

REGULAR MEETING OF COUNCIL

Monday, January 23, 2006 at 7:00 P.M.

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

ROLL CALL

Mayor DiDonato

Councilpersons: Bertino, Colasurdo, Falcone, Massarelli, S. Lewis, Wuillermin

PRESENT ALSO

Brian Howell, Town Solicitor

Bob Vettese, Town Engineer

PLEDGE OF ALLEGIANCE

Mayor DiDonato requested his father, who is a veteran, to lead those present this evening in the pledge of allegiance. Mayor DiDonato further requested a moment of silence for all those soldiers who have lost their lives in our fight for freedom.

PUBLIC SAFETY NOTICE

This meeting has been properly posted on the bulletin board reserved for such notices on the first floor of the Town Hall 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.

APPROVAL OF MINUTES

Motion by Councilperson S. Lewis, seconded by Councilperson Falcone, the minutes of the regular meeting held 1/9/06 be approved and reading of same dispensed with. Motion carried.

DISPENSE WITH REGULAR ORDER OF BUSINESS

Motion by Councilperson Colasurdo, seconded by Councilperson Wuillermin, dispense with the regular order of business. Motion carried.

HEARING Ordinance 1-2006 Town Hall Vine Street Project

Ordinance #001-2006 entitled "BOND ORDINANCE PROVIDING

FOR THE CONSTRUCTION OF A NEW MUNICIPAL COMPLEX IN AND BY THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC, NEW JERSEY, APPROPRIATING \$5,900,000 AND AUTHORIZING THE ISSUANCE OF \$5,619,000 BONDS OR NOTES OF THE TOWN TO FINANCE PART OF THE COST THEREOF," was read by title only.

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

No one desired to be heard.

Motion by Councilperson Wuillermin, seconded by Councilperson Colasurdo, the hearing be closed and the ordinance be adopted.

ROLL CALL - Yeas: Bertino, Colasurdo, Falcone, Massarelli,

S. Lewis, Wuillermin and Mayor DiDonato.

Nays: None.

Mayor DiDonato declared the motion carried.

Motion by Councilperson S.Lewis, seconded by Councilperson Wuillermin, the ordinance be given legal publication. Motion carried.

RESUME REGULAR ORDER OF BUSINESS

Motion by Councilperson Wuillermin, seconded by Councilperson Massarelli, resume the regular order of business. Motion carried.

PUBLIC HEARD FOR AGENDA ACTION ITEMS

Motion by Councilperson Bertino, seconded by Councilperson Wuillermin, the meeting be opened for public hearing on agenda action items.

No one desired to be heard.

Motion by Councilperson Wuillermin, seconded by Councilperson Falcone, the public heard portion of the meeting be closed. Motion carried.

COMMITTEE REPORTS

COUNCILPERSON COLASURDO

Commend Police Officers

Councilperson Colasurdo commended the police officers as well as the Police Chief for honoring Mayor and Council's request for those officers living out of town to park their vehicles at town hall each evening. He also thanked the Police Chief to foot patrol on Main Street.

Thank you Volunteers

Councilperson Colasurdo thanked Greg Crescenzo and all volunteers who have donated their time to the downtown cleanup.

Police Vehicles

Councilperson Colasurdo stated he requested the Police Chief to order police vehicles that are capable of receiving regular gas as a cost savings and he has complied.

Councilperson Colasurdo also stated he received several positive public responses concerning Mayor and Council televising and re televising the council meetings and also received comments concerning council's dress and hair style.

Blueberry Logo

Councilperson Colasurdo passed out the blueberry logo chosen by his committee for town vehicles, stationery, etc.

Councilperson Bertino questioned the coloring?

Councilperson Colasurdo responded the coloring can be modified.

Motion by Councilperson Colasurdo, seconded by Councilperson S. Lewis, adopt blueberry logo as town logo.

All members of council voted in the affirmative.

Mayor DiDonato declared the motion carried.

Police Department Water Problem

Councilperson Colasurdo reported back on the attempt to remedy the leaking problem in the Police Department. He stated he placed window coverings to prevent leakage and will report back to council whether his attempted remedy has worked or not at a later date.

Councilperson Falcone questioned if the flooding is coming up from the floor as reported by police department personnel?

Councilperson Colasurdo stated no the flooding is coming through the window well.

COUNCILPERSON MASSARELLI

Councilperson Massarelli reported that she too was involved with the remedy to the flooding in the police department and agrees with Councilperson Colasurdo.

COUNCILPERSON WUILLERMIN

Water/Sewer Capital Projects

Councilperson Wuillermin reported he met with ARH, Water/Sewer Superintendents and Tara Russo, Accountant, to review all capital projects and source of funding for same. He expects to meet again and try to prioritize those most pressing projects as well as ascertain the time frame for same.

He will be reporting on water allocation at subsequent meetings.

Water/Sewer Hook Up Fees

Councilperson Wuillermin stated that he received a request concerning whether council had the ability to create a payment plan for hook up fees for water and sewer as this would alleviate the additional burden on seniors. He requested the Solicitor to investigate if this is allowable under the law firstly and then if it is allowable to create an ordinance outlining a payment plan for those eligible.

COUNCILPERSON FALCONE

Hammonton Board of Education

Councilperson Falcone stated that he attended the recent School Board Meeting held on Thursday, January 19th which began at 6:00 p.m. Those present were given the opportunity to tour the problem areas as well as the proposed remodeling of wing. He stated that he was disappointed in the lack of interest shown by the public. He believed the tour enabled one to better understand the urgent need for the new roof and additional wing.

Councilperson Falcone advised Mayor and Council of School Board Solicitor Donio's findings in that Councilperson Falcone cannot sit as liason to school board and council and be seated with school board members.

Snow Removal Services

Councilperson Bertino stated the town has been providing snow removal services to the school in the past and would like to codify the procedure for the future.

Councilperson Falcone stated if an agreement is put into place the school would be willing to compensate the town accordingly.

This matter referred to town solicitor to contact school solicitor.

COUNCILPERSON S. LEWIS

Park Commission

The reorganization meeting of the Park Commission was held on January 17th. At that time Bill Olivo was elected as Chairperson and Tony DeStasio was selected as Vice Chairperson for the 2006 year.

Clean Flo information packets were shared with the Commissioners. The process was discussed in order to bring new members up to date. Brian Kling from Clean Flo will be invited to the next Park Commission meeting which will be held on February 21st. Council members and members of the community are invited to ask questions directly to the owner at that meeting.

Capital Improvement projects were discussed. They include: used rail for the lake park at Egg Harbor Rd, Lake park improvements: security lighting by Kiwanis building, irrigation, repair items on safety audit, border mulch for new playground equipment, surfacing tennis courts at Liberty St, bathroom/concession stand at Boyer Avenue.

Environmental Commission

At the reorganization meeting of the Environmental Commission, Mike Hozick was elected as Chairperson and Robert Reitmeyer was elected as Vice Chairperson.

A letter was sent to the Parks & Recreation Committee regarding soil erosion at the lake park. Lou Rodio and Robert Reitmeyer met and reviewed the areas of erosion, and the letter from the Environmental Commission suggests ways to rectify the erosion and an offer of professional guidance from Robert Reitmeyer.

Various committee assignments were made.

Clean Flow Packets

Councilperson S. Lewis reported on the Park Commission meeting and project requests. She also advised "Clean Flow" packets were given to Park Commission members as well as members of Mayor and Council for their review.

Smart Growth Planning Application

Councilperson S. Lewis advised that Smart Planning Grants will be coming direct to town hall and Councilperson S. Lewis requested the Clerk to forward same to her when she receives same.

COUNCILPERSON BERTINO

Public Works & Transportation Committee

The Highway Department recently placed the 2 Crosswalk Signs at two locations in our Downtown. One at Bellevue Ave and 2nd St and another at Central Ave and Bellevue Ave.

Our Downtown Clean-up Program entered its 2nd week many storeowners have called and complimented on the cleaning of this area. In the spirit of volunteering-Greg Crescenzo of Tri County Paving has offered to continue the Downtown project for the Highway Department. Greg and his staff completed this past Friday and we thank him for his commitment to the Town.

On January 20, Four 35mph signs were placed along South Grand St. The Police Department assisted with this project.

Our Department is delivering some of the smaller toters to our Senior Citizens as requested and we are continuing the distribution of the large 96 gallon toters to our other residents. We are having our 2001 International Trash Truck installed with 2 kicker units for dumping the trash toters. The Highway Department demonstrated its new automated trash truck to the public and Lance would like to thank everyone for coming out, also a thank you to Mark Bianchini for supplying the refreshments. Starting January 30th we will begin curbside trash pickup with the new truck. We ask our residents to place the toters with lid opening curbside as indicated on the toters, please remember no recycling or other debris are to in the toters.

Request to move light-216 Marlyn Avenue

Atlantic City Electric will begin light and sensor changes beginning on Rt 30.

Construction completed curb work on Lakeshore Drive. Town forces will be completing the road restoration work.

Authorize Relocation Street Light - 216 Marlyn

Motion by Councilperson Bertino, seconded by Councilperson Wuillermin, authorize relocation of street light at 216 Marlyn Avenue.

All members of council voted in the affirmative.

Mayor DiDonato declared the motion carried.

Recycling Containers

Councilperson S. Lewis inquired where residents can go to obtain new recycling containers?

Councilperson Bertino advised residents can obtain recycling containers at Hammonton Highway Department or ACUA.

ENGINEER REPORT

Engineer Report Action Item from David Cella

Authorize Change Order Deduction Old Forks Road \$9,090.35

Motion by Councilperson Bertino, seconded by Councilperson Wuillermin, authorize change order deduction for Old Forks Road project in the amount of \$9,090.35.

All members of council voted in the affirmative.

Mayor DiDonato declared the motion carried.

SEWER & WATER - ACTION ITEMS

1. Egg Harbor Road Utility Extension (11-50111):

Punchlist Items for the project have been completed and a Maintenance Bond (#B188050) has been supplied by the Contractor. Mayor and Town Council approved Change Order #1 at the December meeting for the contractor to mill and repave the full width of Washington & 11th Streets as well as modify the pipe material installed beneath the railroad. Although this Change Order increased the value of the contract, it was anticipated that the overall value would show a net deduction in favor of the Town. This being the case, ARH is seeking approval of Change Order #2-Final in an amount reducing the Contract by \$20,877.15. This will provide a credit to the Municipality in the amount of \$511.00. Additionally, our office has reviewed and approved the value of the Maintenance Bond (#B188050) provided by the Contractor which will remain in effect for a period of two (2) years.

With regards to the overall status of the project, the work is complete and Payment Application #3/Final is on the Bill List for Mayor and Council's approval.

ACTION: Authorize Change Order Decreased - FW Shawl & Sons Inc.

Motion by Councilperson Wuillermin, seconded by Councilperson Bertino, approve

Change Order #2-Final to FW Shawl & Sons Inc. decreasing the contract in the total

amount of \$20,877.15. The final effect of all change orders will net a total

deduct of the original contract amount of \$511.00.

All members of council voted in the affirmative.

Mayor DiDonato declared the motion carried.

ACTION: Authorize Release of Performance Bond FW Shawl & Sons Inc.

Motion by Councilperson Wuillermin, seconded by Councilperson Bertino, release

the Performance Bond dated September 13, 2005 bearing page numbers 8-6 through 8-8

in the amount of \$419,935.00 posted with the Town subject to review and approval of

the Maintenance Bond by the Town Solicitor and Risk Manager.

All members of council voted in the affirmative.

Mayor DiDonato declared the motion carried.

2. Water Allocation (11-30088):

We updated the Town of Hammonton Water Department's monthly diversion to reflect November's usage as follows:

<u>Month</u>	<u>2004</u>	<u>2005</u>
June	47.98	70.01
July	58.55	68.38
August	50.64	66.83
September	46.60	68.38
October	42.12	42.53
November	31.00	33.54
December	29.82	30.54

Councilperson Wuillermin advised meeting in February scheduled in Trenton in this regard.

3. Elm Avenue/Cottage Street Sanitary Sewer Extension (11-50125):

Design work is progressing on the Sanitary Sewer Replacement project as preliminary plans and specifications as well as a project estimate have been prepared. ARH representatives will meet with the Town's Finance Department and determined the funds available for the project. It is anticipated that the design work for this project will be complete and ARH will seek a bid date for the project subject to funding availability.

During the process of designing the Sanitary Sewer Improvements for the project, it was determined that the roadway, curb and sidewalk within the project area was also in need of repair. Subsequently ARH met with the Committee on Public Works and at their request, a proposal was prepared to modify our design to include full width reconstruction of the roadway as well as replacement of curb and sidewalk where warranted. ARH has provided the Town with proposal #06-0041 dated January 9, 2006 to complete this additional work and inclusion of same into the bid package. We understand the project funds must be reviewed and established for this project.

Mr. Bob Vettese, Engineer, requested this request be held for approval of funding.

PUBLIC WORKS - ACTION ITEMS

4. Atlantic County Farmland Preservation Easement (11-01000-88):

The Town Clerk forwarded a copy of a letter from the County regarding the adoption of a resolution of support for the following properties requesting farmland preservation easement on their property.

Block 4901, Lots 25 & 26 - Bridge Avenue

Block 5302, Lot 7 - Laurel Avenue

Block 5402, Lot 1 - Bridge Avenue

Last month the Mayor and Council passed a resolution supporting the County's and property owners request for inclusion into the Farmland Preservation program.

At the same time, there are existing municipal roadways that these properties front where additional right-of-way, roadway or drainage easements may be needed. We reviewed the areas with the Highway Superintendent to determine if a need for any easements exists. We would request that an additional five (5) foot of right-of-way be sought for the parcel along Laurel Avenue designated as Block 5302, Lot 7, similar to that requested last year or another parcel.

ACTION: Authorize Purchase Order ARH Atl Co Farmland Preservation Easement

Motion by Councilperson Wuillermin, seconded by Councilperson Colasurdo, authorize ARH to prepare the legal descriptions as required to obtain the additional five (5) foot dedication for the property frontage of Laurel Avenue for Block 5302, Lot 7 along with any subsequent follow-up work required by the Atlantic County Planning Department for a figure not to exceed \$650.00.

All members of council voted in the affirmative.

Mayor DiDonato declared the motion carried.

5. New Town Hall (11-01060):

At the request of Mayor and Council our office has prepared a proposal for Site Design related services. At present the proposal includes the site design for the Town Hall Site on Central Avenue and Vine Street, along with the site design for the relocated Historical Society building on the Veterans Park property. We have attached a copy of the ARH proposal for Council's consideration. We have also previously provided the Town Clerk/Administrator with proposals from Jerry Canter for preparation of the traffic report along parcels from Richard Grubb & Associates Inc. and R. Alan Mounier related to Archaeological and Historical Architectural survey as required by the Pinelands Commission.

ACTION: Authorize Purchase Order ARH Town Hall Project Engineer Services

Motion by Councilperson Wuillermin, seconded by Councilperson Massarelli, authorize the ARH change to original proposal in the amount of \$3200.00 for professional services on the Town Hall project subject to the establishment of project funds. The Council should also consider the award of the traffic study and the Cultural Resource/Historical/Architectural survey to the selected professionals.

ON THE QUESTION:

Councilperson Colasurdo questioned will modification of contact hold up the entire town hall project?

Mr. Vettese responded no.

ROLL CALL - Yeas: Bertino, Colasurdo, Falcone, Massarelli,

S. Lewis, Wuillermin and Mayor DiDonato.

Nays: None.

Mayor DiDonato declared the motion carried and referred the contract to new business for resolution.

SEWER & WATER INFORMATION ITEMS

6. UST Removal at Wells #4 & 5 ~ Block 4604, Lot 23 - Block 1709, Lot 30.01

(11-30125):

The contractor has been notified to start the project and a purchase order was issued for same. We would expect the work to start later this month.

7. Egg Harbor Road Water Loop - 9th Street to Lake Park (11-30132):

The Solicitor is in the process of obtaining the easements required along the project route, and will provide our office with an update relating to this item later this month. As recommended by MUAC and Council, we met with the representatives of Red Bank Environmental to obtain their comments and input for the replacement of the monitoring wells on the Petetti property and the impact on the groundwater depths. Upon meeting with the design consultant along with the Water and Sewer Superintendent's we have made adjustments to the design plans to reduce the potential impact and concerns so that this project could move forward. We also discussed the plan modifications with the Sewer and Water Committee. Once the revisions are completed, we will resubmit the design plans to the Pinelands Commission, NJDEP and the County for approval.

8. Egg Harbor Road Utility Extension TSB - Infill Extensions (11-50122):

The contractor has completed the sanitary sewer pipe installation and the initial base pavement restoration. The contractor will return in the spring to complete the final restoration work. Once completed, we could proceed with final payment and project close-out.

9. Route #54, Water, Sanitary Sewer, Road Restoration Phase II (11-50120):

We have completed the initial design work for the project and made a submission of the design plans to the Pinelands Commission, the NJDEP and the USRD for review and approval of the design and project funding request.

10. White Horse Pike/Moss Mill Road Sanitary Sewer Extension (11-50124):

Preliminary design plans have been prepared for the project. ARH staff will meet with the Town's Finance Department to determine the available funds for the project. Applications to the NJDEP, SCD and Atlantic County are forthcoming. We will also be reviewing the areas where utility easements will be required and prepare the legal descriptions for the affected parcels.

11. Kessler Hospital Foundation Professional Center Water Service ~ Block 3801, Lot 75-79 (11-30000):

There are various areas where contamination has surfaced. We will be scheduling a meeting with the NJDEP representative assigned to the Hammonton area to compare data. The goal is to obtain funding for whatever area qualifies in order to offset the cost of public water extension.

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

The project plans and specifications have been substantially completed. Similar to other projects, ARH will meet with the Town's Finance Department to determine the available funds for the project. Based upon that investigation, it may be necessary to structure the contract in such a way that alternate bids are received for the project. ARH will contact the Committee on Public Works along with the Sewer and Water Committee to determine an appropriate date to receive bids subject to the certification of available funds. We will also submit plans to the NJDOT for review and approval prior to establishing a bid date. There may be a need to request an extension of time to the NJDOT should we have to wait for the project funding to be established.

13. Well 7 (11-30131):

Bids will be received on February 8, 2006. We will provide a bid summary to the Mayor and Council at a subsequent meeting for award consideration.

14. Sludge Management (11-50058):

We postponed the scheduling of a site visit to a Richmond, VA facility to view the sludge disposal alternative procedure known as the "Cannibal" System until after the new year. The newly appointed sub-committee was briefed on this issue and we are awaiting alternative dates for the site visit.

PUBLIC WORKS - INFORMATION ITEMS

15. 2005 Road Program (11-40023):

As authorized by the Mayor and Town Council, construction will take place on the following roadway projects:

A. Packard Street - Bellevue Avenue/Route #54 to Fairview Avenue County Route #678 - Roadway reconstruction and utility improvements as required.

B. Horton Street - Bellevue Avenue/Route #54 to Pleasant Street - Roadway reconstruction and utility improvements as required.

The Contracts have been executed and a pre-construction meeting was held on January 13, 2005. At the meeting the notice to proceed was discussed. Due to the nature of the project, we agreed with the Contractor and decided to hold the Notice to Proceed until February 27, 2006. This will minimize the potential for delays due to inclement weather, and allow for a safer work zone.

16. Transportation Enhancements, Front Street Walk (11-01056):

The Contractor has completed a majority of the punchlist items as requested by ARH. ARH has also met onsite with the Architect for the Pavilion and determined that the construction was completed in substantial conformance with the design. Once all punchlist items have been completed, Final Payment will be forwarded to the Town and reimbursement sought through the NJDOT.

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

By the time of the meeting, ARH will have met with the Town Solicitor to determine which easements for the project are still outstanding. Subsequently, ARH will aid the Solicitor in securing all of the necessary easements so that they can be filed with the County and a Certification can be included within the Town's NJDOT authorization to bid package. ARH will also have met with the Town's Finance Department to determine the funds available for the project. Pending the outcome of that investigation, the project specifications may need to be slightly modified to include alternate bidding scenarios.

18. FY 2005 CDBG A Curb/Sidewalk Replacement (11-40020):

ARH has issued the Notice to Proceed to the Contractor, Marandino Concrete Co. The Contractor has been officially advised to begin work on or before Monday January 23, 2006 and has 60 days to complete the project thereafter. We will have met with the Contractor to discuss project specifics

19. Oak Road/White Horse Pike Intersection Drainage Relief (11-40000-24):

ARH field crews have completed the locations and elevations at the project intersection. A base plan has been prepared and the design work started. We will meet with the Highway Superintendent to discuss the reconstruction options.

All affected parties have reviewed and accepted the protocol (modification of the lift and drop method) that was established for the remediation of the Kramer Beverage basin. Unfortunately, the whether has preempted this procedure from being implemented until the Spring. In the interim, the Public Works Department will stockpile leaves for use during the Spring event.

20. 2006 Capital Improvement Program (11-01000-89):

We met with the Water, Sewer and Highway Superintendents along with representatives from the various committees to review potential projects for 2006. We are in the process of preparing construction cost estimates for each of the projects. We will meet with the Town's finance officials to review present project funds before we meet again with the various committees so that a listing of project priorities could be prepared for Council's consideration.

21. Boyer Avenue Recreation (11-50099):

Phase II

Construction:

The Contactor has been active on the site since the last reporting period. Clearing operations are complete and drainage infrastructure is approximately 40% complete at this time. The Contractor's first payment request is on this month's bill list. As the project progresses we will continue to keep Mayor and Council updated. We have also requested a price from the contractor to complete work on the Phase I portion of the project site. Once obtained, we will review the cost with the Council Representatives to the Park Commission.

22. Old Forks Road Reconstruction (11-40007):

The Contractor has addressed outstanding punch list items. The Contractor has the final payment request on this month's billing list. Additionally, the final change order should be reviewed and approved in order to proceed with requisitioning NJDOT funds. Once final payment is released our office will compile the closeout documentation to send to the NJDOT.

PENDING ISSUES:

Kramer Beverage Commerce Way Basin

NJDEP Surface Water Permit

Boyer Avenue Land Application - Pinelands/USGS Study

Stormwater Management Plan and Ordinance Revisions

Letter Received Concerning Atlantic County Open Space Partnership Program

Mr. Vettese referring to a letter he handed to Mayor and Council this evening stated that he received a request that this Mayor and Council submit a letter from the Town of Hammonton to obtain Open Space Partnership funding.

Councilperson Colasurdo questioned will the town then be committed to the funding?

Councilperson Bertino explained the funding process to Councilperson Colasurdo and stated we are not obligated.

Motion by Councilperson Wuillermin, seconded by Councilperson S. Lewis, authorize letter to request Open Space Funding to be signed by Mayor.

All members of council voted in the affirmative.

Mayor DiDonato declared the motion carried.

Central Avenue

Mayor DiDonato questioned Bob Vettese on the status of Central Avenue.

Bob Vettese responded the roadway will be finished upon Pinelands and DOT approval.

Water Main

Councilperson Colasurdo questioned James Massara if the town can begin purchasing plastic water main?

Mr. Massara explained to Mayor and Council the different types of water main and stated he will look into same.

A discussion of Mayor and Council was held concerning various roadway projects.

Councilperson Wuillermin requested Bob Vettese prepare a map of town roadways that qualify for Federal aid?

SOLICITOR REPORT

1. Airport:

Request/receive authorization to formalize negotiations with seller and potential tenant of adjacent property.

Motion by Councilperson Bertino, seconded by Councilperson Wuillermin, authorize Solicitor to formalize negotiations at Hammonton Airport.

All members of council voted in the affirmative.

Mayor DiDonato declared the motion carried.

2. COAH:

Request permission to obtain professional to assist in providing third round data to COAH.

Councilperson Wuillermin advised COAH representative will be attending Planning Board meeting.

No action taken.

3. Historic Preservation Commission/Zoning and Planning Board:

Membership Issues

Solicitor to look into.

4. Sprint Telecommunications:

Go/no go; authorization to negotiate

Solicitor and Councilperson Wuillermin to meet with Sprint

Representative.

5. ARH matters:

- o Downtown Sidewalk Project: document outstanding easements;
- o Egg Harbor Road Project: complete easement evaluation;
- o Washington Street Pole relocation: coordinate field meeting between 3 contractors/ARH;
- o Green Acres: update open space inventory and investigate relocation of historic society building to Veteran's Park; and
- o 11th Street Ballfields: status vis-a-vis sale of municipal property.

6. Closed Session Issues:

- Litigation (3 matters).
 - 2. 11th Street Pinelands Application**

Motion by Councilperson Colasurdo, seconded by Council S. Lewis, authorize withdraw of 11th Street town hall Pinelands Application.

All members of council voted in the affirmative.

Mayor DiDonato declared the motion carried.

MAYOR REPORT

On Jan. 1st I announced this is the Dawn of a new era in Hammonton. This past Friday Congressman Frank LoBiondo (who is a good friend to this town) announced to a large crowd that today is the dawn of a new day for Kessler Memorial Hospital. Kessler is the only hospital in South Jersey awarded the veteran's Memorandum of Agreement to provide health care to veterans. This is a major milestone for our community hospital.

On January 18th I attended a Mayors meeting with Governor John Corzine, he mentioned that the state is running major deficits and is in a financial crisis. Based on this meeting, we must be ahead of the curve-cutting costs and spending now, while still providing quality services.

Keeping with our goal of providing an open government our newly formed fiscal oversight committee met this past Thursday. The Committee was made aware of the Town Chief Financial Officer advising me recently that we needed to borrow 13 million dollars to payoff a 2005 10 million dollar loan and 3 million for capital projects approved in 2005. Tonight as I speak, the Fiscal Oversight Committee is in a meeting busy combing through the numbers. There is concern that preliminary numbers show a major operating deficit in 2005.

At the Feb. 13th Council meeting we will be reviewing all capital spending, and prioritize which projects are necessities and which will have to be eliminated. I have also asked our Town Administrator to notify department heads to submit a 2006 budget less than 2005, while still offering quality services.

While we move forward during this Dawn of a new era, I ask everyone to work together-because together we can balance the budget and achieve our goals.

Televising and Retelevising Council Meetings

Mayor DiDonato advised he received comments about the televising and retelevising of council meetings. He advised we still must work on the sound during the play back.

Thank you Dad

Mayor DiDonato thanked his father who was present this evening for leading us in the pledge of allegiance and thanked him for his service in the armed forces.

TOWN CLERK/ADMINISTRATOR REPORT

Report on Bond Sale 2006

CERTIFICATE OF DETERMINATION AND AWARD

I, Robert Scharle, Chief Financial Officer of the Town of Hammonton, in the County of Atlantic, New Jersey (hereinafter referred to as the "Township"), HEREBY CERTIFY as follows:

1. I hereby determine to issue the Bond Anticipation Note (the "Note")

hereinafter described by virtue of the authority conferred upon me by the bond ordinance of the Township referred to in the attached chart by reference to number, date of adoption and amount of bonds or notes authorized, such notes to be issued in the amounts indicated in the chart.

TOTAL NUMBER DENOMINATION

PRINCIPAL

AMOUNT: \$13,915,600 2006-1 \$13,915,600

DATE: 1/11/06

MATURITY: 1/11/07

INTEREST

RATE PER

ANNUM: 4.125%

PLACE OF

PAYMENT: Office of the Chief Financial Officer, Town of Hammonton, Hammonton,

New Jersey

2. Pursuant to the authority so conferred upon me, I have awarded and sold

the Note to Commerce Capital Markets, Inc., at the price of \$14,016,070.63, plus an amount equal to the interest on the Note accrued to the date of payment of the purchase price.

3. No bonds of the Township have heretofore been issued pursuant to the bond

ordinance referred to in Section 1 hereof, except as set forth in the attached chart.

4. The date of the first note or other obligation issued in anticipation of

the issuance of the bonds that the Note is issued in anticipation of, whether or not now outstanding, is as stated in the attached chart.

5. No grants have been received, no paydowns have been made and no

cancellations have been enacted that would reduce the debt authorization below the amount of notes outstanding under the bond ordinance described in the attached chart except as set forth therein.

6. No notes or other obligation in anticipation of the issuance of bonds

have heretofore been issued pursuant to the bond ordinance referred to in the attached chart and now remain outstanding and unpaid except as set forth in the attached chart.

Award Quotes Fire Equipment

Continental Fire & Safety, Trenton, NJ \$ 3,811.80

Nat Alexander, Laurel Springs, NJ \$12,056.00

Motion by Councilperson Colasurdo, seconded by Councilperson Bertino, authorize a purchase order to Continental Fire & Safety in the amount of \$3,811.80.

All members of council voted in the affirmative.

Mayor DiDonato declared the motion carried.

APPROVAL OF BILLS/PAYROLL/OVERTIME/TRANSFER RESOLUTION 19-2006

*BILL LIST/PAYROLL/OVERTIME-ATTACHED (GENERAL/WATER/SEWER) in agenda packet

#R 19 -2006

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 **2005 Reserve Funds**:

FROM: IN CAP

Administration S&W 12,927.24

Assessment Tax S&W 800.00

Dog Regulations S&W 1,990.00

Legal OE 3,000.00

Economic Development OE 5,800.00

Construction S&W 6,500.00

Construction OE 2,729.19

Radio S&W 17,000.00
Other Code OE 3,137.32
Parks S&W 1,575.86
Planning Board S&W 1,012.05
Police S&W 5,553.85
Police OE 11,465.14
Buildings & Grounds S&W 2,741.82
Buildings & Grounds OE 2,226.72
Computer S&W 7,200.01
Uniform Fire S&W 346.00

86,005.20

TO: IN CAP

Computer OE 29,500.20
Fire OE 16,705.00
Highway OE 39,800.00

86,005.20

Motion by Councilperson Bertino, seconded by Councilperson S. Lewis, approve transfer resolution, bills list, payroll and overtime as recorded by the Clerk.

ON THE QUESTION:

Councilperson Wuillermin questioned the large telephone charges.

The Clerk advised and Councilperson Colasurdo concurred that we are still

negotiating a change from ATX to Verizon and ATX is still billing the Town of

Hammonton. We are negotiating a remedy to the problem and a credit should be

forthcoming.

This was referred to Councilperson Massarelli for her input and assistance.

ROLL CALL - Yeas: Bertino, Colasurdo, Falcone, Massarelli,
S. Lewis, Wuillermin and Mayor DiDonato.

Nays: None.

Mayor DiDonato declared the motion carried.

COMMUNICATIONS

3. School Requests:

Tara Russo-various finance courses-\$660.00

Lou Rodio-seminar Jan 20, 21, 22-\$200 plus toll & gas

Motion by Councilperson Wuillermin, seconded by
Councilperson S. Lewis, authorize school/seminar
requests.

All members of council voted in the affirmative.

Mayor DiDonato declared the motion carried.

4. From HAMMONTON DISPATCH ASSOC. SHOP STEWARD DEAN
HUMPHRIES congratulating M&C and stating he is
looking forward to working together.

Refer to Labor Attorney.

Councilperson Bertino questioned Mayor DiDonato if
Mayor and Council has a position they will begin
with?

Mayor DiDonato stated he wished for the Labor
Attorney to first review all contracts.

5. From PATRICIA BERENATO, PLANNING SECRETARY, re: COAH
3rd round certification.

Discussed under Solicitor Report.

6. From PATRICIA BERENATO, PLANNING SECRETARY, sample
stormwater management ordinance.

Mr. Vettese requested this matter be referred
to Solicitor for review and ordinance
preparation.

REPORTS-December 2005

Town Clerk

Registrar

Construction Official

Copies having been given to Mayor and Council prior to this meeting, ordered received and filed.

UNFINISHED BUSINESS

None.

NEW BUSINESS-ORDINANCES

Ordinance #002-2006 Liquor License Fees

Ordinance # 2 -2006

ORDINANCE OF THE TOWN OF HAMMONTON,
COUNTY OF ATLANTIC, STATE OF NEW JERSEY,
AMENDING AND SUPPLEMENTING CHAPTER 38

OF THE TOWN OF HAMMONTON ENTITLED

"ALCOHOLIC BEVERAGES" SO AS TO REVISE THE
ANNUAL FEE FOR PLENARY RETAIL CONSUMPTION,

DISTRIBUTION AND CLUB LICENSES AND TRANSFER FEES

BE IT ORDAINED by the Town of Hammonton, County of Atlantic, State of New Jersey, as follows:

Section 1. Section 38-7 of the Town of Hammonton entitled "License fees" is hereby amended and supplemented to read as follows:

7. Plenary Retail Consumption License, four hundred eighty dollars (\$480).
8. Plenary Retail Distribution License, four hundred eighty dollars (\$480).
9. Club License, one hundred twenty dollars (\$120).
10. Transfer Fee Person to Person, forty eight dollars (\$48).
11. Transfer Fee Place to Place, forty eight dollars (\$48).

Section 2. All ordinances or parts of ordinances inconsistent

herewith are hereby repealed.

Section 3. If any section ,subsection,
sentence, clause, phrase or

portion of this ordinance is for any reason held to be
invalid or unconstitutional by a court of competent
jurisdiction, such portion shall be deemed a separate,
distinct and independent provision, and such holding shall
not affect the validity of the remaining portions thereof.

Section 4. This ordinance shall take effect after second
reading and publication as required by law.

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

ROLL CALL - Yeas: Bertino, Falcone, Massarelli,

S. Lewis, Wuillermin.

Nays: None.

Recused: Colasurdo and Mayor DiDonato.

Mayor DiDonato declared the motion carried.

Motion by Councilperson Falcone, seconded by Councilperson
Wuillermin, the ordinance be given legal publication and
notice of hearing. Motion carried.

RESOLUTIONS

#R20-2006 Waive Municipalities Right to Examine Budget

#R 20 -2006

RESOLUTION WAIVING THE MUNICIPALITY'S RIGHT

TO EXAMINE THE BUDGET LOCALLY

WHEREAS, the local budget is subject to examination by the
appointed Chief Financial Officer for the Director of the
Division of Local Government Services; and

WHEREAS, this option cannot be selected by the Chief
Financial Officer of the Town of Hammonton; and

WHEREAS, the governing body must by Resolution waive its
rights to examine the budget locally; and

WHEREAS, upon the recommendation of the Town Auditor, the
interests of the Town of Hammonton would be best served by

the Director of the Division of Local Government Services conducting this examination.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Town of Hammonton does by virtue of this Resolution waive its right to locally conduct the budget examination; and

BE IT FURTHER RESOLVED, that the budget examination be conducted by the Director of the Division of Local Services.

Motion by Councilperson Wuillermin, seconded by Councilperson Falcone, Resolution #20-2006 be TABLED.

All members of council voted in the affirmative.

Mayor DiDonato declared the motion carried.

#R21-2006 Authorize 2006 Tax Sale

#R 21-2006

RESOLUTION AUTHORIZING THE TAX COLLECTOR

TO CONDUCT A TAX SALE

IN ACCORDANCE WITH N.J.S.A. 54:5-19

AND CHAPTER 99, P.L. 1997

WHEREAS, it appearing that delinquent taxes, water and sewer and other municipal charges for the **year 2006** are set forth on the records and books of the Town of Hammonton; and

WHEREAS, the statutes of the State of New Jersey, N.J.S.A. 54:5 mandate a tax sale for the collection and enforcement of delinquencies; and

WHEREAS, proceeding are to be commenced when a property is in arrears after the eleventh day of the eleventh month of the fiscal year in question, and with the tax sale taking place any time thereafter;

WHEREAS, New Jersey Statute, sets forth the conditions pursuant for said tax sale, advertising, etc. to be conducted after November 11th of the fiscal year; and

WHEREAS, the Tax Collector of the Town of Hammonton is empowered by statute to conduct and preside over liens.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Town of Hammonton that the Tax Collector is authorized to conduct a tax sale for all **2006** delinquent taxes, utilities and other municipal charges.

Motion by Councilperson Wuillermin, seconded by Councilperson Bertino, the resolution be adopted.

All members of council voted in the affirmative.

Mayor DiDonato declared the motion carried.

#R22-2006 Appoint Assessor as Tax Agent

RESOLUTION #022-2006

RESOLUTION APPOINTING ASSESSOR AS AGENT FOR TOWN OF
HAMMONTON

WHEREAS, from time to time the Assessor discovers an error in calculation, transposing, measurement, computer of typographical errors in the Tax Assessments on the Tax List after the time the County Board of Taxation has certified the tax rate for the tax year; and

WHEREAS, the governing body of the Taxing District of the Town of Hammonton is desirous that every taxpayer pays his fair share of taxes; and

WHEREAS, if the above discovered errors are not corrected the taxpayers affected would be paying more than their fair share of taxes; and

WHEREAS, the method of correcting such errors is to file a Petition of appeal for the current year with the Atlantic County Board of Taxation; and

WHEREAS, the error was not caused by the taxpayer.

THEREFORE BE IT RESOLVED, by the governing body of the Town of Hammonton that the Assessor is hereby authorized to act as an agent for the Taxing District and file a Petition of Appeal or Appeals for the **year 2006** with the Atlantic County Board of Taxation to correct such errors and lower such assessments to the current value; and

That a copy of any Petition of Appeal filed with the Atlantic County Board of Taxation under this RESOLUTION be filed with the municipal clerk; and

That a certified copy of this Resolution be forwarded to the Atlantic County Board of Taxation with any such Petition of Appeal.

Motion by Councilperson Wuillermin, seconded by Councilperson S. Lewis, the resolution be adopted.

All members of council voted in the affirmative.

Mayor DiDonato declared the motion carried.

#R23-2006 Defer School Tax

#R23-2006

R E S O L U T I O N

WHEREAS, regulations provide for the deferral of not more than 50% of the annual levy when school taxes are raised for a second year and have not been requisitioned by the school district; and

WHEREAS, the Division of Local Government Services requires that a resolution be adopted by a majority of the governing body prior to February 10 of the year subsequent to the deferral, authorizing an increase in the amount of the deferral; and

WHEREAS, it is the desire of the Governing Body of the Town of Hammonton, County of Atlantic to increase the amount of local school deferred taxes by \$633,710.50.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Town of Hammonton that the amount of deferred local school taxes be increased to \$7,440,809.00.

Motion by Councilperson Bertino, seconded by Councilperson Wuillermin, the resolution be adopted.

All members of council voted in the affirmative.

Mayor DiDonato declared the motion carried.

#R24-2006 Professional Service VFD Repairs - Sewer Dept.

#R24-2006

RESOLUTION AUTHORIZING A **PROFESSIONAL SERVICES** AGREEMENT WITH EMF CONTROL SERVICES FOR **VFD REPAIRS** FOR THE TOWN OF HAMMONTON, ATLANTIC COUNTY, NEW JERSEY FOR THE YEAR 2006

WHEREAS, there exists a need for VFD repairs at the Hammonton Wastewater Treatment Plant;

WHEREAS, the Wastewater Treatment Plant Superintendent has recommended that a professional services contract be

awarded to EMF Control Services in a total amount of \$17,400.00 and;

WHEREAS, funds are available under the appropriate budget appropriations; and

WHEREAS, N.J.S.A 40:A:11-1-et seq. requires that the resolution authorizing the award of the contract for professional services without competitive bidding and the contract itself must be available for public inspection.

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC, STATE OF NEW JERSEY that the Mayor and Town Clerk are hereby authorized to enter into an agreement with **EMF Control Services, 2546 Faust Road, Gilbertsville, PA 19525**, to do all necessary VFD repairs at the Wastewater Treatment Plant.

BE IT FURTHER RESOLVED that the contract is awarded without competitive bidding as a professional service accordance with N.J.S.A. 40:A11-5(1)(a) of the Local Public Contracts Law because said services to be rendered or performed require knowledge of an advanced type in a field of learning acquired by the prolonged formal course of specialized instruction distinguished from general academic instruction or apprentice and training.

Motion by Councilperson Wuillermin, seconded by Councilperson Massarelli, the resolution be adopted.

ROLL CALL - Yeas: Bertino, Colasurdo, Falcone, Massarelli,

S. Lewis, Wuillermin and Mayor DiDonato.

Nays: None.

Mayor DiDonato declared the motion carried.

#R25-2006 Appoint Contact Attorney for JIF

#R 25-2006

"RESOLUTION"

**CONTACT PERSON FOR THE EMPLOYMENT PRACTICES LIABILITY
ATTORNEY CONSULTATION SERVICE**

ATLANTIC COUNTY MUNICIPAL JOINT INSURANCE FUND

WHEREAS, the Governing Body of the Town of Hammonton hereinafter referred to as "MUNICIPALITY" , is a member of

the Atlantic County Municipal Joint Insurance Fund,
hereinafter referred to as "FUND"; and

WHEREAS, the FUND has adopted a policy authorizing the
Employment Practices Liability Attorney Consultation
Service; and

WHEREAS, the FUND has budgeted \$600.00 per member for EPL
consulting services and;

WHEREAS, the FUND requires the MUNICIPALITY to designate
specific managerial or supervisory individuals who will
have telephone access to the EPL Hotline;

NOW THEREFORE, be it resolved that the governing body of
the Town of Hammonton does hereby appoint Susanne Oddo,
Town Clerk/Administrator as its Contact Person.

BE IT FURTHER RESOLVED that the governing body does hereby
appoint **Brian Howell**, Town Solicitor as an additional
Contact Person.

Motion by Councilperson Wuillermin, seconded by
Councilperson Bertino, the resolution be adopted.

All members of council voted in the affirmative.

Mayor DiDonato declared the motion carried.

Rescue Squad Insurance Coverage

Councilperson Colasurdo request the Clerk to research the
possibility of the Rescue Squad being covered under the
JIF.

#R26-2006 Professional Service - DY Consultants - Airport

RESOLUTION #26-2006

RESOLUTION AWARDING A PROFESSIONAL SERVICES

CONTRACT TO DY CONSULTANTS

WHEREAS, the Town of Hammonton desires to retain the
services of a consultant to provide professional services
for **Aircraft Parking Apron** at the **Hammonton Municipal
Airport**; and

WHEREAS, **DY Consultants of One Expressway Plaza, Suite 208,
Roslyn Heights, New York 11577** qualifies as a professional
providing the services requested by the Town of Hammonton;
and

WHEREAS, N.J.S.A. 40A:11-1 et seq. requires that a Resolution authorizing the awarding of a contract for professional services without competitive bidding and the intended contract be available for public inspection.

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 a Professional Services contract be entered into with DY Consultants consistent with the form of contract which is annexed hereto and made a part hereof for a total compensation not to exceed **\$8,064.00**; and

BE IT FURTHER RESOLVED that the contract is awarded without competitive bidding as a professional services contract in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contract Laws, as DY Consultants does maintain the required knowledge and expertise as required under the Statutes of the State of New Jersey; and

BE IT FURTHER RESOLVED that the Mayor of the Town of Hammonton is authorized to execute a contract with DY Consultants on behalf of the Town of Hammonton; and

BE IT FURTHER RESOLVED that a notice of this action taken by Mayor and Council shall be printed once in the designated newspaper for legal publications for the Town of Hammonton;

BE IT FURTHER RESOLVED that the action of the Town of Hammonton in awarding this contract is subject to the approval of the New Jersey Department of Transportation, Division of Aeronautics.

Motion by Councilperson Bertino, seconded by Councilperson Wuillermin, the resolution be adopted.

ROLL CALL - Yeas: Bertino, Colasurdo, Falcone, Massarelli, S. Lewis, Wuillermin and Mayor DiDonato.

Nays: None.

Mayor DiDonato declared the motion carried.

#R27-2006 Grant Tax Exemption - Pierson Properties

RESOLUTION # 27 - 2006

RESOLUTION GRANTING A TAX EXEMPTION PURSUANT

TO ORDINANCE 8-2000 TO PIERSON PROPERTIES LLC

WHEREAS, Pierson Properties LLC has made improvements to property known and designated as Lot 10 in Block 4602 on the Tax Map of the Town of Hammonton; and

WHEREAS, Pierson Properties LLC has made application pursuant to Ordinance 8-2000 for a five (5) year exemption and abatement application; and

WHEREAS, Mary Joan Wyatt, Tax Assessor of the Town of Hammonton has reviewed the application of Pierson Properties LLC and has determined that the property in question qualifies for exemption and/or abatement consistent with the provisions of Ordinance 8-2000.

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 Pierson Properties LLC is and shall be granted tax exemption and/or abatement for property known and designated as Lot 10 in Block 4602 on the Tax Map of the Town of Hammonton, subject however and conditioned upon Pierson Properties LLC entering into an agreement containing the amount of payment which Pierson Properties LLC shall pay to the Town of Hammonton in lieu of full property tax payments consistent with this Ordinance.

BE IT FURTHER RESOLVED that all exemptions and/or abatements shall be in effect no more than five (5) years from the date of the completion of the project.

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute an agreement with Pierson Properties LLC consistent with this Resolution and Ordinance 8-2000.

Motion by Councilperson Bertino, seconded by Councilperson S. Lewis, the resolution be adopted.

ROLL CALL - Yeas: Bertino, Falcone,

S. Lewis, Wuillermin and Mayor DiDonato.

Nays: Colasurdo and Massarelli.

Mayor DiDonato declared the motion carried.

#R28-2006 Tax Resolution January

#R 28 -2006

R E S O L U T I O N

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

Block Lot REASON ACCOUNT

4801 23 REFUND TAX
1803 1 CORRECT READING WATER
2607 1 CORRECT READING WATER
2416 9 REFUND TAX
2509 18 CORRECT READING WATER
2402 13 CORRECT READING WATER
3501 24 CORRECT READING WATER
3801 83 CANCEL CREDIT ASSESSMENT
3702 10 CANCEL CREDIT ASSESSMENT
3714 10 CORRECT READING SEWER
2102 14 CORRECT READING WATER
3601 5 CORRECT READING WATER
3401 12 CORRECT READING SEWER
2708 3 CORRECT READING WATER
2601 24.01 CORRECT READING WATER
3502 3 CORRECT READING WATER/SEWER
2420 18 CORRECT READING SEWER
2503 14 CORRECT READING WATER
2907 14 CORRECT READING WATER
2709 5 CORRECT READING SEWER
1302 13 CORRECT READING WATER
1202 7 CORRECT READING WATER
2102 4 CORRECT READING WATER
2713 3 CORRECT READING WATER
2804 2 REFUND TAX

3601 4 CORRECT READING WATER

3904 29.23 CORRECT READING WATER/SEWER

2527 2 CANCEL BALANCE TAX

2906 27 CHARGE BACK 2 YEARS SEWER

TRANSFER ALL CREDITS IN TAX, WATER, AND SEWER FROM 2005 TO
2006

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.

Motion by Councilperson Wuillermin, seconded by
Councilperson S. Lewis, the resolution be adopted.

ROLL CALL - Yeas: Bertino, Colasurdo, Falcone, Massarelli,
S. Lewis, Wuillermin and Mayor DiDonato.

Nays: None.

Mayor DiDonato declared the motion carried.

#R29-2006 Professional Service Horner & Canter Town Hall
Project

RESOLUTION #29-2006

RESOLUTION AWARDING A PROFESSIONAL SERVICES

CONTRACT TO HORNER & CANTER ASSOC.

WHEREAS, the Town of Hammonton desires to retain the
services of a consultant to provide engineering services
for a traffic study for the new town hall project; and

WHEREAS, **Horner & Canter Assoc., 5049 Swamp Road, Suite
304, P.O. Box 554, Fountainville, PA 18923** qualifies as a
professional providing the services requested by the Town
of Hammonton; and

WHEREAS, N.J.S.A. 40A:11-1 et seq. requires that a
Resolution authorizing the awarding of a contract for
professional services without competitive bidding and the
intended contract be available for public inspection.

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 a Professional Services

contract be entered into with Horner & Canter Assoc. consistent with the form of contract which is annexed hereto and made a part hereof for a total compensation not to exceed **\$4,600.00**; and

BE IT FURTHER RESOLVED that the contract is awarded without competitive bidding as a professional services contract in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contract Laws, as Horner & Canter Assoc. does maintain the required knowledge and expertise as required under the Statutes of the State of New Jersey; and

BE IT FURTHER RESOLVED that the Mayor of the Town of Hammonton is authorized to execute a contract with Horner & Canter on behalf of the Town of Hammonton; and

Motion by Councilperson Wuillermin, seconded by Councilperson Colasurdo, the resolution be adopted.

ROLL CALL - Yeas: Bertino, Colasurdo, Falcone, Massarelli, S. Lewis, Wuillermin and Mayor DiDonato.

Nays: None.

Mayor DiDonato declared the motion carried.

#R30-2006 Professional Service Richard Grubb Assoc. Town Hall Project

RESOLUTION #30-2006

RESOLUTION AWARDING A PROFESSIONAL SERVICES

CONTRACT TO RICHARD GRUBB & ASSOC. INC.

WHEREAS, the Town of Hammonton desires to retain the services of a consultant to provide engineering services for a cultural resources survey for the new town hall project; and

WHEREAS, **Richard Grubb & Assoc. Inc., 30 N. Main Street, Cranbury, NJ 08512** qualifies as a professional providing the services requested by the Town of Hammonton; and

WHEREAS, N.J.S.A. 40A:11-1 et seq. requires that a Resolution authorizing the awarding of a contract for professional services without competitive bidding and the intended contract be available for public inspection.

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 a Professional Services

contract be entered into with Richard Grubb & Assoc. Inc. consistent with the form of contract which is annexed hereto and made a part hereof for a total compensation not to exceed **\$11,256.00**; and

BE IT FURTHER RESOLVED that the contract is awarded without competitive bidding as a professional services contract in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contract Laws, as Richard Grubb & Assoc. Inc. does maintain the required knowledge and expertise as required under the Statutes of the State of New Jersey; and

BE IT FURTHER RESOLVED that the Mayor of the Town of Hammonton is authorized to execute a contract with Richard Grubb & Assoc. Inc. on behalf of the Town of Hammonton; and

Motion by Councilperson Wuillermin, seconded by Councilperson Bertino, the resolution be adopted.

ROLL CALL - Yeas: Bertino, Colasurdo, Falcone, Massarelli, S. Lewis, Wuillermin and Mayor DiDonato.

Nays: None.

Mayor DiDonato declared the motion carried.

#R031-2006 Professional Service ARH Town Hall Project

#R 31-2006

RESOLUTION AUTHORIZING AWARD OF A CONTRACT FOR ENGINEER

FOR SITE DESIGN SERVICES FOR THE NEW TOWN HALL PROJECT

UTILIZING THE NON-FAIR AND OPEN OPTION

WHEREAS, the Town of Hammonton has a need to acquire the services of an Engineer, and pursuant to the provisions of N.J.S.A. 19:44A-20.4 and/or 20.5, has elected to do so pursuant to the non-fair and open procedure permitted thereby; and

WHEREAS, the Town of Hammonton Clerk/Administrator has determined and certified in writing that the value of the contract will exceed \$17,500; and

WHEREAS, **Chris Rehmann of ARH** has submitted a proposal dated January 9, 2006 in the amount of \$42,300.00 indicating he/she/they will provide the engineer services for site design services for new town hall; and

WHEREAS, **Chris Rehmann of ARH** has completed and submitted a Business Entity Disclosure Certification which certifies that **Chris Rehmann of ARH has not made reportable contributions** to a political or candidate committee in the previous one year representing the elected officials of the Town of Hammonton (Mayor and Council) which would prohibit the award of this contract in the manner described above given the specific exclusion from consideration of contributions made in 2005 and that the contract will prohibit **Chris Rehmann of ARH** from making any reportable contributions through the term of the contract, and

WHEREAS, pursuant to N.J.A.C. 5:30-5.4, this Resolution shall serve as certification that the Town has sufficient available funds to meet the obligations of this contract, and

NOW THEREFORE, BE IT RESOLVED that the Mayor and Council of the Town of Hammonton authorizes the Town Clerk/Administrator to enter into a contract with **Chris Rehmann of ARH** as described herein; and,

BE IT FURTHER RESOLVED that a copy of this Resolution be published in the Town's legal newspaper.

Motion by Councilperson Wuillermin, seconded by Councilperson Colasurdo, the resolution be adopted.

ROLL CALL - Yeas: Bertino, Colasurdo, Falcone, Massarelli, S. Lewis, Wuillermin and Mayor DiDonato.

Nays: None.

Mayor DiDonato declared the motion carried.

#R032-2006 Professional Service Architect

#R 32-2006

RESOLUTION AUTHORIZING AWARD OF A CONTRACT FOR ARCHITECT

FOR TOWN HALL PROJECT

UTILIZING THE NON-FAIR AND OPEN OPTION

WHEREAS, the Town of Hammonton has a need to acquire the services of an Architect for the town hall project and, pursuant to the provisions of N.J.S.A. 19:44A-20.4 and/or 20.5, has elected to do so pursuant to the non-fair and open procedure permitted thereby; and

WHEREAS, the Town of Hammonton Clerk/Administrator has determined and certified in writing that the value of the contract will exceed \$17,500; and

WHEREAS, *Harry S. Harper Architect* has submitted a proposal dated January 16, 2006 indicating he/she/they will provide the architect services in the amounts as follows:

Preliminary Plans \$10,000.00 Mechanical Plans \$51,000.00

Architectural Plans 110,000.00 Electrical Plans 41,000.00

Structural Plans 31,000.00 Interior Design 15,000.00

Field/Shop Draw 25,000.00

HOURLY RATES

Architect \$125.00

Project Manager 85.00

Drafting 75.00

Clerical 60.00

WHEREAS, *Harry S. Harper Architect* has completed and submitted a Business Entity Disclosure Certification which certifies that he has not made any reportable contributions to a political party or candidate committee in the previous one year representing the elected officials of the Town of Hammonton (Mayor and Council) which would prohibit the award of this contract in the manner described above and that the contract will prohibit *Harry S. Harper Architect* from making any reportable contributions through the term of the contract, and

WHEREAS, pursuant to N.J.A.C. 5:30-5.4, this Resolution shall serve as certification that the Town has sufficient available funds to meet the obligations of this contract, and

NOW THEREFORE, BE IT RESOLVED that the Mayor and Council of the Town of Hammonton authorizes the Town Clerk/Administrator to enter into a contract with *Harry S. Harper Architect* as described herein; and

BE IT FURTHER RESOLVED that a copy of this Resolution be published in the Town's legal newspaper.

Councilperson Bertino questioned if the resolution included all changes to *Harry Harper* contract?

Mayor DiDonato invited Kerri Cody to present the changes to contract.

Ms. Cody stated she handed to Mayor and Council detailed information concerning contract with *Harry Harper* as well as insurance certificate and minor changes. She stated her letter is very lengthy so she will not have to go over with them in full, however, Mayor and Council are welcomed to ask questions.

Amend the Motion:

Motion by Councilperson Wuillermin, seconded by Councilperson Colasurdo, the resolution be adopted with all

changes inclusions and stipulations as presented by Kerri Cody, Conflict Solicitor, regarding the scope of services of this project which included the community center and historical building.

ROLL CALL - Yeas: Bertino, Colasurdo, Falcone, Massarelli, S. Lewis, Wuillermin and Mayor DiDonato.

Nays: None.

Mayor DiDonato declared the motion carried.

Kerri Cody Presentation

Mrs. Cody advised Mayor and Council that she has cancelled previous contracts for 11th Street town hall site. She advised Mayor and Council of the Garrison Architect bill to be paid and there will be no forthcoming invoices from them up to bid specification preparation. Garrison Architect bill totalled \$205,027.75. She questioned and the Clerk confirmed that Jingoli was previously paid \$12,322.00.

Mrs. Cody conferring with Bob Vettese advised Mayor and Council that she feels she should contact Pinelands Commission concerning the moving of the historical building and whether that will hold up the town hall project.

PUBLIC HEARD

Motion by Councilperson Wuillermin, seconded by Councilperson Colasurdo, open the meeting to the public. Motion carried.

John Bee - West End Avenue Project

Mr. Bee advised he was invited here this evening by Councilperson Wuillermin to address Mayor and Council concerning his proposed West End Senior Citizen Community. He handed out information and a map of the proposed area he wishes to develop.

Councilperson S. Lewis questioned if this proposal is income restricted.

Mr. Bee responded no.

Councilperson Wuillermin stated that he wanted to clarify that Mr. Bee contacted him and requested to be heard and Councilperson Wuillermin advised Mr. Bee that there is a public session if he wished to speak at the council meeting.

Councilperson Colasurdo questioned how long has he worked on this project?

Mr. Bee responded 5 years. Mr. Bee further stated HUD has backed out of this project, therefore, it is now completely privately funded.

Mayor DiDonato requested the properties that Mr. Bee is referring too?

Mr. Bee responded the DeMarco property and the old coop building.

Mr. Wuillermin questioned if Mr. Bee currently has title to the property he is referring too?

Mr. Bee responded yes.

Mr. Wuillermin suggested that Mr. Bee do something about the property as it is in utter disrepair.

Mr. Bee advised there is an eviction notice going out soon.

Mayor DiDonato questioned the project time?

Mr. Bee responded 3 years.

Councilperson Massarelli questioned other projects of Mr. Bee.

Mr. Bee responded he has a project in Jersey City as well as California.

Councilperson Wuillermin advised that in quickly reviewing the scope of Mr. Bee's project, per Mr. Bee's handouts, that it does not fall into the current Town of Hammonton zoning ordinance.

Mr. Bee suggested Mayor and Council form a committee to form a redevelopment plan to be reviewed by Pinelands. He closed by stating when Mayor and Council form a redevelopment zone for this area all taxes, including counties portion, should be derived to Town of Hammonton.

Councilperson Wuillermin stated he is speaking for himself when he states the redevelopment plan gives us a vision statement of how an area of the town could look but he is not sure that he is on board with that vision.

Motion by Councilperson Falcone, seconded by Councilperson Colasurdo, close the public heard portion of meeting. Motion carried.

Resolution 33-2006 Enter Into Executive Session at 9:30
p.m.

#R 33 -2006

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:

12. Approve Executive Session Minutes
13. Personnel
14. 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 Falcone, seconded by Councilperson Wuillermin, the resolution be adopted. Motion carried.

Resume Regular Order of Business

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

MEETING ADJOURN 10:30 p.m.

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

Susanne Oddo, Town Clerk/Administrator