or discuss the code at that time. He believes Mr. Mazzeo is stating that we should have been aware of code requirements and it was a mistake on our part.

Mr. Mazzeo stated he feels this project is unfair to every taxpayer in the town that the Town of Hammonton. The taxpayers are paying for private sewer connections in the downtown. He also added that the plumber was placing SDR35 pipe which is illegal and the inspector on site was not aware of this. He also questioned did the town pay a fine, because a fine would be imposed upon a taxpayer in non compliance?

Mr. Mazzeo questioned what if the property owner does not want to replace the incorrect pipe?

Solicitor advised the Town has an easement.

Mr. Mazzeo stated Mr. Steve DiDonato asked for his help with historic building project and he could not afford to offer his help because his taxes are approximately \$9000 per year and he sends his children to private school. He stated he hopes that these same problems do not occur with our new town hall project. He also suggested that Mr. Vitalo should attend town hall building committee meetings if he has to approve payment of bills concerning town hall project.

Mayor DiDonato advised they do have an appointed building committee and those members do attend town hall building committee meetings.

Mr. Mazzeo thanked Mayor and Council for their time.

Lynn Mazzeo Amoriello – 601 Wilbur Avenue

Ms. Amoriello stated Mayor and Council are sending mixed messages to the public. She stated there are seniors on fixed income and Mayor and Council are giving shop owners free sewer lines. She offered her accounting services if Mayor and Council want to bill the shop owners for sewer connection in the future. She stated that she had to pay for her sewer lines and tie in same or be fined. She does not feel it is fair. She thanked Mayor and Council for their time and wished them a pleasant evening.

Mayor DiDonato requested the Clerk follow up with Mr. Aloisio and ARH to be certain that everything is in place with this project.

John LaMazza – Fairview Avenue

Mr. LaMazza advised he was upset about being denied tree removal and then viewed other trees being removed that in his opinion were in good health. He handed pictures of these trees for Mayor and Council to view.

Councilperson Wuillermin questioned who removed the trees?

Mr. LaMazza responded the Highway Department removed the trees. Mr. LaMazza requested Mayor and Council perform a full investigation.

Mayor DiDonato referred this matter to Shade Tree Committee.

#R51-2007 Resolution Enter Into Executive Session

BE IT RESOLVED, by the Mayor and Common Council of the Town of Hammonton that, in accordance with the "Open Public Meetings Act," an Executive Session is authorized on this below adopted date, for the purpose of discussing and/or acting upon:

1. Approve Executive Session Minutes
2. Personnel
3. Litigation

BE IT FURTHER RESOLVED, that the minutes of said Executive Session shall be released only after same will have no adverse effect on the matters involved as determined by the Mayor and Common Council.

Motion by Councilperson Bertino, seconded by Councilperson Colasurdo, the resolution to enter into closed session be adopted.

ROLL CALL

Councilpersons:

Bertino – Y

Colasurdo – Y

Marino – Y

Massarelli – Absent

Vitalo – Y

Wuillermin – Y

Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

Resume Regular Order of Business

Motion by Councilperson Colasurdo, seconded by Councilperson Bertino, resume the regular order of business. Motion carried.

Appoint Conflict Public Defender

Motion by Councilperson Colasurdo, seconded by Councilperson Marino, appoint Peter Bonfaglio as Conflict Public Defender for the Town of Hammonton effective this evening.

ROLL CALL

Councilpersons:

Bertino – Y

Colasurdo – Y

Marino – Y

Massarelli – Absent

Vitalo – Y

Wuillermin – Y

Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

#R52-2007 Amend Employment Severance Plan

#R 052-2007

RESOLUTION AMENDING
EMPLOYMENT SEVERANCE PLAN

The Town of Hammonton hereby resolves as follows:

1. Any employee who has at least (30) years of employment service to the Town is eligible to elect to participate in this plan.
2. Eligible electing employees will also receive the equivalent of one year of their 2007 salary (including longevity) paid out over four years in equal installments in July of each year, beginning in July 2007. Example: If 2007 salary was \$40,000.00, the electing employee would receive four payments of \$10,000.00 in July 2007, 2008, 2009 and 2010.
3. An eligible, electing employee will receive compensation for unused sick time and vacation time as per the Town ordinance.
4. The election must be made on or before March 15, 2007 by completing and signing the appropriate form and filing it with the Town Clerk. Failure to file within this time period bars the employee from participation.
5. Contemporary with the election, the employee must submit to the Town Clerk his/her irrevocable letter of separation from employment, which date of separation must be prior to June 1, 2007.
6. Mayor and Council reserve the right to rescind this resolution prior to implementation of the severance plan if they determine that implementation will have an adverse financial and/or operational impact.

Motion by Councilperson Bertino, seconded by Councilperson Vitalo, adopt resolution 52-2007.

ROLL CALL

- Councilpersons:
 Bertino – Y
 Colasurdo – Y
 Marino – Y
 Massarelli – Absent
 Vitalo – Y
 Wuillermin – Y
 Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

Approve PBA Uniform

Motion by Councilperson Colasurdo, seconded by Councilperson Bertino, approve PBA uniform contingent upon review of Police Chief and Labor Attorney, Steve Barse.

ROLL CALL

- Councilpersons:
 Bertino – Y
 Colasurdo – Y
 Marino – Y
 Massarelli – Absent
 Vitalo – Y
 Wuillermin – Y
 Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

Authorize Advertise on Town website for RFP's to Perform Foreclosures

Motion by Councilperson Colasurdo, seconded by Councilperson Vitalo, authorize Clerk to advertise for RFP's on Town website to perform foreclosure services. Solicitor to provide specification for RFP.

ROLL CALL

Councilpersons:

Bertino – Y

Colasurdo – Y

Marino – Y

Massarelli – Absent

Vitalo – Y

Wuillermin – Y

Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

Appoint Unexpired Term John Luca (Board of Adjustment)

Motion by Councilperson Colasurdo, seconded by Councilperson Marino, appoint Renee Vitale as Board of Adjustment member (4 year term) to unexpired term of John Luca to expire 12/31/07.

ROLL CALL

Councilpersons:

Bertino – Y

Colasurdo – Y

Marino – Y

Massarelli – Absent

Vitalo – Abstain

Wuillermin – Y

Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

Appoint Shade Tree Commission Alternate #2

Motion by Councilperson Colasurdo, seconded by Councilperson Bertino, appoint John LaMazza as Shade Tree Commission Alt #2 member.

ROLL CALL

Councilpersons:

Bertino – Y

Colasurdo – Y

Marino – Y

Massarelli – Absent

Vitalo – Abstain

Wuillermin – Y

Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

MEETING ADJOURNED

Motion by Councilperson Wuillermin, seconded by Councilperson Bertino, the meeting be adjourned. Motion carried.

Minutes Recorded by April Boyer Maimone, Assistant Municipal Clerk

Minutes Approved by Susanne Oddo, Town Clerk/Administrator