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REGULAR MEETING OF COUNCIL
Monday, April 26, 2004 at 7:00 P.M.

The Regular Meeting of Mayor and Council held, Monday, April 26, 2004 at the hour of 7:00 p.m., Mayor Ingemi presiding.

ROLL CALL

Councilpersons answering roll call were Bertino, Chiofalo, Clark, Morano, Olivo, S. Lewis.

PRESENT ALSO

Present also were Angela Maione Costigan, Town Solicitor; Bob Vettese, ARH Engineer.

ROLL CALL DEPARTMENT HEADS

John Aloisio
Anthony DeCicco
Frank Ingemi
Rosemarie Jacobs
James Massara
Susanne Oddo
Louis Rodio
Lance Schiernbeck

ABSENT

Mary Joan Wyatt

PLEDGE OF ALLEGIANCE

MAYOR'S STATEMENT

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

Copies of the minutes of the Regular Meeting of 3/22/04 and the Special Meeting of 3/31/04 were on motion by Councilperson S. Lewis, seconded by Councilperson Bertino, the minutes be approved as recorded by the Clerk and reading of same dispensed with. Motion carried.

DISPENSE WITH REGULAR ORDER OF BUSINESS

Motion by Councilperson Bertino, seconded by Councilperson Morano, dispense with the regular order of business. Motion carried.

Shade Tree Presentation

Mr. Anthony Marino, Chairman, was present to advise Mayor and Council on the work being accomplished by Shade Tree Commission members and Town employees as of today's date and the savings to the Town of Hammonton *see below chart:

Asplundh:

#1.Park Ave-22 trees=\$2,970.00
#2.Various area throughout Hammonton-125 trees=\$16,875
Total \$19,845.00

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Hammonton Code Enforcement/ARH
#1.Old Forks Rd-12 trees=\$1,620.00
#2.Woodlawn Ave-184 trees=\$24,840.00
#3.Fourteen St & Chew Rd - pending
#4.Ranere Ave-333 trees=\$44,955.00
#5.Grand St-30 trees=\$4,050.00
#6.Old Forks Rd & Third St. - pending

Total \$5,670.00

Total amount saved with both agreements \$25,515.00

Hearing Transfer Liquor License G&R to Jharana

Mayor Ingemi announced a hearing on the person to person transfer of liquor license from G&R to Jharana will now be held and anyone desiring my now have the opportunity to be heard.

No one desired to be heard.

Refer to New Business for Resolution of Transfer

RESUME REGULAR ORDER OF BUSINESS

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

COMMITTEE REPORTS

Councilperson S. Lewis

Planning Board

Member Barberio updated Commission on Ms. Unger's application on Sindoni Lane.

Shade Tree

Chairwoman Edwards attended meeting and was appointed a non-voting member. The following was stated: "7" Bridges will receive 81 trees and shrubs, trees on Old Forks Road will be removed, Chief Ingemi has instructed Police Department to watch for tree cutting.

Great Egg Harbor Watershed Association

Chairwoman Edwards unable to attend last meeting. Next meeting scheduled for May. Newsletter was received and article on Folsom's Environmental Commission was shared.

ANJEC

Road show-Chairwoman Edwards to book for either June or September. Topics agreed upon were "Smart Growth" and "Effective Environmental Commissions."

Walmart

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Plans and a letter were submitted requesting a waiver of the EIS to add a canopy to the 2,921 square foot garden center.

Parks & Recreation

A meeting was held at ARH on Friday April 23rd regarding NJDEP Lake Restoration. Ed Wengrowski from the Pinelands Commission shared the potential for a 319 grant to complete work on the Hammonton Lake. The purpose will be to improve the outlets into the lake in order to reduce the phosphorous loading on the lake.

He wanted to know what projects the town has completed. Ed also wanted to discuss potential projects and work with ARH on the funding application.

Town Accountant - Authorized to Conduct Audit

A discussion was held concerning auditing of the private recreation program groups. Lou Rodio to forward a list of those groups to Solicitor who in turn will forward letters to the groups on a per season basis asking them to forward their bookkeeping to Tara Parkkonen, Town of Hammonton Accountant, who will perform audit of same.

Install Lights - Lake Park

Motion by Councilperson S. Lewis, seconded by Councilperson Chiofalo, authorize Conectiv Power Delivery to install lighting at Sports Drive at Hammonton Lake Park in the amount of \$20,904.69 purchase order to be made after adoption of bond ordinance.

ROLL CALL - Yeas: Bertino, Chiofalo, Clark, Morano, Olivo,
S. Lewis and Mayor Ingemi.
Nays: None.

Mayor Ingemi declared the motion carried.

Award Quote - Mulch

Motion by Councilperson S. Lewis, seconded by Councilperson Chiofalo, authorize the award of quote for supply of mulch, pending adoption of bond ordinance, to J.H. Wade in amount of \$6,000.00.

ROLL CALL - Yeas: Bertino, Chiofalo, Clark, Morano, Olivo,
S. Lewis and Mayor Ingemi.
Nays: None.

Mayor Ingemi declared the motion carried.

Hire - FT 6 month temporary Laborer - Recreation Department

Motion by Councilperson S. Lewis, seconded by Councilperson Clark, hire Andrew Cavallaro as a full time temporary Laborer at Recreation Department at \$10.00.

ROLL CALL - Yeas: Bertino, Chiofalo, Clark, Morano, Olivo,
S. Lewis and Mayor Ingemi.
Nays: None.

Mayor Ingemi declared the motion carried.

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Hire - Lifeguard Park and Advertise for Additional PT Lifeguard

Motion by Councilperson S. Lewis, seconded by Councilperson Chiofalo, hire Shaina Bradford as lifeguard at Lake Park from Memorial Day to Labor Day at 36 hours per week at \$10.00 per hour and also authorize Clerk to advertise for hiring of backup lifeguard.

ROLL CALL - Yeas: Bertino, Chiofalo, Clark, Morano, Olivo,
S. Lewis and Mayor Ingemi.
Nays: None.

Mayor Ingemi declared the motion carried.

Councilperson Bertino

R&V Kramer Beverage Construction Reduction in Bond \$80,000.

Mrs. Capella Old Forks Road/Utility Easement

Storm Drains received County Agreement. Also on Rt 54 near Water Dept stopped flooding in that area.

WWTP Promotions

Motion by Councilperson Bertino, seconded by Councilperson Clark, authorize promotion of Robert Butkowski to Sr. Operator/Repairer and Chris Ballin to Sewer Operator retroactive to Regular Meeting of Council held February 2004.

ROLL CALL - Yeas: Bertino, Chiofalo, Clark, Morano, Olivo,
S. Lewis and Mayor Ingemi.
Nays: None.

Mayor Ingemi declared the motion carried.

Councilperson Morano

Report from the Hammonton Police Department

Received word from the Attorney General's Office - Division of Criminal Justice - we will be receiving \$2,877.00 toward the purchase or replacement of Body Armor for the Hammonton Police Department.

Speed trailer positive reports

Continuing to receive good reports on placing the Speed trailer. We feel that this is having an affect on excessive speeding in our community. Some of the roadways that have had the trailer during the month of April are: Moss Mill Rd, Lakeview Dr, S. Grand St, Bellevue Ave, Pleasant Mills Rd, and Rt. 206. See attached copy.

Chief to report on the intersection of Bellevue Ave and Egg Harbor Rd.

Chief Ingemi Report

Dr. John Woods Mainstreet Letter

Chief Ingemi reported on letter received from Dr. John Woods of Mainstreet concerning street light problems at intersection of Bellevue Avenue and Rt. 54.

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Bob Vettese of ARH once again advised Chief Ingemi he would need a letter from the Chief to forward to NJ DOT in this regard.

Councilperson S. Lewis further added that the entire intersection should be looked over and possibly widened.

Pole Barn

Chief Ingemi requested assistance from ARH in regards to specifications of pole barn.

Councilperson Clark

The HHD personnel have begun the upgrade of the outer roadways of the town. Paradise Lakes Campground's main roadway was in need of improvements, which was due to the winter weather. Rockwood Road was also repaired in this process. The roads are being resurfaced with the DGA.

The Hammonton airports runway was also upgraded to assist the New Jersey Forestry aerial program. The HHD personnel (Larry Bradbury, Ralph Capaccio and Scott Rivera) completed this task by extending the runway and the approach area.

Roadway shoulder refining has begun on some streets in the town. Areas on Linda Avenue and Virginia Avenue were in need of this due to the wash outs from the rain. The HHD personnel will be continuing this job in several locations in the town over the next couple of weeks.

Litter details on the town's roadways are working well. With the use of the DRP program along with assistance of the HHD personnel (Jesse Torres & Orlando Medina) this task is being completed.

Recently the HHD personnel cleaned up illegally dumped debris. A load of concrete and some blocks were dumped in one of the town's culverts. This was causing the water to not flow properly, which in turn would have washed out the roadway leading to a greater problem.

Chief of Police Frank Ingemi and Crescenzo Home & Garden supply along with the HHD Superintendent Lance Schiernbeck, and the HHD personnel (Larry Bradbury, Scott Rivera, Brian Hughes, Orlando Medina) have worked together to paint lines on the roadways in the center of town. Parking spaces and cross walks were completed on the following roadways: North Egg Harbor Road, Railroad Avenue, Bellevue Avenue (from West end Ave to 3rd Street), North and South 2nd Street, Horton Street, 3rd Street (near the Post Office) and Central Avenue. Time is also being donated to upgrade the painting of the curbing in these same areas.

The HHD Personnel have been repairing several of the town's roadways, catch basins, manholes and drains. Scott Rivera and Juan Figueroa have fixed the following locations: East Pleasant Street and Tilton Street. There are two catch basins on that location that were in extreme need of repair. Another location is Tenth Street and Grand Street. A drainage problem on Grand Street near home #241 was recently repaired also. It had an old 8" unused water main that was running through it which was blocking the pipe not allowing the drain water to flow properly. It has since been resolved. They have more locations through out the town to repair over the course of the season.

Lance Schiernbeck, the Superintendent of Highways wanted to get permission to continue cleaning the storm drains on Presley Street. The

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cleaning that has been done so far has helped greatly with the drainage problems in that area.

The HHD personnel (Brian Hughes) are maintaining the Hammonton Lake Parks and Recreation area through out the town. He is doing very well in his duties thus far, but the spring clean ups along with the daily ones can get very difficult. He could use some assistance to help alleviate the workload. The areas are getting many compliments on the upkeep and appearance. Such areas are Town Hall, Key Club, Veterans Park, Columbus Park along with all of the ball fields and the other areas that the department maintains.

Highway Department

Motion by Councilperson Clark, seconded by Councilperson Morano, move Orlando Medina from Clean Community to Highway and will work 8 hours per day in the absence of Domenic Marro, funds to be taken out of Highway budget.

ROLL CALL - Yeas: Bertino, Chiofalo, Clark, Morano, Olivo,
S. Lewis and Mayor Ingemi.
Nays: None.

Mayor Ingemi declared the motion carried.

Councilperson Chiofalo

Airport and Transportation

One of the projects to be funded this year by the FAA is the acquisition of more property at the airport. Master Wire fencing has been searching for a larger site and I would like to get quotes for appraising the property. The money will not be in place until the summer, however, I would like to this information ready for the May meeting.

The Pinelands has requested that we provide a tree frog and snake study before approving the fence permit. DY Consultants has arranged for the study and other administrative requests by Pinelands.

Administration

I would like to request that we approve the outstanding promotions of Kathy Valardi, Martha Silvesti, and Audrey Mahon from Sr. Clerk Typist to Principal Clerk Typist and June DeFebbo from Sr. Clerk Typist to Sr. Records Clerk.

These promotions were included in the new budget.

White Collar Promotions

Motion by Councilperson Chiofalo, seconded by Councilperson Clark, promote White Collar Employees retroactive to February 23, 2004 Council Meeting as follows:

Kathy Velardi to Principal Clerk Typist
Martha Silvesti to Principal Clerk Typist
Audrey Mahon to Principal Clerk Typist
June DeFebbo to Sr. Records Clerk

ROLL CALL - Yeas: Chiofalo, Clark, Morano, Olivo,
S. Lewis and Mayor Ingemi.
Nays: None.

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Abstain: Bertino.

Mayor Ingemi declared the motion carried.

Hire Lorelei Alden

Motion by Councilperson Chiofalo, seconded by Councilperson Clark, hire Lorelei Alden as a full time Clerk Typist in Hammonton Municipal Court effective 5/3/04 with benefits.

ROLL CALL - Yeas: Bertino, Chiofalo, Clark, Morano, Olivo,
S. Lewis and Mayor Ingemi.

Nays: None.

Mayor Ingemi declared the motion carried.

Councilperson Olivo

Board of Education

Once again, for the third year in a row, Mayor and Council are in the position of dealing with a defeated school budget. I received numerous calls the day after the election from many Monday morning quarterbacks advising me what needs to be done with the budget. From give them the 19.2 cents since the vote was closer than last years defeat to 0 cents since the voters said no to a tax increase. Since there seemed to be less controversy this year, less people voted. Unfortunately for the BOE, less people turned out to vote yes for the budget. Fortunately, I believe and hope that we will be able to work with this BOE and agree upon a number that will give them a tax rate that will enable them to provide the level of education that our children need while not jeopardizing the welfare of the taxpayer. Yes, we will all have to sacrifice. We will have to dig a little deeper in our pockets to offset some of the increases, but the school will also have to sacrifice by making some more cuts. No one wants to hear any of this, but this is reality. We, Mayor and Council, must reach a compromise with the BOE and deal with our problems in our own community. No one wants the Commissioner of Education to set Hammonton's tax rate.

We are looking to have a meeting within the next week with our education committee and the finance committee from the BOE to hopefully resolve the defeated budget and work towards a common goal. I would also like to schedule a special meeting on May 10th or May 17th for Mayor and Council to adopt a Resolution for the school budget.

Councilperson Chiofalo Statement

Councilperson Chiofalo concurred with Councilperson Olivo and stated he believes the School Board is making an honest effort in balancing their budget and getting things back on tract.

SOLICITOR REPORT

Town Hall- Building committee meeting of 4/12/04 with prospective project managers and financing options.

Recommendation : await phase II results and then proceed with relocation

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K&K Appraisal Cost

Motion by Councilperson Olivo, seconded by Councilperson S. Lewis, authorize the hiring of an appraiser for K&K property not to exceed \$2,000.00.

ROLL CALL - Yeas: Bertino, Chiofalo, Clark, Morano, Olivo,
S. Lewis and Mayor Ingemi.
Nays: None.

Mayor Ingemi declared the motion carried.

Boyer Ave- Meeting with NJ DEP on April 1, 2004 on site compliance

A lengthy discussion was held between Bob Vettese and the governing body with several questions being asked. Mr. Joe Pantalone was present and once again briefly went through the entire history of the Boyer Avenue beds site for Mayor and Council and the public. It is very clear that the Pinelands and our permit require us to discontinue discharge into the stream, which is happening presently in addition to discharging to beds. A critical analysis will soon take place to determine whether or not we will be able to discontinue discharge into the stream entirely.

Official action to be taken under Engineer Report.

Comcast- Renewal of Franchise completed

Recommendation: Passage by Mayor and Council

Tax liens: letters sent to all owners for unpaid taxes

Recommendation: Proceed with filing of complaints, if necessary

Handicapped Parking Fines- On October 1, 2003, state fines increased

Recommendation: Amend local ordinance #197-5 to reflect new fines of \$250 for first offense and a fine of \$250 plus a maximum of 90 days of community service for subsequent offenses

Council on Affordable Housing: Town of Hammonton needs to do a spending plan

Recommendation: Have solicitor prepare spending plan to submit to COAH

Mayor Ingemi appointed committee in this regard consisting of the Mayor, Town Solicitor, Joe Giraldo and Councilperson Bertino.

ENGINEER REPORT

SEWER & WATER - ACTION ITEMS

1. NJDEP Water Allocation (11-30088):

In August of 2003, ARH filed a report with NJDEP Water Allocation. The purpose of the report was to provide certifications regarding various water projects that are completed. The certifications allow the NJDEP to categorize the flow under "the previously allocated" component. The available firm source capacity to a community is a measure of the following demands:

- Peak day demand over the last 5 years.
- Plus projects online outside of the peak day.

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- Plus projects approved but not yet constructed.

The addition of the demand for those categories is added and the water system must be able to accommodate the demand with its largest well offline. The calculation for water extension permits to various projects under NJDEP guidelines is conservative. The NJDEP has allowed an evaluation of existing uses through the study of water consumption records to project demand for projects that are either outside the peak or not yet constructed. The benefit to the Town by performing this analysis is to stretch the water allocation calculation as it relates to firm source capacity.

Our report filed in August 2003 provided certain projections from our knowledge of other water system demands per the type of unit in other communities that we represent. In February 2004, the NJDEP responded by requesting information specific to the Town in order for the report to be accepted. We now must re-file the report with the assistance of the Water Superintendent so that actual water consumption records are used to substantiate the report previously filed. Acceptance of the report by NJDEP with the substantiated actual usages will allow for the available remaining water allocation to be increased.

We propose to conduct the research involved in preparing the revised report at a not to exceed cost of \$2200.00.

Motion by Councilperson Bertino, seconded by Councilperson Clark, authorize ARH to complete water allocation research noted above for a cost not to exceed \$2200.00.

ROLL CALL - Yeas: Bertino, Chiofalo, Clark, Morano, Olivo,
S. Lewis and Mayor Ingemi.
Nays: None.

Mayor Ingemi declared the motion carried.

2. Boyer Avenue Land Application Project (11-50058):

On April 1, 2003 a meeting with NJDEP, the Pinelands, and Southern Enforcement was held to discuss the findings obtained during the evaluation period. Representatives from Pennoni Associates reported on their analysis regarding the rate of percolation. Tim Ruga reported on the groundwater impacts. It was acknowledged that the water is perking vertically, but at a rate that could not support the average daily discharge under current conditions. Further, it was also acknowledged that groundwater did not mound above expectations. The conditions of the material between the trench bottom and groundwater do not support rapid infiltration.

The meeting focused on what activities could be attempted to obtain the desired rate of percolation. The design team introduced the potential of installing wicks in Trench 3 to gain the rate of percolation needed to meet permit conditions. With the introduction of wicks, the measurement of compliance switches from the monitoring wells to outside the lagoon. The wicks present other obstacles to overcome as it relates to treatment of fecal coliform/strep now that measurement will be after the lagoon and influenced by the geese population within the lagoon.

Due to the complexity of attempting the wick alternative, the NJDEP has requested to meet with us again on April 29, 2004. The purpose of this meeting is to finalize the protocol for the next step and to discuss what potential obstacles exist. NJDEP called this meeting so that they can support the trial of the wick alternative before any additional funds are expended on a perceived resolution.

ARH's role involves coordination of events, solicitation for contract pricing and use of a sub-consultant for the groundwater modeling report. Purchase Order #02-1289 was issued for the first year of operational observance. Essentially, we are in the third year of operation and additional funds are needed to cover our role. Through late 2003 to current, the groundwater modeling consultant has attended all progress

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meetings and at NJDEP's requirement has evaluated the impact of the discharge on the groundwater. The upcoming issues involving ARH are:

1. Coordinate activity involving next attempt to achieve high rate percolation (i.e. wicks) including meeting with NJDEP and Pinelands.
2. Discuss alternatives to combat treatment issues that arise by introducing the wick option.
3. Assistance on the establishment of the aquifer pump test required (sub consultant).
4. Additional ground water modeling (sub consultant).
5. Solicitation of pricing/preparation of bids for excavation activity (wick alternative).
6. Pursuant of golf course as a relief measure.
7. Continual quarterly reports to Southern Enforcement.

The above referenced activity is estimated to cost for the balance of 2004:

Sub consultant 2003 to present	\$6,000
Sub consultant balance of 2004	\$10,000
ARH Direct Expenses	<u>\$15,000</u>
TOTAL	<u>\$31,000</u>

Motion by Councilperson Bertino, seconded by Councilperson Clark, authorize ARH and the Hydrologic Modeling Consultant to perform the above services for the ongoing evaluation of the Boyer Avenue Land Application site for an amount not to exceed \$31,000.00.

ROLL CALL - Yeas: Bertino, Clark, Morano, Olivo,
S. Lewis and Mayor Ingemi.
Nays: Chiofalo.

Mayor Ingemi declared the motion carried.

PUBLIC WORKS - ACTION ITEMS

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

The final plans have been forwarded to the State DOT Bureau of Major Access for review. We have received comments back requesting additional information which we are in the process of responding to. Some of the information requested may require the assistance of the Town's Traffic Consultant. We forwarded a copy of the review from major access for his review. If needed, we will provide an estimate for Council's consideration at Monday nights meeting.

We also met with the NJDOT Local Aid Officials regarding the review from Major Access and the time frame for their review and approval. It was indicated that a request for a time extension should be made for project completion from March 1, 2004 to September 1, 2004. A resolution requesting the time extension must be adopted by the Mayor and Council. We will provide a sample resolution for adoption.

We were also advised that it would be prudent to submit a copy of the design plans, specifications, estimates and project certifications to the Local Aid office so that they could review same simultaneously with the Traffic Bureau. A submission to the Local Aid office will be made early next month.

In a related matter, a resolution is on the agenda authorizing the Town to enter into an easement agreement with two property owners along the corridor of the proposed roadway project. The agreements set forth the mutual benefits of the property owners and the Town.

Action Requested:

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1. Adoption of the appropriate resolution requesting a time extension for receipt of bids from March 1, 2004 to September 1, 2004.
2. Adopt resolution authorizing the Mayor to execute easement agreements with Ann Capella and the Tomasella family.

Referred to New Business.

4. Municipal Stormwater Regulations (11-01062):

Municipal Stormwater Regulation Program: The New Jersey Department of Environmental Protection has adopted stormwater management regulations earlier this year that affect each municipality. The first stage of compliance was for the Mayor and Town Council to formerly authorize the Mayor and Clerk to sign the compliance forms provided by the State and designate contact person for the municipality which was the Town Clerk in this case. The Town will receive additional documents in the future relating to this matter. We will need to be copied on any correspondence so that the Town could officially respond as required.

The Town has recently received a grant notice from the NJDEP in the amount of \$5,000.00 which is typical for Tier "B" municipalities. The Town must adopt the appropriate resolution authorizing acceptance of the funds. Unfortunately, the grant allotment will only cover a small amount of the funds that will be necessary in order to gather the data, provide mapping, complete the stormwater management plan documents, revise ordinance, etc. as required by the new regulations. We are in the process of preparing a cost estimate to complete the required work for Council's consideration.

We will need to meet with the Public Works Superintendent and Committee to review and outline the compliance requirements. The outline will include the elements to integrate the information required with the GIS and submittals needed by NJDEP. We would hope to have this estimate for the next Council meeting.

Action Requested:

Adoption of the resolution for acceptance of the \$5,000.00 grant allotment offered by the State for completion of the work mandated under the new stormwater management regulations.

Referred to New Business.

SEWER & WATER INFORMATION ITEMS

5. Video Pipe Price Quotes (Proposal #11-01061):

After discussions with the Public Works Committee and the Sewer Superintendent, the sanitary and storm sewer pipe on the following streets will be videoed to inspect the condition of same. The Sewer Department Vac Truck will be used to clean all sanitary sewer pipe prior to video. For storm sewer pipes in excess of 18 inches in diameter the contractors vac truck will be used. The streets noted below are potential streets where sewer replacement or street reconstruction could occur:

1. Pressey Street - Cherry Street to Dead End
2. Vine Street - Egg Harbor Road to Central
3. Second Street - Peach to Vine
4. Packard Street - Bellevue to Fairview Avenue
5. Linda/Elvins Avenue - Bellevue to Cedar Branch Stream Crossing and to White Horse Pike
6. Bellevue Avenue - Valley to Tilton

The cleaning and video work will be completed by Root 24 Hour Inc. in conjunction with the contract awarded last month.

6. Various Sanitary Sewer Feasibility Study (11-50111, 11-50114 & 11-50117):

(11-50114) We have completed an initial report of findings and recommendation for the Route #54/Chew Road/13th Street area, sanitary sewer extension to the Sewer and Water Committee along with the Sewer Superintendent for review and comment. We will meet with the Committee to discuss the report and review any needs for further action. If the report is acceptable to the Committee, this

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would be a project that could possibly be funded through USRD grant/loan program similar to that used for the White Horse Pike/Basin Road project. Work is also progressing on the following two project areas as authorized by Council.

(11-50111) Egg Harbor Road/First Road/8th Street Area

(11-50117) Route #206 Corridor

7. **Hammonton Wastewater Treatment Plant Surface Water Discharge Permit (11-50047):**

No response has been received from NJDEP as of this writing in reaction to the comments issued before the end of 2003. We will follow up with Dr. Fererra to obtain a schedule for the stream study now that the weather has consistently improved.

8. **Egg Harbor Road Sanitary Sewer Extension (Proposal #11-01000-52):**

We have prepared a tentative agreement and associated costs for resident participation for the sanitary sewer extension project. The project includes the extension of sanitary sewer along Egg Harbor Road from 14th Street to Francis Street.

The revisions as recommended by MUAC were made to the property owners cost sharing agreement which was forwarded to the Solicitor for review and finalization. Once amended and finalized, the Solicitor will send out the agreement to the affected property owners for execution. Until all property owners have executed the agreement and the proper funds established with the Town, no physical work for the project could be started.

9. **USRD - White Horse Pike/Basin Road Water & Sewer Improvements (11-50104):**

The Contractor has completed the work on the project and the work has been inspected and approved by the USRD project manager. We are in the process of completing the final contractors invoicing, change orders for Council's consideration. These documents will be provided to the Council at their May 24th meeting. Once finalized it would allow this portion of the project to be closed out and reimbursement requested from the USRD.

We are also preparing a report, cost estimate and project budget to complete the following two projects to use the remaining USRD funds:

1. Egg Harbor Road Sanitary Sewer Extension within isolated sections of said roadway where sanitary sewer presently does not exist. We have discussed this potential project with the County Engineer in relation to their proposed reconstruction schedule for Egg Harbor Road.
2. Central Avenue water main extension to the limits that the funding will allow. There will be the need to appropriate additional funds in the 2004 budget if the Mayor and Council want to finish this project so that the County could reconstruct the roadway. We have also discussed this work with the County Engineer.

We will need to meet with the Sewer and Water Committee along with the Superintendent's to further discuss these projects and options for construction consideration.

10. **Hammonton Test Well Bids (11-30117):**

As discussed with MUAC and the Sewer and Water Committee, we are presently reviewing the options to complete another well test within the area of 11th Street/Chew Road for the possible placement of a new well. We have met with representatives from Preferred Properties and the Town about the supply of water service for fire protection to their property on Grand Street. We are also preparing a proposal for the Town to further investigate the potential for the use of their existing well and Towers by the Town.

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We will keep the Mayor and Council along with the Sewer and Water Committee of further progress and discussions.

11. Colwell/Railway/Wood Street Utility Extension (11-50116):

We are continuing work on the design plans for the project area and have discussed the design options with the Water and Sewer Superintendents. We will keep Council informed of further progress, and discuss same with the Sewer and Water Committee this upcoming month in conjunction with other projects.

PUBLIC WORKS - INFORMATION ITEMS

12. South Hanger Demolition (11-01000-49):

In conjunction with the contract approved last meeting, we are in the process of preparing the specifications for the South Hanger demolition for receipt of formal bids. We are however waiting for the purchase order for same. We will keep Council and the Airport Committee informed of further progress.

13. 2002 State Aid Front Street Sidewalk Curb (11-40006):

We forwarded a copy of the resolution of award, bid summary and other pertinent documents to the NJDOT for review and approval of the award recommended last meeting to Marandino Concrete Company of Vineland, NJ whose bid totaled \$126,936.25. The NJDOT approved the award subject to the following conditions:

1. Provide a copy of the lease agreement with NJ Transit for work to be completed on their property.

We sent NJ Transit a copy of the map for the lease area along with the appropriate legal descriptions. We are awaiting their review of the documents and their recommendations for executing lease modifications to include this section of Front Street.

2. Provide a copy of the executed contract for the lighting work to be completed by Conectiv Power Delivery associated with this portion of the project.

We forwarded a copy of the Purchase Order totaling \$16,310.89 to Conectiv Power for signature.

Once these two documents are received, we will forward same to the NJDOT as requested. The NJDOT also indicated that the Town may submit an initial payment voucher in the amount of \$93,750.00 for the project. We are in the process of completing the paper work for same so that the Town CFO may sign the reimbursement documents.

14. Green Acres Funding Boyer Avenue Recreation (11-50099):

As authorized last meeting, our survey crews have been present on-site to gather the information required to complete the Phase II design work. We have also been in contact with the State Green Acres project manager to obtain a listing of the documents required for their office to approve the next phase of construction. We will keep Council informed of further progress.

15. Town Hall Site (11-01060):

As authorized by Mayor and Council, our office is finalizing the Phase II report for submission to the Mayor and Council along with the Town Hall Committee for review, comment and questions. We would like to schedule a meeting with the Town Hall Committee to review the report and to discuss the options for consideration and further action where required.

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USRD performed a site visit to review the project. Additional information is being requested from certain Town Professionals.

16. ACIA Community Development ADA Funding Phase II (11-40013):

The contractor has completed approximately 95% of the work with the exception of some restoration and punchlist items. The project final invoicing, change orders, close-out and County reimbursement could occur by the end of May after the next Council meeting.

17. Blueberry Ridge Development (11-20063):

Triad Construction has completed the following project improvements since the last Council meeting and is continuing to work on other aspects of the project improvements as approved.

1. Base pavement to the remaining portion of Walnut Street to the Old Forks Road intersection.
2. Base pavement to the acceleration/deceleration lane of Old Forks Road along with the curb and sidewalk improvements in this area.
3. Storm sewer overflow pipe installed across Old Forks Road in area of stormwater recharge basin.
4. Rough grading of areas along Old Forks Road property frontage.
5. Contacted Atlantic County Utilities Authority regarding removal and acceptance of contaminated on-site soil. They requested a subsequent set of test results prior to acceptance of same. We were informed by the contractor the soil should be removed within the next three weeks.
6. Surface pavement for Fourth Street and Walnut Street should be completed by the end of this month.

We will keep Council and the Public Works Committee informed of further progress.

18. 2004 State Aid Linda Avenue Reconstruction (11-40014 Proposal #04-0014):

Once the Town budget is adopted and the purchase order issued as authorized by Council at an earlier meeting, work could begin on this project. In order to get a head start on this project, we have started portions of the survey work. We understand that no billing can occur until the proper paperwork and authorization is provided.

19. TEA Funding Downtown Sidewalk/Curb (11-40006, 11-01056 & 11-40011):

We are continuing work on the project consisting of the following two phases:

- Phase I - 12th Street - Washington Street to Front Street
- Phase II - Front Street - 12th Street to Passmore Avenue

We have submitted the original conceptual design plans to NJ Transit and NJDOT Permits office for review and comments. This section of the project will require additional reviews by various NJDOT and NJ Transit agencies due to the Federal Aid project funding. A revised plot of the proposed pavilion was supplied by Lighthouse Architects to John Woods who provided review and general comments for their consideration. The Architect is finalizing the design of same as requested. He will also provide our office with the required specifications and construction estimate for the structure.

At the same meeting we had with John Woods and Pete Poretta requirements for restoring or eliminating the basement areas that extend under the sidewalk sections within the downtown limits were discussed. It is felt that in order to ensure stability of the existing and proposed structures that assistance from architect and his structural engineer will be required. We have therefore requested that Pete Poretta and his structural engineer prepare a cost proposal to complete this work. Once obtained, we will forward same to Council for consideration and authorization at the next Council meeting.

4/26/04

20. Hammonton Lake 319 Funding (11-01000):

We were recently contacted by Mr. Edward Wengrowski from the Pinelands Commission as related to possible grant opportunities for 319 Clean Water Act funds for the Hammonton Lake. The funds would be available to complete outfall improvements into the lake area to assist in reducing phosphorus and nitrate loading. Ed fees that the Town would have a good possibility for funding assistance. We will meet on Friday, April 23, 2004 to review the application process, funding availability and potential projects. Unfortunately, applications are due back to NJDEP by Friday, April 30, 2004. Ed has offered to provide assistance with the application process. Depending on the outcome of the meeting on Friday, we may need the following actions at Monday's Council meeting:

1. Adoption of a resolution expressing the Town's interest in filing our application and authorizing the Mayor and Clerk to sign the required documents.
2. Authorize ARH to prepare the required applications, estimates, reports, etc. associated with the grant application.

Motion by Councilperson Clark, seconded by Councilperson Olivo, authorize a purchase order to ARH in the amount of \$8,600.00.

ROLL CALL - Yeas: Bertino, Chiofalo, Clark, Morano, Olivo,
S. Lewis and Mayor Ingemi.
Nays: None.

Mayor Ingemi declared the motion carried.

Referred to New Business for resolution.

MAYOR REPORT

Atlantic County Prescription savings programs-pamphlets at Town Hall
Mayor Ingemi detailed the proposed plan for the public

1. Accept Resignation Claudine D'Agostino Migliacco-Env. Comm.
Effective 4/26/04 (3 yr term to expire 12/31/04)

Motion by Councilperson S. Lewis, seconded by Councilperson Clark, the resignation be accepted. Motion carried.

2. Mayor Appointment-Appoint to unexpired term Migliacco-Env. Comm.
(3 yr term to expire 12/31/04) **Margaret Doyle**
3. Mayor Appointment-Appoint to unexpired term Bermudez-Env. Comm.
(3 yr term to expire 12/31/04) **None**
4. Mayor Appt w/conf Council-unexpired term Garrison-Ethics Board
(3 yr term to expire 12/31/06) **None**
5. Mayor Appt w/conf Council-Park Commission Alternates below:

Alt.#2 - 1 yr initial appt then 2 yr appt

Motion by Councilperson S. Lewis, seconded by Councilperson Clark, appoint **Tony Mortellite** as Alternate #2 Park Commission to an initial 1 year appointment.

ROLL CALL - Yeas: Bertino, Chiofalo, Clark, Morano, Olivo,
S. Lewis and Mayor Ingemi.
Nays: None.

4/26/04

Mayor Ingemi declared the motion carried.

Alt.#1 - 2 yr initial appt then 2 yr appt

Motion by Councilperson S. Lewis, seconded by Councilperson Clark, appoint **Anthony DeStacio** as Alternate #1 Park Commission for an initial 2 year appointment.

ROLL CALL - Yeas: Bertino, Chiofalo, Clark, Morano, Olivo,
S. Lewis and Mayor Ingemi.
Nays: None.

Mayor Ingemi declared the motion carried.

6. Confirmation of removal of Tony Sceia from Shade Tree Commission.

Motion by Councilperson Bertino, seconded by Councilperson Chiofalo, confirm the removal of Tony Sceia from Shade Tree Commission.

ROLL CALL - Yeas: Bertino, Chiofalo, Clark, Morano, Olivo,
S. Lewis and Mayor Ingemi.
Nays: None.

Mayor Ingemi declared the motion carried.

7. Appoint to unexpired term Anthony Sceia Shade Tree Commission.

Motion by Councilperson Clark, seconded by Councilperson Chiofalo, appoint **Sal Silipena** to the unexpired term of Tony Sceia Alt #1 Shade Tree Commission, 5 year term, to expire 12/31/05.

ROLL CALL - Yeas: Bertino, Chiofalo, Clark, Morano, Olivo,
S. Lewis and Mayor Ingemi.
Nays: None.

Mayor Ingemi declared the motion carried.

TOWN CLERK/ADMINISTRATOR REPORT

Release Ole Hansen & Sons Letters of Credit

Motion by Councilperson Bertino, seconded by Councilperson Morano, authorize the release of Ole Hansen & Sons Letters of Credit contingent upon payment of R&V outstanding bills.

ROLL CALL - Yeas: Bertino, Chiofalo, Clark, Morano, Olivo,
S. Lewis and Mayor Ingemi.
Nays: None.

Mayor Ingemi declared the motion carried.

Reduction Meadows of Hammonton Performance Bonds

Motion by Councilperson Olivo, seconded by Councilperson Bertino, authorize the reduction of Meadows of Hammonton performance bonds contingent upon posting of new bond amounts.

ROLL CALL - Yeas: Bertino, Chiofalo, Clark, Morano, Olivo,
S. Lewis and Mayor Ingemi.
Nays: None.

4/26/04

Mayor Ingemi declared the motion carried.

Release Kramer Beverage Performance Bond

Motion by Councilperson Bertino, seconded by Councilperson Olivo, authorize the release of Kramer Beverage Performance Bond.

ROLL CALL - Yeas: Bertino, Chiofalo, Clark, Morano, Olivo,
S. Lewis and Mayor Ingemi.
Nays: None.

Mayor Ingemi declared the motion carried.

Award Quote Building Repair

Motion by Councilperson Bertino, seconded by Councilperson Olivo, authorize a purchase order in the amount of \$13,680.00 to Tri State for repairs to town hall building.

ROLL CALL - Yeas: Bertino, Chiofalo, Clark, Morano, Olivo,
S. Lewis and Mayor Ingemi.
Nays: None.

Mayor Ingemi declared the motion carried.

Award Quote Linoleum

Motion by Councilperson Olivo, seconded by Councilperson Bertino, authorize a purchase order in the amount of \$9,720.00 to Mazza Furniture for town hall linoleum.

ROLL CALL - Yeas: Bertino, Chiofalo, Clark, Morano, Olivo,
S. Lewis and Mayor Ingemi.
Nays: None.

Mayor Ingemi declared the motion carried.

Recertification Registrar Course

Motion by Councilperson Chiofalo, seconded by Councilperson Clark, authorize Kathy Velardi to attend recertification course for registrars on 5/21/04 at \$120.00.

ROLL CALL - Yeas: Bertino, Chiofalo, Clark, Morano, Olivo,
S. Lewis and Mayor Ingemi.
Nays: None.

Mayor Ingemi declared the motion carried.

Domestic Partnership Course

Motion by Councilperson Clark, seconded by Councilperson Chiofalo, authorize Susanne Oddo to attend domestic partnership course on 6/9/04 at \$50.00.

ROLL CALL - Yeas: Bertino, Chiofalo, Clark, Morano, Olivo,
S. Lewis and Mayor Ingemi.
Nays: None.

Mayor Ingemi declared the motion carried.

4/26/04

Atlantic County Municipal JIF

Paul Miola of JIF commending Town Clerk's staff for implementing loss control program requirements and obtaining lower rates and deductibles for 2004 year.

Department of Education, County Sup't of Schools

Letter concerning Hammonton's defeated school budget - outlines procedure.

#R71-2004 Temporary Emergency Resolution (Water Utility)

Resolution of the Mayor and Common Council of the Town of Hammonton, County of Atlantic, State of New Jersey, making Temporary Appropriations for the operation of Publicly owned and operated utilities of the said Town of Hammonton.

Whereas, Article 2, Section 212 and Article 3 of the Local Budget Act of the State of New Jersey, make it obligatory for the Water Utility and Sewerage Utility of the Town of Hammonton to be operated under the provision of the said Local Budget Act; and

Whereas, Section 110 of the Local Budget Act provides that where any contracts, commitments or payments are to be made prior to the final adoption of the 2004 Budget, Temporary Appropriations should be made for the purpose of amounts required.

Now, Therefore Be It Resolved by the Mayor and Common Council of the Town of Hammonton, New Jersey, that for the **Water Utility** the following Temporary Appropriations be and they are hereby made:

<u>Operating Costs</u>	
Social Security	5,250.00

Be It Further Resolved, that the following Temporary Appropriations for the **Sewerage Utility** be and they hereby are made:

	<u>Operating Costs</u>
Social Security	5,500.00
GRAND TOTAL	10,750.00

#R 72 -2004 Temporary Emergency Resolution (Capital Budget)

WHEREAS, an emergent condition has arisen with respect to the 2004 budget not being adopted at the Regular Meeting of Council and no adequate provision has been made in the 2004 temporary appropriations for the aforesaid purpose, and N.J.S.A. 40A-4-2 provides for the purpose above mentioned, and

NOW THEREFORE BE IT RESOLVED that an emergency temporary appropriation be and the same is hereby made and that said emergency temporary appropriations will be provided for in the 2004 budget under the title of:

Capital Improvement Fund	
Other Expenses	30,000.

BILLS/PAYROLL/OVERTIME

4/26/04
BILL LIST APRIL 2004

2003/Reserve

2004

ADMINISTRATION

0-01-20-101-000		
Jacobs, Rosemarie, Treas.	payroll 4/2	28,259.71
Jacobs, Rosemarie, Treas.	payroll 4/16	10,934.38
Jacobs, Rosemarie, Treas.	payroll 4/30	10,727.25
Jacobs, Rosemarie, Treas.	ot 4/30	126.78
Casa Payroll	payroll services	399.08
Federal Express	fedex services	39.72
Inferrera's	budget meeting	152.98
MGL Forms-Systems	checks	522.65
NJ State League of Mun.	seminar-oddo	50.00
Pitney Bowes	postage meter supplies	305.01
Ricoh Business Systems	cost per copy	50.68
Rutgers, Univ. Center	recert. registrar-velardi	120.00
		51,688.24

ELECTIONS

0-01-20-102-000		
Rocco's Townhouse	dinner for election	59.89
		59.89

FINANCE

0-01-20-103-000		
Jacobs, Rosemarie, Treas.	payroll 4/2	5,702.88
Jacobs, Rosemarie, Treas.	payroll 4/16	5,702.88
Jacobs, Rosemarie, Treas.	payroll 4/30	6,280.03
Comcast Processing Center	may internet svcs.	196.00
Parkkonen, Tara	reimburse mileage	130.50
		18,012.29

ASSESSMENT OF TAXES

0-01-20-104-000		
Jacobs, Rosemarie, Treas.	payroll 4/2	3,536.54
Jacobs, Rosemarie, Treas.	payroll 4/16	3,536.54
Jacobs, Rosemarie, Treas.	payroll 4/30	3,536.54
Crescent Tire, Inc.	service ford explorer	29.50
		10,639.12

COLLECTION OF TAXES

0-01-20-105-000		
Danone Waters	bottled water	34.45
TCTANJ	04 membership dues	75.00
TCTA of NJ	2004 spring conference	250.00
Tapper Stationery	office supplies	459.52
		818.97

LEGAL

0-01-20-106-000		
West Group	svcs.	138.00
Jacobs, Rosemarie, Treas.	payroll 4/2	2,500.00
Jacobs, Rosemarie, Treas.	payroll 4/16	2,500.00
Jacobs, Rosemarie, Treas.	payroll 4/30	2,500.00
Costigan, Angela Maione	legal services	1,395.00

4/26/04

General Code Publishers	E-code maintenance	608.00
Hammonton Gazette	legal ad	91.13
McManimon & Scotland	performing arts center	875.00
Press of Atlantic City	legal ad	277.99
	138.00	10,747.12
ENGINEER		
0-01-20-107-000		
ARH	engineering services	1,105.00
		1,105.00
COMPUTER		
0-01-20-133-000		
CCFA	Edmund's refund	250.00
Dell Computer Corp.	magnetic back-up tapes	83.16
		333.16
PLANNING BOARD		
0-01-21-109-000		
Jacobs, Rosemarie, Treas.	payroll 4/2	276.92
Jacobs, Rosemarie, Treas.	payroll 4/16	276.92
Jacobs, Rosemarie, Treas.	payroll 4/30	276.92
Danone Waters	bottled water	19.65
		850.41
BOARD OF ADJUSTMENT		
0-01-21-110-000		
Jacobs, Rosemarie, Treas.	payroll 4/2	142.31
Jacobs, Rosemarie, Treas.	payroll 4/16	142.31
Jacobs, Rosemarie, Treas.	payroll 4/30	142.31
		426.93
RENT CONTROL		
0-01-21-111-000		
Jacobs, Rosemarie, Treas.	payroll 4/2	34.61
Jacobs, Rosemarie, Treas.	payroll 4/16	34.61
Jacobs, Rosemarie, Treas.	payroll 4/30	34.61
		103.83
SHADE TREE		
0-01-21-112-000		
Jacobs, Rosemarie, Treas.	payroll 4/16	75.00
		75.00
CONSTRUCTION		
0-01-22-126-000		
Jacobs, Rosemarie, Treas.	payroll 4/2	6,826.93
Jacobs, Rosemarie, Treas.	ot 4/2	81.53
Jacobs, Rosemarie, Treas.	payroll 4/16	7,066.93
Jacobs, Rosemarie, Treas.	ot 4/16	91.48
Jacobs, Rosemarie, Treas.	payroll 4/30	6,976.93
Jacobs, Rosemarie, Treas.	ot 4/30	91.48
Apple Printing Co.	letterhead	111.00
Kay Printing	permit forms	353.00
		21,599.28

OTHER CODE ENFORCEMENT

0-01-22-127-000

Jacobs, Rosemarie, Treas.	payroll 4/2	1,269.23
Jacobs, Rosemarie, Treas.	payroll 4/16	1,269.23
Jacobs, Rosemarie, Treas.	payroll 4/30	1,269.23
All-Scape Landscaping	removal of debris	625.00
		4,432.69

GROUP INSURANCE

0-01-23-114-000

Delta Dental Plan	april report	4,261.49
NJSHBP	emp. insurance	71,809.66
Prudential Group Ins.	april report	480.00
Vision Service Plan	april report	2,685.21
		79,236.36

NJ DISABILITY INS.

0-01-23-148-000

Jacobs, Rosemarie, Treas.	1st qtr. disability	4,548.92
		4,548.92

FIRE

0-01-25-117-000

MTG	tank lettering	150.00
		150.00

UNIFORM FIRE

0-01-25-118-000

Jacobs, Rosemarie, Treas.	payroll 4/2	798.46
Jacobs, Rosemarie, Treas.	payroll 4/16	798.46
Jacobs, Rosemarie, Treas.	payroll 4/30	798.46
Hammonton Board of Educ.	march '04	91.34
Jan Communication & Elec.	install/repair radio	1,712.00
		4,198.72

POLICE

0-01-25-119-000

Angello, Samuel	clothing allowance	163.47
Carrelli, Michael	clothing allowance	399.29
Clements, Christopher	clothing allowance	5.36
Cramer, Robert	clothing allowance	149.45
Friel, Kevin	clothing allowance	309.95
Grasso, Brian	clothing allowance	478.58
Kunen, Donald	clothing allowance	5.98
Mavilla, Sam	clothing allowance	451.84
Mazzeo, Joseph	clothing allowance	258.65
Mojica, Angel	clothing allowance	408.45
O'Neil, Kenneth	clothing allowance	144.04
Panarello, John	clothing allowance	385.70
Ruggeri, Timothy	clothing allowance	488.18
Santora, Mark	clothing allowance	628.90
Slimm, Edward	clothing allowance	136.43
Jacobs, Rosemarie, Treas.	payroll 4/2	94,309.54
Jacobs, Rosemarie, Treas.	ot 4/2	200.00
Jacobs, Rosemarie, Treas.	payroll 4/16	72,099.54
Jacobs, Rosemarie, Treas.	ot 4/16	175.00

Jacobs, Rosemarie, Treas.	payroll 4/30	72,388.04
Angello, Samuel	clothing allowance	554.08
Atl. City Surf Prof. Baseball	mascot appearance	100.00
Baglivo, Jared	clothing allowance	816.20
Carrelli, Michael	clothing allowance	216.21
Clements, Christopher	clothing allowance	1,089.00
Cramer, Robert	clothing allowance	1,000.00
Crescent Tire	services	955.14
Danone Water	bottled water	50.00
Fiorentino, Mark	clothing allowance	779.50
Friel, Kevin	clothing allowance	480.85
Grasso, Brian	clothing allowance	286.77
Grasso, Sean	clothing allowance	440.40
Jones, Richard	clothing allowance	821.95
Jones, Robert	clothing allowance	419.60
Kunen, Donald	clothing allowance	469.16
Lawmen Supply Co.	cartridges/targets	209.75
Lopez, Frank	clothing allowance	105.00
Maimone, Joseph	clothing allowance	443.40
Mavilla, Sam	clothing allowance	742.36
Mazzeo, Joseph	clothing allowance	387.40
Mojica, Angel	clothing allowance	469.40
O'Neil, Kenneth	clothing allowance	734.46
Panarello, John	clothing allowance	732.45
Percodani, Thomas	clothing allowance	60.60
Pinto, James	clothing allowance	135.00
Quality Communications	installation	4,738.11
Red the Uniform Tailor	patches	748.00
Ruggeri, Timothy	clothing allowance	477.32
Santora, Mark	clothing allowance	134.95
Silver Coin Diner	meals for prisoners	3.90
Slimm, Edward	clothing allowance	880.02
Tapper Stationery	office supplies	76.47
		4,414.27
		258,729.57

RADIO

0-01-25-120-000

Jacobs, Rosemarie, Treas.	payroll 4/2	8,522.79
Jacobs, Rosemarie, Treas.	ot 4/2	230.80
Jacobs, Rosemarie, Treas.	payroll 4/16	8,522.79
Jacobs, Rosemarie, Treas.	payroll 4/30	8,714.79
Capehart & Scatchard	legal services	472.50
Costigan, Angela Maione	legal services	30.00
Main Stitch	dispatch shirts	480.00
Red the Uniform Tailor	clothing-destefano/slimm	476.20
		27,449.87

PROSECUTOR

0-01-25-123-000

Jacobs, Rosemarie, Treas.	payroll 4/2	519.23
Jacobs, Rosemarie, Treas.	payroll 4/16	519.23
Jacobs, Rosemarie, Treas.	ot 4/16	613.64
Jacobs, Rosemarie, Treas.	payroll 4/30	519.23
		2,171.33

SPECIAL SERVICES

0-01-25-11A-000

Find You Faster	emergency signs	448.50
		448.50
BUILDINGS & GROUNDS		
0-01-26-108-000		
Jacobs, Rosemarie, Treas.	payroll 4/2	1,024.65
Jacobs, Rosemarie, Treas.	payroll 4/16	961.54
Jacobs, Rosemarie, Treas.	payroll 4/30	961.54
Crescenzo's Home & Garden	paint & supplies	412.23
Gutter Guys	clean gutters	130.00
IPM	preventive maintenance	60.00
J. Morano & Sons	paper supplies	298.50
Penza's Hardware	shovel	17.95
Peter Lumber Co.	supplies	50.08
Ransome Engines	sentinel service	250.00
Turf & Farm Supplies	supplies	242.78
		4,409.27
HIGHWAY		
0-01-26-123-000		
Jacobs, Rosemarie, Treas.	payroll 4/2	27,106.15
Jacobs, Rosemarie, Treas.	payroll 4/16	27,016.15
Jacobs, Rosemarie, Treas.	payroll 4/30	27,016.15
Action Auto Body	repair-accident claim	2,153.19
Adamucci Oil Co.	grease cylinders	16.83
A.E. Stone, Inc.	patch	910.00
All Industrial-Safety Products	parts	50.83
Arnold Equipment Supply	gloves, safety glasses	612.21
Atlas Flasher & Supply	stop signs	360.00
ACUA	tip fee march '04	28,509.41
Berco Fleet Service	supplies	150.81
Bruno's Auto Parts	parts	326.90
Cintas First Aid & Safety	first aid supplies	23.70
Crescenzo's Home & Garden	towels	13.98
Crescent Tire, Inc.	repair grader	2,605.00
Damico's Auto Tag Service	inspection/tags	60.00
Laury Heating	heater motor	402.41
Lorco Petroleum Services	parts	92.00
Lynkris Hardware & Supply	replace water hose	48.58
J. Morano & Sons	recycling cans	108.00
NAPA Auto Parts	cleaner soap	13.47
Penza's Hardware	parts & supplies	25.84
Ransome Engines	parts	9.15
Rodio Tractor Sales	parts	358.77
Seely Equipment	parts	137.20
S.J. Sanitation Co.	april '04	15,000.00
S.J. Welding Supply Co.	rent oxygen tank	21.70
Tapper Stationery	ink cartridge	60.70
Tri-County Pavement	april '04	4,983.33
United Roll Off Svc. & Recycling	remove bulky bins	660.00
Wastequip Accurate	container	505.00
		139,357.46
ENVIRONMENTAL COMM		
Jacobs, Rosemarie, Treas.	payroll 4/30	75.00
		75.00

DOG REGULATIONS

0-01-27-125-000

Animal Capture & Control Svc.

april '04

575.00

575.00**PARKS**

0-01-28-130-000

Jacobs, Rosemarie, Treas.

payroll 4/30

75.00

Adamucci Oil Co.

fuel oil lake house

208.99

Crescenzo's Home & Garden

commercial spreader

97.00

J. Morano & Sons, Inc.

paper supplies

167.15

RCN

internet service

215.40

Sal Jacobs Plumbing

repairs

495.00

1,258.54**RECREATION**

0-01-28-131-000

Jacobs, Rosemarie, Treas.

payroll 4/2

1,611.54

Jacobs, Rosemarie, Treas.

payroll 4/16

1,611.54

Jacobs, Rosemarie, Treas.

payroll 4/30

1,611.54

Crescent Tire, Inc.

repair work truck

224.10

Dimeglio Septic, Inc.

port o pot services

198.10

Direct Sports, Inc.

supplies

386.93

Napa Auto Parts

wiper blades

15.24

Rodio Tractor Sales

blower for leaf pick-up

230.75

Tapper Stationery

office supplies

194.87

Turf & Farm Supplies

field rakes

89.89

Westend Engraving

trophies & plaques

170.00

6,344.50**ADVERTISING**

0-01-30-136-000

Brady, James M.

18 flags

315.00

Conectiv

monthly electric

59.11

S.J. Gas Co.

monthly gas

128.20

502.31**AIRPORT**

0-01-30-137-000

Jacobs, Rosemarie, Treas.

payroll 4/2

76.92

Jacobs, Rosemarie, Treas.

payroll 4/16

115.39

Jacobs, Rosemarie, Treas.

payroll 4/30

115.39

Allen's Oil & Propane

oil delivery

249.33

Environmental Inc.

asbestos sampling

100.00

657.03**GASOLINE**

0-01-31-11E-000

Hammonton Bd. Of Education

march '04

8,419.68

8,419.68**NATURAL GAS**

0-01-31-11F-000

S.J. Gas Co.

monthly gas

3,642.58

3,642.58

STREET LIGHTING

0-01-31-138-000			
Conectiv Power Delivery	monthly service		22,585.20
			22,585.20

ELECTRIC

0-01-31-11G-000			
Conectiv Power Delivery	monthly service		7,923.85
			7,923.85

TELEPHONE & TELEGRAPH

0-01-31-139-000			
ATX Telecom. Serv.	monthly telephone		1,594.90
AT&T	monthly telephone		205.18
Avaya, Inc.	monthly telephone		75.46
Nextel Communications	monthly mobile phones		2,136.24
Verizon	monthly telephone		1,240.83
Verizon Wireless	monthly telephone		233.64
			5,486.25

SOCIAL SECURITY

0-01-36-145-000			
Jacobs, Rosemarie, Treas.	social security system 4/2		9,339.37
Jacobs, Rosemarie, Treas.	social security system 4/16		7,388.68
Jacobs, Rosemarie, Treas.	social security system 4/30		7,336.81
			24,064.86

RECYCLING TONNAGE GRANT

0-01-41-208-000			
All Industrial-Safety Products	nabber	232.82	
Joseph Fazzio, Inc.	recycling bottles/cans	157.20	
			390.02

COPS IN SCHOOL

Jacobs, Rosemarie, Treas.	payroll 4/30	1,362.28	
			1,362.28

NJ CLEAN COMMUNITY

0-01-41-209-000			
Jacobs, Rosemarie, Treas.	payroll 4/2	840.00	
Jacobs, Rosemarie, Treas.	payroll 4/16	1,540.00	
Jacobs, Rosemarie, Treas.	payroll 4/30	1,540.00	
			3,920.00

ATL CTY MUN ALL

0-01-41-211-000			
Cramer, Robert	reimb. supplies DARE party		76.96
Nino's Pizzarama	pizza		252.00
Rollway Roller Rink	rink rental/skates		315.00
			643.96

HAZARD. DISCH. REIM. FUND

0-01-41-26C-000			
Treas. State NJDEP	site remediation program	12,937.00	
			12,937.00

MUNICIPAL COURT

0-01-43-201-000

Jacobs, Rosemarie, Treas.	payroll 4/2	5,668.08
Jacobs, Rosemarie, Treas.	ot 4/2	93.26
Jacobs, Rosemarie, Treas.	payroll 4/16	6,529.90
Jacobs, Rosemarie, Treas.	ot 4/16	55.40
Jacobs, Rosemarie, Treas.	court interpretor payroll 4/16	300.00
Jacobs, Rosemarie, Treas.	payroll 4/30	5,718.08
Jacobs, Rosemarie, Treas.	payroll 4/30 court interpreter	225.00
Jacobs, Rosemarie, Treas.	ot 4/30	36.93
ACCAA	04 court adm. dues	50.00
Baur Municipal Supplies	tickets	275.00
SJCAA	SJ court adm. dues	80.00
		19,031.65

LIQUIDATION TAX TITLE LIEN

0-01-55-204-000

Costigan, Angela Maione	reimb. tax foreclosures	130.00
		130.00

PUBLIC DEFENDER TRUST

0-01-56-987-000

Jacobs, Rosemarie, Treas.	payroll 4/2	365.38
Jacobs, Rosemarie, Treas.	payroll 4/16	365.38
Jacobs, Rosemarie, Treas.	payroll 4/30	365.38
		1,096.14

CELEBRATION PUBL. EVENTS

0-01-56-993-000

Atl. City Surf Prof. Baseball	splash appearance dep. July 4th	50.00
Circus Time Amusements	rides & entertainment July 4th	1,335.00
Cozy Acres Farm	petting zoo dep. July 4th	100.00
Marshal Steve's Pony Rides	pony rides dep. July 4th	50.00
Vineland Fireworks	fireworks dep. July 4th	1,650.00
		3,185.00

DISTRICT SCHOOL TAX

0-01-99-951-000

Jacobs, Rosemarie, Treas.	district school tax '04	938,652.69
		938,652.69

POL RES CONT

0-01-99-952-000

Jacobs, Rosemarie, Treas.	payroll 4/2	2,677.50
Jacobs, Rosemarie, Treas.	payroll 4/16	1,845.00
Jacobs, Rosemarie, Treas.	payroll 4/30	922.50
Frank Mazza & Sons	refund	137.50
		5,582.50

TAX OVERPAYMENTS

0-01-99-953-000

Commerce Bank	refund	1,123.50
Midure, Anthony	refund	157.44
Fabrikant, Michael	refund	2,029.36
First American Real Estate Tax	refund	541.21

3,851.51

TREAS. CLEARING

0-01-99-954-000

Life Center Academy

tax lien

354.76

354.76**COUNTY TAX**

0-01-99-955-000

Atlantic County Treasurer

county taxes

925,663.33

925,663.33**RES. FOR GRANTS**

0-01-99-960-000

Jacobs, Rosemarie, Treas.

payroll 4/2

1,624.31

Jacobs, Rosemarie, Treas.

payroll 4/16

1,624.31

Jacobs, Rosemarie, Treas.

payroll 4/30

262.03

VCI Emergency Vehicle

detail trailer/lettering

638.81

4,149.46**MARRIAGE LICENSE**

0-14-56-974-100

Treasurer-State of NJ

22 marriages 1st qtr.

550.00

550.00**ORD#22-1998**

0-04-44-433-000

Frank G. Olivo, Esq.

airport land acquisition

1,360.00

1,360.00**ORD#18-2001 SEC A**

0-04-44-443-000

Adams, Rehmann & Heggan

engineering services

905.00

Asphalt Paving System

ADA handicap ramp

1857.10

Remington & Vernick

engineering services

900.00

2762.10**900.00****ORD#26-2002**

0-04-44-445-000

Adams, Rehmann & Heggan

engineering services

1274.00

Shore Slurry

2nd street

7789.45

Arnold Equipment Supply

repair basin

160.00

Crescenzo's Home & Garden

inlet blocks/mortar mix

90.61

9063.45**250.61****ORD#3-2003**

0-04-44-446-000

Adams, Rehmann & Heggan

engineering services

292.51

5,739.00

Asphalt Paving System

ADA handicap

36,823.50

Barrett Asphalt Corp.

repairs on 8th street basin

120.32

General Spring Svc. Corp

repairs

2,335.38

McManimon & Scotland

amend/review bond ordinance

475.00

Pete Sacco's Service

upgrade truck seats

650.00

Remington & Vernick

environmental eng. svc.

219.00

Statewide Property Services

mold remediation

5,325.00

Welding & Radiator Supply

weld trash truck

900.00

37,116.01 15,763.70

ORD#22-2003

0-04-44-448-000

Adams, Rehmann & Heggan	engineering services	3,887.00	9,771.25
Costigan, Angela Maione	town hall		1,180.00
McManimon & Scotland	prepare bond ordinance		3,462.21
		3,887.00	14,413.46

WATER

2003/RESERVE 2,004.00

Rosemarie F. Jacobs, Treas	Payroll 4/2/04		9,982.42
Rosemarie F. Jacobs, Treas	Payroll 4/16/04		10,456.62
Rosemarie F. Jacobs, Treas	Payroll 4/30/04		10,141.50
Adams, Rehmann, Heggan	Engineer Work	1,700.00	606.25
ATX Telecomm. Serv. Ltd	Monthly Telephone Charges		200.00
Complete Control Services	Emergency Repairs to Valve		247.00
Conectiv Power Delivery	Electric		13,094.97
Continental Fire and Safety Inc.	Hydrant Adapters		727.00
DAQ Electronics, Inc.	DAR Analog Tone Redur., DAT Analog		1,263.00
Delta Dental Plan of N.J.	Apr 2004 Report		290.15
Garden State Highway Products	Road Patch		690.00
Garrison Enterprise Inc.	Emergency Install of 1" Copper		1,148.16
Hammonton Board of Education	Gasoline & Diesel-Mar 2004		281.45
K&H Auto Stores	Supplies		60.40
Nextel Communications	Wireless Service		314.88
NJSHBP	Apr 2004 Report		5,360.81
One Call Systems, Inc.	Markouts		78.76
Prudential Group Insurance	Apr 2004 Report		24.00
Q.C. Inc	Testing and Sampling		859.00
S.J. Gas	Heating Gas		1,551.13
S.L.C. Meter East Inc.	Meters & Locators		9,603.00
Sal Jacobs Plumbing	Frozen Lines on Elvens Ave		859.50
Schenk Uniform Rental	Uniform Rental		71.25
South Jersey Welding Supply Co.	Acetylene and Oxygen Tank Rentals		21.02
State of New Jersey-PWT	Tax on Gallonage-1st Qrt		802.61
Tapper Stationery Inc.	Office Supplies		73.00
Town of Hammonton-Outside Detail	Traffic Control-Rt 30 Hydrants		135.00
Universal Instrument Services	System Repairs & Instrumentation		1,341.40
Vision Service Plan	Apr 2004 Report		191.99
Water Works Supply Co. Inc.	Curb Keys, Curb Boxes, Lids, Clamps		4,360.46
White Star Ent Inc.	Replace and Install Lights at Wells		2,077.46
		1,700.00	76,914.19

WATER RENT OVERPAYMENT

Fabrikant, Michael	Refund Overpayment		38.47
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WATER SOCIAL SECURITY

Rosemarie F. Jacobs, Treas	Payroll 4/2/04		763.66
Rosemarie F. Jacobs, Treas	1st Qrt Disability		276.84
Rosemarie F. Jacobs, Treas	Payroll 4/16/04		799.93
Rosemarie F. Jacobs, Treas	Payroll 4/30/04		775.82
			2,616.25

WATER ORD 22-2002

Adams, Rehmann, Heggan	Engineer Work		1,311.75
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McManimon & Scotland	Prof Services-USRD Loan		2,839.33
		-	4,151.08
SEWER DEPT.			
Rosemarie F. Jacobs, Treas	Payroll 4/2/04		24,386.51
Rosemarie F. Jacobs, Treas	Payroll 4/16/04		10,629.09
Rosemarie F. Jacobs, Treas	Payroll 4/30/04		11,426.35
Adams, Rehmann, Heggan	Engineer Work	1,700.00	285
Adamucci Oil Co. Inc.	Oil		23.6
Arena Olds-Pontiac Inc.	Service 2003 GMC Pick-up		35.35
Atlantic County Utilities Auth	Dry Sludge Disposal-Mar 2004		12,236.40
ATX Telecomm. Serv. Ltd	Monthly Telephone Charges		200
Bruno's Auto Parts, Inc.	Cleaning Supplies		43.94
Chemetric's Inc.	Supplies		66.06
Conectiv Power Delivery	Electric		12,745.29
Contractor Service Inc.	Marking Paint		102
Crescenzo's Home & Garden	Concrete Mix		13.35
D Electric Motors Inc.	1/2 HP Motor		153.76
Delta Dental	Apr 2004 Report		391.47
EMF Control Services	VFD Repairs		520
Federal Express	Transportation Charges		47.42
Fisher Scientific Co Inc.	Supplies		429.05
Forestry Suppliers Inc.	Supplies		178.88
Gall's Inc.	Amber Lens		44.47
Hammonton Board of Education	Gasoline & Diesel-Mar 2004		298.78
Health & Safety Serv Unlimited	Hood Inspection		79
J. Morano & Sons, Inc.	Cleaning Supplies		126.8
J.R. Henderson Labs Inc.	Sludge, Pollutant Testing		1,877.00
K&H Auto Stores	Fuses, Fuse Kit, Electric Switch		34.31
Nextel Communications	Wireless Service		182.75
NJSHBP	Apr 2004 Report		7,325.16
Prudential Group Insurance	Apr 2004 Report		30
Radio Shack/Tandy Corp.	Cable		13.49
Rodio Tractor Sales Inc.	Engine Oil, Repair Backhoe		50.36
S.J. Gas	Heating Gas		1,414.32
Schenk Uniform Rental	Uniform Rental		82
Stevenson Supply Co Inc.	Piping and Supplies		239.34
Sunshine Industrial Products	Degreaser		140
Tapper Stationery Inc.	Office Supplies		679.85
Tomasella's Fire Equipment Inc.	Cylinder Recharged		10
Treasurer-State of NJ -NJDEP	NJ Lab Cert Prog		335.3
Treas. State NJDEP	Annual Physical Connection		200
Vision Service Plan	Apr 2004 Report		259.16
		1,700.00	87,335.61
SEWER RENT OVERPAYMENT			
Fabrikant, Michael	Refund Overpayment		124.21
SEWER SOCIAL SECURITY			
Rosemarie F. Jacobs, Treas	Payroll 4/2/04		1,865.57
Rosemarie F. Jacobs, Treas	1st Qrt Disability		510.11
Rosemarie F. Jacobs, Treas	Payroll 4/16/04		813.13
Rosemarie F. Jacobs, Treas	Payroll 4/30/04		874.12
			4,062.93

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SEWER ORD 21-92			
Adams, Rehmann, Heggan	Engineer Work	1,835.00	241.25
Angela Maione Costigan	Legal Services		780
McManimon & Scotland	Prof Services		534
Pennoni Assoc Inc.	Const/Inspect/Materials Test	11,178.75	
		13,013.75	1,555.25

SEWER ORD 23-2002			
Adams, Rehmann, Heggan	Engineer Work		874.5
McManimon & Scotland	Prof Services-USRD Loan		1,892.87
		-	2,767.37

SEWER ORD 28-2003			
McManimon & Scotland	Prof Services		1,111.45
Pennoni Associates Inc.	Engineer Work	4,215.00	
		4,215.00	1,111.45

Motion by Councilperson Bertino, seconded by Councilperson Morano, the emergency resolutions, bill lists, payroll and overtime be approved.

ROLL CALL - Yeas: Bertino, Chiofalo, Clark, Morano, Olivo,
S. Lewis and Mayor Ingemi.

Nays: None.

Abstain: Olivo for F. Olivo bills only.

Mayor Ingemi declared the motion carried.

COMMUNICATIONS

1. From Lance Schiernbeck request permission for various highway employees to attend JIF safety classes at no cost to Town as follows:
4/16/04 & 5/20/04 Flagger/Work Zone Safety
5/17/04 Garbage Collection Safety
5/6/04 Machine Guarding
5/12/04 Back Safety

Motion by Councilperson Clark, seconded by Councilperson Morano, authorize Highway Department employees to attend JIF Safety Classes as listed above.
Motion carried.

2. From DEBBIE CAMORATA request hire Richard Fauntleroy as Sit in Judge at \$350.00 per session.

Motion by Councilperson Morano, seconded by Councilperson S. Lewis, hire Richard Fauntleroy as Sit in Judge at \$350.00 per session.

ROLL CALL - Yeas: Bertino, Chiofalo, Clark, Morano, Olivo,
S. Lewis and Mayor Ingemi.

Nays: None.

Mayor Ingemi declared the motion carried.

3. From FIRE CO. #1 requesting approval of new member James Scarpato.

Motion by Councilperson Clark, seconded by Councilperson Morano, approval of new member James Scarpato to Fire Co. #1.

ROLL CALL - Yeas: Bertino, Chiofalo, Clark, Morano, Olivo,

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S. Lewis and Mayor Ingemi.

Nays: None.

Mayor Ingemi declared the motion carried.

REPORTS

Report of the Town Clerk, Registrar, and Construction Official for the month of March, 2004, a copy having been given to each member of the governing body prior to this meeting was ordered received and filed.

UNFINISHED BUSINESS

1. Promotions - White Collar Employees
2. Promotions - Sewer Department Employees

Discussed under committee reports.

NEW BUSINESS

Ordinance #6-2004 - Salary Ordinance Various Officials

AN ORDINANCE FIXING THE SALARIES OF CERTAIN OFFICIALS
AND EMPLOYEES OF THE TOWN OF HAMMONTON,
COUNTY OF ATLANTIC, NEW JERSEY

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

SECTION 1. There is hereby adopted the following salaries for employees and officials of the Town of Hammonton, in the County of Atlantic, and State of New Jersey, in those classifications which are here-in-before set forth:

TITLE	MINIMUM	MAXIMUM
Accountant	22,000.00	45,000.00
Administrator-supp.to Clerk	3,000.00	14,000.00
Airport Administrator	2,000.00	4,000.00
Ass't Rec. Leader pt		1,500.00
Building Inspector pt/ Fire Protection Inspector pt	2,000.00	7,000.00
Clerk Typist, p.t. (assign to misc. board)		75.00 per mtg.
ConstOff'l/ZonOff/CodeEnf	55,950.00	68,500.00
Councilperson		6,000.00
Deputy Municipal Clerk	25,000.00	46,500.00
Field Rep./Property Improv.pt	\$10.00 hr.	\$20.00 hr.
Fire Official/AsstZoningOff	20,000.00	35,500.00
Fire Prevention Specialist pt		12.00 hr.
Laborer pt	7.50	12.50 hr.
Lifeguard pt	7.50	10.00 hr.
Mayor		7,500.00
MUAC Secretary		75.00 mtg.
Municipal Court Adm.	30,500.00	49,000.00
Municipal Court Interp.	75.00	100.00 session
Municipal Judge	15,000.00	25,000.00
Municipal Prosecutor	10,000.00	18,000.00
Police Chief	70,000.00	100,600.00
Public Defender	6,000.00	13,000.00
Recreation Supervisor	27,500.00	45,000.00
Rec. Leader Sports pt		3,000.00
Recycling Coord.	250.00	500.00
Rent Control Secretary	800.00	900.00

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Road Superintendent	45,000.00	60,000.00
School Traffic Gd. Pt	5,000.00	9,000.00
Sewer Plant Sup't	45,000.00	72,500.00
Sit in Judge		350.00 session
Solicitor Board of Adjustment	3,700.00	5,700.00
Solicitor Planning Board	3,700.00	7,200.00
Special Police Officer		8.25 hr
Student Ass't pt	7.00	10.00 hr
Tax Assessor	40,000.00	60,000.00
Tax Collector/Treasurer/		
Search/Water&Sewer Collector	40,000.00	61,000.00
Town Clerk	40,000.00	66,000.00
Town Solicitor	50,000.00	75,000.00
Truck Driver pt	10.00 hr.	12.50 hr
Water Superintendent	45,000.00	72,500.00
Substitute Inspector	20.00 hr.	30.00 hr
Bldg Maint Work/Laborer	25,000.00	30,000.00

SECTION 2. The specific salary or wage for any municipal official or employee shall be determined and set forth in salary contracts or collective bargaining agreements provided they are within the minimum and maximum amounts as set forth hereinabove. No salary or wage for any municipal official or employee shall be affective or intended unless by official action of the Governing Body and incorporated in a Resolution fixing the specific wage or salary.

SECTION 3. That the annual Clothing Allowance of the volunteer members of the Fire Department & Rescue Squad of the Town of Hammonton shall be as follows:

Chief	\$1,700.00
Assistant Chief	\$1,350.00
Captain	\$ 975.00
Lieutenant	\$ 750.00
2 nd Lieutenant	\$ 650.00
Members	\$ 575.00

The (Clothing Allowance) of the volunteer members as appear in Section 3 of the ordinance shall be paid annually. To qualify for this allowance a member must have been in active duty effective May 20 thru December 1 of each calendar year that payment is made.

SECTION 4. The amount to be paid to each official or employee within the salary range shall be fixed from time to time by Resolution of the Mayor and Council.

SECTION 5. The method of payment of the salaries to each official or employee shall be fixed from time to time by Resolution of the Mayor and Council.

SECTION 6. All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 7. This ordinance shall take effect after final passage and publication according to law and its provisions shall be retroactive to January 1, 2002.

Motion by Councilperson Chiofalo, seconded by Councilperson S. Lewis, the ordinance be taken up for first reading. Motion carried.

4/26/04

Motion by Councilperson Chiofalo, seconded by Councilperson S. Lewis, the ordinance pass first reading.

ROLL CALL - Yeas: Bertino, Chiofalo, Clark, Morano, Olivo, S. Lewis and Mayor Ingemi.
Nays: None.

Mayor Ingemi declared the motion carried.

Motion by Councilperson S. Lewis, seconded by Councilperson Bertino, the ordinance be given legal publication and notice that a hearing will be held on May 24, 2004. Motion carried.

Ordinance #7-2004 Bond Various Capital

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS OF THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$3,696,390 THEREFOR, INCLUDING EXPECTED GRANTS-IN-AID IN THE AMOUNT OF \$2,451,582 AND AUTHORIZING THE ISSUANCE OF \$1,195,048 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 several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Town of Hammonton, New Jersey as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$3,696,390, including the aggregate sum of \$49,760 as the several down payments for the improvements or purposes required by the Local Bond Law as well as the amount of \$2,451,582 as grants-in aid expected to be received from the following sources:

1. New Jersey Community Development Block (CDB) Grant in the amount of \$85,332;
2. New Jersey Transportation Trust Fund (NJTT) in the amount of \$150,000;
3. Federal Aviation Agency (FAA) in the amount of \$1,811,700;
4. New Jersey Matching Grant-Airport Safety Funds in the amount of \$100,650
5. Federal Aviation Agency (FAA) in the amount of \$150,000; and
6. New Jersey Department of Transportation (DOT) in the amount of \$153,900.

The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments, negotiable bonds are hereby authorized to be issued in the principal amount of \$1,195,048 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. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation and Estimated Cost</u>	<u>Down Payment</u>	<u>Estimated Maximum Amount of Bonds or Notes</u>	<u>Period of Usefulness</u>
a) Acquisition of the following: MHz Communication system for the police department, computer equipment, recreation equipment, and one garbage truck	\$565,000	\$28,250	\$536,750	5 years

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<u>Purpose</u>	<u>Appropriation and Estimated Cost</u>	<u>Down Payment</u>	<u>Estimated Maximum Amount of Bonds or Notes</u>	<u>Period of Usefulness</u>
b) Improvements to Linda Avenue and ADA curb and sidewalk improvements.	\$350,000 (including a \$85,332 grant from CDB) and a \$150,000 grant from NJTT)	5,735	108,933	15 years
c) Recreation improvements to Boyer Avenue	\$ 250,000 (including a \$250,000 Green Acres loan)	\$0	250,000	15 years
d) 2004 Airport Capital Improvement plan, Hanger renovation, airport land improvements and acquisition and acquisition of airport fencing (this appropriation is in addition to the \$9,500 bonds authorized for airport fencing under bond ordinance 32-2000, finally adopted 9/25/00, as amended)	2,495,390 (including a \$1,811,700 grant from FAA, \$100,650 in State Matching Funds a \$150,000 grant from FAA and a \$153,900 grant from DOT)	13,975	265,165	15 years
e) Improvements to the highway lighting facility signage area	6,000	300	5,700	15 years
f) Refurbishment of Fire Gear and acquisition of containment stations for fire department	30,000	1,500	28,500	5 years
TOTALS	<u>\$3,696,390</u>	<u>\$49,760</u>	<u>\$1,195,048</u>	

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the down payment for each purpose.

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 the Local Bond Law. 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:

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(a) The purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements that the Town may lawfully undertake as general improvements, and no part of the costs thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 10.27 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 \$1,195,048, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$739,280 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated costs indicated herein for the purposes or improvements.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements 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 S. Lewis, seconded by Councilperson Olivo, the ordinance be taken up for first reading. Motion carried.

Motion by Councilperson S. Lewis, seconded by Councilperson Olivo, the ordinance pass first reading.

ROLL CALL - Yeas: Bertino, Chiofalo, Clark, Morano, Olivo,
S. Lewis and Mayor Ingemi.

Nays: None.

Mayor Ingemi declared the motion carried.

Motion by Councilperson Bertino, seconded by Councilperson S. Lewis, the ordinance be given legal publication and notice that a hearing will be held on May 24, 2004. Motion carried.

Ordinance #8-2004 Bond Water Capital

BOND ORDINANCE PROVIDING FOR WATER UTILITY IMPROVEMENTS IN AND BY THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC, NEW JERSEY, APPROPRIATING \$800,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$800,000 BONDS OR NOTES OF THE TOWN FOR FINANCING 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:

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Section 1. The improvement described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Town of Hammonton, County of Atlantic, New Jersey. For the improvement or purpose described in Section 3, there is hereby appropriated the sum of \$800,000. No down payment is required as the purpose authorized herein is deemed self-liquidating and the obligations authorized herein are deductible from the gross debt of the Town, as more fully explained in Section 6(e) of this ordinance.

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 \$800,000 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 improvements hereby authorized and the purposes for which the bonds are to be issued are replacement of the well and water utility building improvements at the Lincoln Avenue Well, replacement of the WHP Water Loop from Pleasant Mills to Lakeview and extension of the Egg Harbor Road water main from 9th to Boyer, as shown on and in accordance with the plans and specifications therefore on file in the office of the Clerk, which plans are hereby approved including all work and materials necessary and incidental thereto.

(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 herein made therefor.

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 the Local Bond Law. 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 self-liquidating purpose of a municipal public utility. 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 bond ordinance, is 40 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 \$800,000, but that the net debt of the Town determined as provided in the Local Bond Law is not increased by this bond ordinance. The obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$160,000 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.

(e) This bond ordinance authorizes obligations of the Town solely for purposes described in N.J.S.A. 40A:2-7(h). The obligations authorized herein are to be issued for a purpose that is deemed to be self-liquidating pursuant to N.J.S.A. 40A:2-47(a) and are deductible from gross debt pursuant to N.J.S.A. 40A:2-44(c).

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

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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 Bertino, seconded by Councilperson Morano, the ordinance be taken up for first reading. Motion carried.

Motion by Councilperson Bertino, seconded by Councilperson Morano, the ordinance pass first reading.

ROLL CALL - Yeas: Bertino, Chiofalo, Clark, Morano, Olivo,
S. Lewis and Mayor Ingemi.
Nays: None.

Mayor Ingemi declared the motion carried.

Motion by Councilperson S. Lewis, seconded by Councilperson Bertino, the ordinance be given legal publication and notice that a hearing will be held on May 24, 2004. Motion carried.

Ordinance #9-2004 Bond Sewer Capital

BOND ORDINANCE PROVIDING FOR SEWER UTILITY IMPROVEMENTS IN AND BY THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC, NEW JERSEY, APPROPRIATING \$1,675,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,675,000 BONDS OR NOTES OF THE TOWN FOR FINANCING 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 improvements described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the Town of Hammonton, County of Atlantic, New Jersey. For the improvements or purposes described in Section 3, there is hereby appropriated the sum of \$1,675,000. No down payment is required as the purpose authorized herein is deemed self-liquidating and the obligations authorized herein are deductible from the gross debt of the Town, as more fully explained in Section 6(e) of this ordinance.

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 \$1,675,000 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 issuance of bonds is to finance the following projects, as shown on and in accordance with the plans and specifications on file in the office of the Clerk, which plans are hereby approved including all work and materials necessary and incidental thereto:

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Title of Project	Appropriation Amount	Amount of Bonds/Notes Authorized	Useful Life in Years
a) Improvements to the Sewerage Treatment Maintenance Facility	\$640,000	\$640,000	15 yrs.
b) Extension of Caldwell Ave, Wood Ave. and Railway Avenue sewers (this appropriation is in addition to the \$75,000 appropriation provided for in bond authorization #004-2003 finally adopted 5/27/03)	40,000	40,000	40 yrs.
c) Sewer extensions to following: Egg Harbor Road-9 th St. (Moss Street to 9 th St., WHP, Railroad) and Egg Harbor Road non-sewer sections; Pressey St. (3 rd St. to Cherry); and Walnut St. (4 th to 3 rd Streets).	625,000	625,000	40 yrs.
d) Repairs to Bellevue Avenue sewer	370,000	370,000	15 yrs
TOTAL	<u>\$1,675,000</u>	<u>\$1,675,000</u>	

(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 herein made therefor.

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 the Local Bond Law. 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 self-liquidating purpose of a municipal public utility. No part of the cost thereof has been or shall be specially assessed on property specially benefitted 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 bond ordinance, is 25 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 \$1,675,000, but that the net debt of the Town determined as provided in the Local Bond Law is not increased by this bond ordinance. The obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$335,000 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.

(e) This bond ordinance authorizes obligations of the Town solely for purposes described in N.J.S.A. 40A:2-7(h). The obligations authorized herein are to be issued for a purpose that is deemed to be self-liquidating pursuant to N.J.S.A. 40A:2-47(a) and are deductible from gross debt pursuant to N.J.S.A. 40A:2-44(c).

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.

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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 Bertino, seconded by Councilperson S. Lewis, the ordinance be taken up for first reading. Motion carried.

Motion by Councilperson Bertino, seconded by Councilperson S. Lewis, the ordinance pass first reading.

ROLL CALL - Yeas: Bertino, Chiofalo, Clark, Morano, Olivo,
S. Lewis and Mayor Ingemi.
Nays: None.

Mayor Ingemi declared the motion carried.

Motion by Councilperson S. Lewis, seconded by Councilperson Bertino, the ordinance be given legal publication and notice that a hearing will be held on May 24, 2004. Motion carried.

Ordinance #10-2004 Sale Public Property

AN ORDINANCE AUTHORIZING THE SALE OF MUNICIPAL PROPERTY NO LONGER NEEDED FOR PUBLIC USE

BE IT ORDAINED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON IN THE COUNTY OF ATLANTIC AND STATE OF NEW JERSEY, AS FOLLOWS:

PURPOSE The purpose of this Ordinance is to authorize the sale of municipal real property no longer needed for public use or purpose pursuant to N.J.S.A. 40A:12-13.

SECTION I. There shall be sold at public auction to the highest bidder Lot 7 in Block 4104 as shown on the Tax Map of the Town of Hammonton. The parcel was formerly known as Lot 168 in block 163, Section 1-B on the map of the Equity Land Association, Inc. the "DaCosta tract". The property is a 150' by 25' parcel of land and will be sold in an "AS IS" condition. Minimum sale price shall be the assessed value as determined by the Tax Assessor. The Town shall reserve the right to reject any and all bids if it is determined that such rejection is in the public interest.

SECTION II. The Town Clerk/ Administrator is hereby authorized and directed to advertise a public sale of said real property at least twice in two consecutive weeks and to hold a sale not earlier than seven days prior to said sale. The Notice of Sale shall

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contain the minimum bid price and the reservation concerning rejection of all bids.

SECTION III. Any other ordinance or parts of ordinances inconsistent with this ordinance shall be and the same are hereby repealed to the extent of inconsistency. The provisions of any ordinances of the Town of Hammonton, including those specifically referred to herein, not inconsistent with this ordinance, shall remain in full force and effect as though expressly and fully set herein.

SECTION IV. Should any section, clause, sentence, phrase or provision of this Ordinance be declared unconstitutional or invalid by a Court of competent jurisdiction, such a decision shall not effect the remaining portions of this Ordinance.

SECTION V. This Ordinance shall take effect upon final passage, publication according to law.

Motion by Councilperson Chiofalo, seconded by Councilperson Olivo, the ordinance be taken up for first reading. Motion carried.

Motion by Councilperson Chiofalo, seconded by Councilperson Olivo, the ordinance pass first reading.

ON THE QUESTION:

Councilperson Bertino questioned the lot for sale?

Solicitor responded lot and block listed on ordinance.

ROLL CALL - Yeas: Bertino, Chiofalo, Clark, Morano, Olivo,
S. Lewis and Mayor Ingemi.
Nays: None.

Mayor Ingemi declared the motion carried.

Motion by Councilperson S. Lewis, seconded by Councilperson Clark, the ordinance be given legal publication and notice that a hearing will be held on May 24, 2004. Motion carried.

Ordinance #011-2004 Comcast

AN ORDINANCE GRANTING RENEWAL OF MUNICIPAL
CONSENT TO COMCAST OF SOUTH JERSEY TO
CONSTRUCT, CONNECT, OPERATE AND
MAINTAIN A CABLE TELEVISION
AND COMMUNICATIONS
SYSTEM IN THE TOWN OF HAMMONTON, NJ.

BE IT ORDAINED BY THE MAJOR AND COUNCIL OF THE TOWN OF HAMMONTON, as follows:

SECTION 1. PURPOSE OF THE ORDINANCE

The municipality hereby grants to Comcast of South Jersey renewal of it's non-exclusive Municipal Consent to place in, upon, across, above, over and under highways, streets, alleys, sidewalks, easements, public ways and public places in the municipality, poles, wires, cables, underground conduits, manholes and other television conductors, fixtures, apparatus and equipment as may be necessary for the construction, operation

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and maintenance in the Municipality of a cable television and communications system.

SECTION 2. DEFINITIONS

For the purpose of this Ordinance, the following terms, phrases, words and their derivations shall have the meaning given herein. Such meaning or definition of terms is supplemental to those definitions of the Federal Communications Commission ("FCC") rules and regulations, 47 C.F.R.. Subsection 76.1 et seq. and the Cable Communications Policy Act, 47 U.S.C., Section 521 et. seq., as amended, and the Cable Television Act, N.J.S.A. 48:5A-1 et seq., and shall in no way be construed to broaden, alter or conflict with the federal and state definitions:

- a. "Town" or "Municipality" is the Town of Hammonton, County of Atlantic, State of New Jersey.
- b. "Company" is the grantee of rights under this Ordinance and is known as Comcast of South Jersey, Inc.
- c. "Act" or "Cable Television Act" is Chapter 186 of the General Laws of New Jersey, and subsequent amendments thereto, N.J.S.A., 48:5A-1, et seq.
- d. "FCC" is the Federal Communications Commission.
- e. "Board" or "BPU" is the Board of Public Utilities, State of New Jersey.
- f. "Office" or "OCTV" is the Office of Cable Television of the Board.
- g. "Basic Cable Service" means any service tier, which includes the retransmission of local television broadcast signals as defined by the FCC.
- h. "Application" is the Company's Application for Renewal of Municipal Consent

SECTION 3. STATEMENT OF FINDINGS

Public hearings conducted by the municipality, concerning the renewal of Municipal Consent herein granted to the Company were held after proper public notice pursuant to the terms and conditions of the Act and the regulations of the Board adopted pursuant thereto. Said hearings, having fully open to the public, and the municipality, having received at said public hearings all comments regarding the qualifications of the Company to receive this renewal of Municipal Consent, the Municipality hereby finds that the Company possess the necessary legal, technical, character, financial and other qualifications and that the Company's operating and construction arrangements are adequate and feasible.

SECTION 4. DURATION OF FRANCHISE

The non-exclusive Municipal Consent granted herein shall expire 15 years from the date of expiration of the previous Certificate of Approval issued by the Board (with a 10-year automatic renewal as provided by N.J.S.A. 48:5A-19 and 25, and N.J.A.C. 14:18-13.6).

In the event that the Municipality shall find that the company has not substantially complied with the material terms and conditions of this Ordinance, the Municipality shall have the right to petition the OCTV, pursuant to N.J.S.A. 48:5A-47, for appropriate action, including modification and/or termination of the Certificate of Approval; provided however, that the Municipality shall first have given the Company written notice of all alleged instances of non-compliance and an opportunity to cure same within ninety (90) days of that notification.

SECTION 5. FRANCHISE FEE

Pursuant to the terms and conditions of the Act, the Company shall, during each year of operation under the consent granted herein, pay to the Municipality two percent (2%) of the gross revenues from all recurring charges in the nature of subscription fees paid by subscribers for cable television reception service in the Municipality of any higher amount permitted by the Act or otherwise allowable by law, whichever is greater.

SECTION 6. FRANCHISE TERRITORY

The consent granted under this Ordinance to the renewal of the franchise shall apply to the entirety of the Municipality and any property subsequently annexed hereto.

SECTION 7. EXTENSION OF SERVICE

The company shall be required to proffer service to any residence or business along with any public right-of-way in the Primary Service area, as set forth in the Company's Application. Any extension of plant beyond the Primary Service Area shall be governed by the Company's Line Extension Policy, as set forth in the Company's Application.

SECTION 8. CONSTRUCTION REQUIREMENTS

Restoration: In the event that the Company or its agents shall disturb any pavements, street surfaces, sidewalks, driveways, or other surface in the nature topography, the Company shall, at its sole expense, restore and replace such places or things so disturbed in as good a condition as existed prior to the commencement of said work.

Relocation: If at any time during the period of this consent, the Municipality shall alter or change the grade of any street, alley or other way or place the company, upon reasonable notice by the Municipality, shall remove, re-lay or relocate its equipment, at the expense of the company.

Removal or Trimming of Trees: During the exercise of its rights and privileges under this franchise, the Company shall have the authority to trim trees upon and overhanging streets, alleys, sidewalks or other public places of the municipality so as to prevent the branches of such trees from coming in contact with the wires and cable of the Company. Such trimming shall be only to the extent necessary to maintain proper clearance of the Company's wire and cables.

SECTION 9. CUSTOMER SERVICE

In providing services to its customers, the Company shall comply with N.J.A.C., 14:18-1, et seq. and all applicable state and federal statutes and regulations. The company shall strive to meet or exceed all voluntary company and industry standards in the delivery of customer service and shall be prepared to report on it to the municipality upon written request of the Municipality Administrator or Clerk.

a. The company shall continue to comply fully with all applicable state and federal statutes and regulations regarding credit for outages, the reporting of same to regulatory agencies and notification of same to customers.

b. The Company shall continue to fully comply with all applicable state and federal statutes and regulations regarding the availability of devices for the hearing impaired and the notification of same to customers.

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c. The Company shall use every reasonable effort to meet or exceed voluntary standards for telephone accessibility developed by the National Cable Television Association (NCTA).

d. Nothing herein shall impair the right of any subscriber or the Municipality to express any comment with respect to telephone accessibility to the Complaint Officer, or impair the right of the Complaint Officer to take any action that is permitted under law.

SECTION 10. MUNICIPAL COMPLAINT OFFICER

The Office of the Cable Television is hereby designed as the Complaint Officer for the Municipality pursuant to N.J.S.A. 48:5A-26(b). All complaints shall be received and processed in accordance with N.J.A.C. 14:17-6.5. The Municipality shall have the right to request copies of records and reports pertaining to complaints by Municipality customers from the OCTV.

SECTION 11. LOCAL OFFICE

During the term of this franchise, and any renewal thereof, the Company shall maintain a business office or agent in accordance with N.J.A.C. 14:18-5.1 for the purpose of receiving, investigating and resolving all local complaints regarding the quality of service, equipment malfunctions, and similar matters. Such a business office shall have a publicly listed toll-free telephone number and be open during standard business hours, and in no event (excepting emergent circumstances) less than 9:00 a.m. to 5:00 p.m., Monday through Friday.

SECTION 12. PERFORMANCE BONDS

During the life of the franchise the Company shall give to the municipality a bond in the amount of one hundred thousand (100,000) dollars. Such bond shall be to insure the faithful performance of all undertakings of the Company as represented in its application for municipal consent incorporated herein.

SECTION 13. SUBSCRIBER RATES

The rates of the Company shall be subject to regulation as permitted by federal and state law.

SECTION 14. COMMITMENTS BY THE COMPANY

a. The Company shall provide Preferred Basic cable television service on one (1) outlet at no cost to each school in the Municipality, public and private, elementary, intermediate and secondary, provided the school is within 175 feet of active cable distribution plant. Each additional outlet installed, if any, shall be paid for on a material plus labor basis by the school requesting service. Monthly service charges shall be waived on all additional outlets.

b. The Company shall provide Preferred Basic cable television service at no cost on one (1) outlet to each police, fire, emergency management facility, and public library in the Municipality, provided the facility is located within 175 feet of active cable distribution plant. Each additional outlet installed, if any, shall be paid for on a materials plus labor basis by Municipality. Monthly service charges shall be waived in all additional outlets.

c. The Company shall provide free basic Internet service, via high-speed cable to one (1) non-networked personal computer in each qualified existing and future school in the City, public and private, elementary, intermediate and secondary, at no charge provided the facility is located within 175 feet of active cable distribution plant. The

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Internet service shall be installed on a personal computer that is accessible to the students and not for administrative use only.

d. The Company shall provide free basic Internet access via high-speed cable on one (1) non-networked personal computer in each qualified existing and future public library as well as the Township public works building at no charge provided the facility is located within 175 feet of active cable distribution plant. For the public library, the Internet service shall be installed on a personal computer that is accessible to library patrons and not for administrative use only.

e. The Company will provide the use of a dedicated government access channel to be viewed by residents of the City. Government and /or educational entities may use the access channel for the purpose of cable casting non-commercial access programming in conformance with the City's access rules. However, the cost and expense of production and programming is not the responsibility of the Company.

f. The Company will provide a dedicated fiber optic return line for the purpose of cable casting live and/or recorded programming on the Government Channel in the new municipal building when it is constructed. The City will advise the Company in writing of the location for the dedicated fiber return line, and the company will install the line within 120 days of that notification, subject to the building's construction progress making such installation possible. The Company will provide and maintain the cable, modulators and equipment necessary for the City education-government access channel to send a signal to the Company from the municipal building, and to receive the return feed of signal. The Company will not be responsible for the maintenance of any studio equipment used for the access channel, including, but not limited to, cameras, editing decks, monitors, character generators, etc.

g. The Company will provide the equivalent of residential level Comcast High-Speed Internet Service to Hammonton's two firehouses (if within 175 feet of lines)

h. The Company will provide the equivalent of residential level Comcast High-Speed Internet Service to The Hammonton Sewer department (if within 175 feet of lines)

i. The Company will provide the equivalent of residential level Comcast High-Speed Internet Service to The Hammonton Highway department (if within 175 feet of lines)

j. The Company will provide the equivalent of residential level Comcast High-Speed Internet Service to The Hammonton Lake Annex Building (if within 175 feet of lines)

k. The Company will provide the equivalent of residential level Comcast High-Speed Internet Service to The Hammonton Water department (if within 175 feet of lines)

l. Additionally, within six months of a receipt of a Renewal Certificate of Approval, the Company shall provide the Town with a one-time technology grant in the amount of 30,000 to assist the community in meeting its telecommunications and/or technology needs.

m. The Company will allow the use of an additional access channel space on or after the fifth anniversary of the adoption of the ordinance, but only when the existing access channel carries non-duplicated, locally produced programming, none of which is character-generated; and when the

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existing access channel continuously carries such programming for a minimum of 16 hours each day, for a period of 90 consecutive days.

SECTION 15. TWO WAY SERVICES AND INTERCONNECTION

In the event that the Municipality determines that it is necessary and feasible for it to contract with the Company for the purpose of providing two-way or interconnection services, the company shall be required to apply to the BPU for approval to enter into and establish the terms and conditions of such contract. All costs for such application to the BPU shall be borne by the Municipality.

SECTION 16. EMERGENCY USES

The Company shall comply with Emergency Alert System ("EAS") rules in accordance with applicable state and federal statutes and regulations.

The Company shall in no way be held liable for any injury suffered by the municipality or any other person, during an emergency, if for any reason the municipality is unable to make full use of the cable television system as contemplated herein.

SECTION 17. LIABILITY INSURANCE

The Company shall at times maintain a comprehensive general liability insurance policy with a single limit amount of \$1,000,000 covering liability for any death, personal injury, property damages or other liability arising out of its construction and operation of the cable television system, and an excess liability (or "umbrella") policy in the amount of \$5,000,000.

All of the commitments and statements contained in the application and any amendment thereto submitted in writing to the Municipality by the Company, except as modified herein, are binding upon the company as terms and conditions of this Municipal Consent. The application and any other relevant writing submitted by the Company shall be annexed hereto and made a part hereof by reference as long as it does not conflict with State or Federal Law. All ordinances or parts of ordinances or other agreements between the Municipality and the Company that are in conflict with the provisions of this agreement are hereby declared invalid and superseded.

SECTION 18. COMPETITIVE EQUITY

Should the municipality grant a franchise to construct, operate and maintain a cable television system to any other person, corporation or entity on terms materially less burdensome or more favorable than the terms contained herein, the Company may substitute such language that is more favorable or less burdensome for the comparable provision of this Ordinance subject to the provisions of N.J.A.C. 14:17-6.7

SECTION 19. SEPARABILITY

If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court or federal or state agency of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and its validity or unconstitutionality shall not affect the validity of the remaining portions of this Ordinance.

SECTION 20. THIRD PARTY BENEFICIARIES

Nothing in this Franchise or in any prior agreement is or was intended to confer third-party beneficiary status on any member of the public to enforce the terms of such agreements or Franchise.

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SECTION 21. EFFECTIVE DATE

This Ordinance shall take effect immediately upon issuance of a Renewal Certificate of Approval from the BPU.

SECTION 22. REPEALER

All prior Ordinances are hereby repealed.

Motion by Councilperson Olivo, seconded by Councilperson S. Lewis, the ordinance be taken up for first reading. Motion carried.

Motion by Councilperson Olivo, seconded by Councilperson S. Lewis, the ordinance pass first reading.

ROLL CALL - Yeas: Bertino, Chiofalo, Clark, Morano, Olivo,
S. Lewis and Mayor Ingemi.
Nays: None.

Mayor Ingemi declared the motion carried.

Motion by Councilperson S. Lewis, seconded by Councilperson Chiofalo, the ordinance be given legal publication and notice that a hearing will be held on May 24, 2004. Motion carried.

Ordinance #12-2004 Shade Tree

Ordinance Amending Ordinance #10-1971 as Chapter 55 of the 1971 Town Code

PURPOSE: Mayor and Council of the Town of Hammonton want to delineate the powers of the Shade Tree Commission and to preserve Shade Trees in the Town:

SECTION ONE: The Shade Tree Commission in the Town of Hammonton shall have power to:

a. Exercise full and exclusive control over the regulation, planting and care of the shade ornamental trees and shrubbery now located, or which may hereafter be planted in any public highway, park or parkway, except such as are excluded pursuant to N.J.S.A. 40:64-1 in the Town, including the planting, trimming, spraying, care and protection thereof;

b. Regulate and control the use of the ground surrounding the same, so far as may be necessary for their proper growth, care and protection;

c. Move or require the removal of any tree, or part thereof, dangerous to public safety;

d. Care for and control such parks and parkways, encourage arboricultural; make, alter, amend and repeal, in the manner prescribed for the passage, alteration, amendment and repeal of ordinances by the Town, and all ordinances necessary or proper for carrying out the provisions hereof;

e. Administer treatment to, or remove, any tree situate upon private property which is believed to harbor a disease or insects readily communicable to neighboring healthy trees in the care of the Town and enter upon private property for that purpose, with the consent of the owner thereof, provided the suspected condition is first confirmed by certificate issued by or on behalf of the NJ Department of Agriculture.

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SECTION TWO: Annual appropriation; estimate; amount;

On the 15th day of December in each year, the Shade Tree Commission shall certify to the Mayor and Town Council, the estimated sum necessary for the proper conduct of its work during the ensuing fiscal year, which shall include the sums estimated to be expended for each of the following items as anticipated expenditures, namely;

- 1). Purchase of trees and shrubbery; and
- 2). Purchase of necessary equipment and materials and the cost of services for the prudent promotion of the work.

The Mayor and Town Council shall annually appropriate such sum as it may deem necessary for said purposes.

SECTION THREE: Violations, Fines, Penalties:

a. The Commission may prescribe a fine for the violation of each of its sections in an amount not exceeding \$1500.00 for each violation.

b. In addition to the penalties authorized by subsection a. of this section, the commission may require a person who removes or otherwise destroys a tree in violation of a municipal ordinance to pay a replacement assessment to the Town. The replacement assessment shall be the value of the tree as determined by the appraisal of a trained forester or Certified Tree Expert retained by the commission for the purpose. The commission shall modify the value of the tree based upon its species variety, location and its condition at the time of removal or destruction.

c. Any public utility or cable television company that clears, moves, cuts, or destroys any trees, shrubs, or plants for the purpose of erecting, installing, moving, removing, altering or maintaining any structure or fixtures, necessary for the supply of electric light, heat or power, communication or cable television services upon any lands in which it has acquired an easement of -right-of-way, shall not be subject to any penalty imposed by the commission pursuant to subsections a. or b. of this section. This subsection shall not exempt any public utility or cable television company from any penalty or replacement assessment imposed for negligent actions.

SECTION FOUR: Disposition of Penalties

All moneys collected, either as fines or penalties, for any violations of a rule or regulation of the Shade Tree Commission, under any provision of this ordinance, shall be forthwith paid over to the Town Accountant.

Motion by Councilperson Olivo, seconded by Councilperson Bertino, the ordinance be taken up for first reading. Motion carried.

Motion by Councilperson Olivo, seconded by Councilperson Bertino, the ordinance pass first reading.

ROLL CALL - Yeas: Bertino, Chiofalo, Clark, Morano, Olivo,
S. Lewis and Mayor Ingemi.
Nays: None.

Mayor Ingemi declared the motion carried.

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Motion by Councilperson S. Lewis, seconded by Councilperson Clark, the ordinance be given legal publication and notice that a hearing will be held on May 24, 2004. Motion carried.

RESOLUTIONS

#R 73-2004 Introduce 2004 Municipal Budget

RESOLUTION TO INTRODUCE THE 2004 MUNICIPAL BUDGET

BE IT RESOLVED, that the following statement of revenues and appropriations shall constitute the Local Municipal Budget for the year 2004;

BE IT FURTHER RESOLVED, that the said budget be published in the Hammonton Gazette, edition of May 5, 2004 as follows:

A hearing on the budget and tax resolution will be held at the Town Hall on the 24th day of May, 2004 at 7:00 o'clock p.m., at which time and place objections to said budget and tax resolution of the Town of Hammonton for the year 2004 may be presented by taxpayers or other interested persons.

Summary of General Section of Budget

Current Fund

Municipal Purposes within "CAPS"	\$6,463,367.00
Municipal Purposes excluded from "CAPS"	2,617,753.31
<u>Reserve for Uncollected Taxes</u>	<u>695,475.06</u>
<u>Total General Appropriations</u>	<u>\$9,776,595.37</u>
Less: Anticipated Revenues	<u>4,349,293.47</u>
Amount to be Raised by Taxation	<u>\$5,427,301.90</u>

#R 74-2004 Temporary Capital Budget

WHEREAS, the need has arisen to introduce bond ordinances to provide funds for the Various Projects in the General Capital Fund, Water Utility Capital Fund and Sewer Utility 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>Grants In Aid</u>	<u>Capital Improvement Fund</u>	<u>Downpayment</u>
General Capital Fund					
Purchase of Police MHz System	\$ 375,000	\$ 356,250		\$ 18,750	-
ADA Curbing Improvements	150,000	61,433	\$ 85,332	3,235	
Purchase of Computer Equipment	40,000	38,000		2,000	
Recreation Equip. and Improvements	50,000	47,500		2,500	
Green Acres Loan - Boyer Avenue					
Recreation	250,000	250,000			
Highway Light Facility Sign Area	6,000	5,700		300	
Improvements to Linda Ave.	200,000	47,500	150,000	2,500	
2004 Airport Capital Imp. Plan	2,013,000	95,600	1,912,350	5,050	

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Hanger Renovation	150,000	142,500		7,500
Airport Imp/Land Acquisition	165,000	14,250	150,000	750
Airport Fencing	167,390	12,815	153,900	675
Purchase of New Trash Truck	100,000	95,000		5,000
Refurbish Fire Gear & Containment Stations	30,000	28,500		1,500
Total General Capital Fund	<u>\$3,696,390</u>	<u>\$1,195,048</u>	<u>\$2,451,582</u>	<u>\$ 49,760</u>

Water Utility Capital Fund

Lincoln Ave. Well Replacement & Building Improvements	\$ 200,000	\$ 200,000
White Horse Pike Water Loop	300,000	300,000
Egg Harbor Road Water Main Extension	<u>300,000</u>	<u>300,000</u>
<i>Total Water Utility Capital Fund</i>	<i><u>\$ 800,000</u></i>	<i><u>\$ 800,000</u></i>

Sewer Utility Capital Fund

Sewerage Treatment Maintenance Facility	\$ 640,000	\$ 640,000
Colwell/Wood/Railway Ave. Sewer Extension	40,000	40,000
Egg Harbor Road Non-Sewer Sections	55,000	55,000
Egg Harbor Road - 9 th Street Sewer Extension	375,000	375,000
Pressey Street Sewer Extension	60,000	60,000
Bellevue Ave. Sewer Repairs	370,000	370,000
Walnut Street Sewer Extension	<u>135,000</u>	<u>135,000</u>
<i>Total Sewer Utility Capital Fund</i>	<i><u>\$1,675,000</u></i>	<i><u>\$1,675,000</u></i>

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

Purchase of Police MHz System	\$ 375,000
ADA Curbing Improvements	150,000
Purchase of Computer Equipment	40,000
Recreation Equip. and Improvements	50,000
Green Acres Loan - Boyer Avenue Recreation	250,000
Highway Lighting Facility Signage Area Improvements to Linda Ave.	200,000
2004 Airport Capital Imp. Plan	2,013,000
Hanger Renovation	150,000
Airport Imp/Land Acquisition	165,000
Airport Fencing	167,390
Purchase of New Trash Truck	100,000
Refurbish Fire Gear & Containment Stations	30,000

Water Utility Capital Fund

Lincoln Ave. Well Replacement & Building Improvements	200,000
White Horse Pike Water Loop	300,000
Egg Harbor Road Water Main Extension	300,000

Sewer Utility Capital Fund

Sewerage Treatment Maintenance Facility	\$ 640,000
Colwell/Wood/Railway Ave. Sewer Extension	40,000
Egg Harbor Road Non-Sewer Sections	55,000
Egg Harbor Road - 9 th Street Sewer Extension	375,000
Pressey Street Sewer Extension	60,000
Bellevue Ave. Sewer Repairs	370,000
Walnut Street Sewer Extension	135,000

- (2) the projects will be included in the Annual Capital Budget, and

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(3) one certified copy shall be forwarded to the Director of the Division of Local Government Services immediately after passage.

#R 75-2004 Transfer Liquor License - Jharana

WHEREAS, an application has been filed for a person to person transfer of Plenary Retail Consumption License **0113-33-022-011**, heretofore issued to G&R Liquors t/a Hammonton Main Street Liquors for premises located at 20-12th Street, Hammonton, New Jersey;

WHEREAS, the submitted application form is complete in all respects, transfer fees have been paid, and the license has been properly renewed for the current license term;

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33;

WHEREAS, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the license business;

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Town of Hammonton does hereby approve the transfer of the aforesaid Plenary Retail Consumption License to **Jharana LLC t/a Hammonton Main Street Liquors**, and does hereby direct the Town Clerk to endorse the license certificate to the new ownership as follows: "this license, subject to all its terms and conditions, is hereby transferred to Jharana LLC effective April 27, 2004.

#R 76-2004 Smart Grant

RESOLUTION OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC, STATE OF NEW JERSEY

WHEREAS, the Town of Hammonton is in full support of an application being submitted through the Environmental Commission, to the Association of New Jersey Environmental Commission (ANJEC) for the Smart Growth Assistance Grant Program; and

WHEREAS, the Town of Hammonton recognizes the need for the proposed project being pursued through the grant application, enabling the creation of an open space plan as well as updated land use regulations and revised zoning ordinance chapters; and

WHEREAS, the Town of Hammonton acknowledges the \$50,000.00 total project costs and guarantees the local matching funds of \$25,000.00, through a combination of Municipal funds, the matching Smart Growth Grant, and in-kind services.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Town Council of the Town of Hammonton that for the reasons set forth hereinabove it hereby authorizes the Environmental Commission to submit the ANJEC Smart Growth Assistance Grant Program with a local match not too exceed Twenty Five Thousand (\$25,000.00) Dollars.

#R 77-2004 Old Forks Road (Capella & Tomasello) Agreement

4/26/04

RESOLUTION AUTHORIZING MAYOR & COUNCIL TO ENTER INTO AN AGREEMENT RELATED TO BLOCK 2301 LOTS 49 AND 50 IN THE TOWN OF HAMMONTON

WHEREAS, the Town of Hammonton has developed a plan for the reconstruction of Old Forks Road; and

WHEREAS, the plans include certain improvements associated with the construction of the Old Forks Road reconstruction plans that will extend beyond the existing right-of-way; and

WHEREAS, an easement is required from certain property owners in order to complete the improvements; and

WHEREAS, the easements required involve Block 2301, Lots 49 and 50; and

WHEREAS, said lots are owned by Ann Louise Capella (Lot 49), and the Tomasello family (Lot 50); and

WHEREAS, the Town of Hammonton and said property owners wish to enter into an agreement to allow the Town to make certain improvements to the Lots in question for the mutual benefit of the Town and property owners in accordance with the design plans for the reconstruction of Old Forks Road; and

WHEREAS, in exchange for the granting of the easement and the disruption of property, the Town has agreed to provide compensation as outlined in the easement agreement in the form of waiver of sewer connection fees; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Town of Hammonton, County of Atlantic, State of New Jersey, that the Town of Hammonton enter into an agreement with Ann Louise Capella and the Tomasello family to allow for modifications to their properties as recommended by the Town Engineer in the proposed agreement incorporated herein by reference.

#R 78-2004 April Tax Resolution

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

Block	Lot	REASON	ACCOUNT
2302	1C008U	PAYMENT ERROR	TAX
3505	11	OVERPAYMENT	TAX
3002	5	REIMB LIEN HOLDER	TAX, WATER, SEWE
2708	6	TRANSFER OVERPAYMENT	SEWER
3801	17.14	CHARGE MIN	SEWER
2908	2	ONE UNIT	WATER/SEWER

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.

#R 79-2004 Request Time Extension Old Forks Road Reconstruction #3 Eng Rep

RESOLUTION CONCERNING THE FUNDING FOR OLD FORKS ROAD IMPROVEMENTS

WHEREAS, the Town of Hammonton intends to make certain roadway improvements along Old Forks Road extending between the White Horse Pike U.S. Route #30 in conjunction with the State's Municipal Aid program; and

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WHEREAS, the NJDOT has provided funds to complete the construction and inspection services for said improvements, and

WHEREAS, the design plans have been forwarded to the NJDOT Bureau of Major Access and Traffic Safety for review; and

WHEREAS, the NJDOT will require additional information to be provided and time to review said application for intersection improvements; and

WHEREAS, an extension of time from the March 1, 2004 date for contract award must be requested in order to preserve the project funding allocated by the State DOT.

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 as follows:

1. Funding for Phase I and Phase II for roadway improvements of Old Forks Road be combined into one project and the separate Phases be bid as one project.
2. That an extension of time for receipt of bids for the project be extended until September 1, 2004.
3. A copy of this resolution be provided to the New Jersey Department of Transportation.

#R 80-2004 Grant Agreement Stormwater Drainage

Grant Agreement
Between
Town of Hammonton

And
The State of New Jersey
By and For
The Department of Environmental Protection

Grant Identifier: WQ04-014
Governing Body Resolution

The governing body of the Town of Hammonton, Atlantic County, New Jersey desires to further the public interest by obtaining a grant from the State of New Jersey in the amount of approximately \$5,000.00 to the fund the following project:

1. Adopt and reexamine the municipal stormwater management plan.
2. Adopt a municipal stormwater control ordinance.

Therefore, the governing body resolves that Mayor Anthony Ingemi or the successor to the office of Mayor of the Town of Hammonton is authorized to make application for such a grant (b) if awarded, to execute a grant agreement with the State for a grant in an amount not less than \$5000.00 and not more than \$5000.00, and (c) to execute any amendment thereto which do not increase the Grantee's obligations.

The Grantee agrees to comply with all applicable federal, State and municipal laws, rules, and regulations in its performance pursuant to the agreement.

#R 81-2004 Hammonton Lake 319 Funding

4/26/04

WHEREAS, Mayor and Town Council of the Town of Hammonton is interested in providing improvements to the Hammonton Lake to address the existing water quality concerns and promote the continued use of park amenities to the general public; and

WHEREAS, the State of New Jersey Department of Environmental Protection, Division of Watershed Management, Bureau of Evaluation and Management Statewide, Non-point Source Program has indicated that 319(h) funds are available to provide for outfall renovations and other improvements that would enhance the water quality within various lakes throughout the State of New Jersey; and

WHEREAS, the Mayor and Town Council of the Town of Hammonton is interested in making an application to the NJDEP to seek approval for the allocation of 319(h) funds to complete improvements at the Hammonton Lake; and

NOW THEREFORE BE IT RESOLVED by the Mayor and Town Council of the Town of Hammonton, Atlantic County, State of New Jersey authorizes the following to occur in order to seek the above noted funds for improvements at the Hammonton Lake:

- Authorize the firm of Adams, Rehmann & Heggan Assoc., Inc., Town Engineer, to file a letter of intent to apply with the NJDEP for 319(h) funding on behalf of the Town.
- Authorize the Mayor, Town Clerk, Planning Board Chairman and the Environmental Commission Chairman to sign any and all applications, reports, etc. as may be required for submission for said 319(h) funding.
- Authorize the firm of Adams, Rehmann & Heggan Assoc., Inc., Town Engineer, to attend all interviews, pre-application conferences, complete all reports, estimates, etc. required to address the necessary application requirements in order to seek funding assistance from the NJDEP 319(h) Grant Program.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the day, month and year first above written.

Motion by Councilperson Chiofalo, seconded by Councilperson Olivo, resolution(s) numbered 73 thru 81 be adopted.

ROLL CALL - Yeas: Bertino, Chiofalo, Clark, Morano, Olivo,
S. Lewis and Mayor Ingemi.

Nays: None.

Mayor Ingemi declared the motion carried.

BINGO/RAFFLES APPLICATIONS

Sons of Italy raffle	7/16/04
St. Martin Church raffle	7/25/04
MB Taylor Masonic Lodge raffle	12/12/04

Motion by Councilperson Olivo, seconded by Councilperson S. Lewis, the raffles licenses be approved. Motion carried.

PUBLIC HEARD

Mark Santora - Old Forks Road

4/26/04

Mr. Santora handed out several copies of letters to Mayor and Council concerning his ongoing complaint of drainage and contamination to his property located on Old Forks Road. He once again reminded Mayor and Council that neither of his complaints have been resolved and questioned what, if anything, is going to be done regarding his complaints?

The Solicitor once again requested Mr. Santora contact her to discuss a further remedy to his complaints together with Town Engineer.

Daniel Santora - Old Forks Road

Mr. Santora advised Mayor and Council that Old Forks Road is once again in need of repair.

Mr. Vettese responded that portions have been paved and the contractor will be repairing the remainder upon completion of project.

Mr. Santora questioned what will be done concerning mosquitoes this summer?

Mr. Vettese advised the developer does have a maintenance agreement, however, he will go back and look at plan as he is not sure if the agreement covers mosquitoes.

Mr. Santora stated he and his family have attended several council meetings concerning developer problems on Old Forks Road and stated Mayor and Council's response has been there is no ordinance in place that will enforce correction of his complaints. When will Council adopt an ordinance covering this?

Mrs. Costigan, Solicitor, disagreed with Mr. Santora with regards to the Town not having ordinances pertaining to development and further stated that ARH as well as herself has addressed each and every concern Mr. Santora has brought to Council's attention.

Wayne Shockey - 337 S. Grand Street

Mr. Shockey handed out copies of maps to address Mayor and Council concerning his property at the recently developed KMD Development located on S. Grand Street.

Mr. Vettese reiterated, as he previously spoke to Mr. Shockey in this regard, there is an existing Town access (driveway) directly near Mr. Shockey's property. Mr. Shockey's request is for the Town to plant grass in this area and Mr. Shockey agrees to maintain same.

Councilperson Clark questioned is this a right of way?

Mr. Vettese stated, yes, the Hammonton Sewer Department needs to access the manholes located in this area.

Mr. Shockey stated that Mr. DiDonato of KMD has agreed to supply top soil and seed in this area if approved by Mayor and Council.

Mr. Vettese suggested a more stable base of millings and then top soil for more efficient access by the Hammonton Sewer Department's heavy equipment.

Mayor and Council concurred to the placement of millings and ARH and Councilperson Clark to meet on site to discuss this matter. Solicitor to draft agreement for same with condition that KMD Developer supply top soil and seed.

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Resolution #82 Enter Into Closed Session

BE IT RESOLVED, by the Mayor and Common Council of the Town of Hammonton that, in accordance with the "Open Public Meetings Act," a closed door Executive Session to be held on the below adopted date, for the purpose of discussing and/or acting upon:

1. Approve Closed 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 Chiofalo, seconded by Councilperson Morano, the resolution be adopted.

ROLL CALL - Yeas: Bertino, Chiofalo, Clark, Morano, Olivo,
S. Lewis and Mayor Ingemi.
Nays: None.

Mayor Ingemi declared the motion carried.

Resume Regular Order of Business

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

Authorize Representation - Dosch King

Motion by Councilperson Morano, seconded by Councilperson Clark, authorize a purchase order to Angela Maione Costigan, Solicitor in the amount of \$5,100.00; and a purchase order to Charles Woolson, Esq. in the amount of \$3,500.00 to represent Town in the Dosch King matter.

ROLL CALL - Yeas: Bertino, Chiofalo, Clark, Morano, Olivo,
S. Lewis and Mayor Ingemi.
Nays: None.

Mayor Ingemi declared the motion carried.

ADJOURN

Motion by Councilperson Clark, seconded by Councilperson Morano, the meeting be adjourned. Motion carried.

Susanne Oddo, Town Clerk/Adm.