

Minutes  
REGULAR MEETING OF COUNCIL  
Held in Town Hall Council Chambers  
100 Central Avenue, Hammonton, N.J.  
Monday, July 28, 2008 at 6:00 P.M.  
Minutes can be viewed at [www.townofhammonton.org](http://www.townofhammonton.org)

MEETING CALLED TO ORDER BY MAYOR DIDONATO

ROLL CALL

Mayor DiDonato - P  
Councilpersons:  
Barberio - P  
Bertino - P  
Marino - P  
Petrongolo - Absent  
Vitalo - P  
Wuillermin - P

PRESENT ALSO

Brian Howell, Town Solicitor

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," an Executive Session is authorized on this below adopted date, for the purpose of discussing and/or acting upon:

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

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

Motion by Councilperson Bertino, seconded by Councilperson Vitalo, enter into closed session.

ROLL CALL

Councilpersons:  
Barberio - Y  
Bertino - Y  
Marino - Y  
Petrongolo - Absent  
Vitalo - Y  
Wuillermin - Y  
Mayor DiDonato - Y

Mayor DiDonato declared the motion carried.

Resume Regular Open Meeting

ROLL CALL

Mayor DiDonato - P  
Councilpersons:  
Barberio - P  
Bertino - P  
Marino - P

Petrongolo - P  
Vitalo - P  
Wuillermin - P

PRESENT ALSO

Brian Howell, Town Solicitor  
Bob Vettese, Town Engineer

PLEDGE OF ALLEGIANCE

PUBLIC NOTICE

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

PUBLIC HEARD FOR AGENDA ACTION ITEMS

No one desired to be heard.

APPROVAL OF MINUTES

Motion by Councilperson Vitalo, seconded by Councilperson Barberio, the minutes of the special meeting of July 9, 2008 be approved as recorded by the Deputy Clerk. Motion carried.

DISPENSE WITH REGULAR ORDER OF BUSINESS

1. Arts and Cultural Update

Ms. Dawn Baldwin was present to update Mayor and Council on Arts & Cultural Committee. She presented a handout to Mayor and Council which included summary and dates of upcoming events that she reviewed with the public.

2. Ordinance #020-2008 Housing Rehab and Senior Center

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

Councilman Bertino requested a public presentation of architectural design at next council meeting.

No one from public desired to be heard.

Motion by Councilperson Bertino, seconded by Councilperson Barberio, the hearing be closed, the ordinance pass second reading and be adopted.

ROLL CALL

Councilpersons:

Barberio - Y  
Bertino - Y  
Marino - Y  
Petrongolo - Y  
Vitalo - Y  
Wuillermin - Y  
Mayor DiDonato - Y

Mayor DiDonato declared the motion carried.

3. Ordinance #021-2008 Reappropriation Bond Ordinance Various

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

No one desired to be heard.

Motion by Councilperson Wuillermin, seconded by Councilperson Bertino, the hearing be closed, the ordinance pass second reading and be adopted.

ROLL CALL

Councilpersons:

Barberio - Y

Bertino - Y

Marino - Y

Petrongolo - Y

Vitalo - Y

Wuillermin - Y

Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

4. Ordinance #022-2008 Reappropriation Bond Ordinance Sewer

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

No one desired to be heard.

Motion by Councilperson Wuillermin, seconded by Councilperson Petrongolo, the hearing be closed, the ordinance pass second reading and be adopted.

ROLL CALL

Councilpersons:

Barberio - Y

Bertino - Y

Marino - Y

Petrongolo - Y

Vitalo - Y

Wuillermin - Y

Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

5. Ordinance #023-2008 Amend Purchase Order Procedure

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

No one desired to be heard.

Motion by Councilperson Bertino, seconded by Councilperson Vitalo, the hearing be closed, the ordinance pass second reading and be adopted.

ROLL CALL

Councilpersons:

Barberio - Y

Bertino - Y

Marino - Y

Petrongolo - Y

Vitalo - Y

Wuillermin - Y

Mayor DiDonato - Y

Mayor DiDonato declared the motion carried.

6. Ordinance #024-2008 Defined Contribution Program

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

No one desired to be heard.

Motion by Councilperson Bertino, seconded by Councilperson Vitalo, the hearing be closed, the ordinance be referred to August 25 Council Meeting to give Solicitor additional time to review and advise Mayor and Council on same.

ROLL CALL

Councilpersons:

Barberio - Y

Bertino - Y

Marino - Y

Petrongolo - Y

Vitalo - Y

Wuillermin - Y

Mayor DiDonato - Y

Mayor DiDonato declared the motion carried.

7. Ordinance #025-2008 Amend Chapter 271-30 Crosswalks

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

No one desired to be heard.

Motion by Councilperson Wuillermin, seconded by Councilperson Barberio, the hearing be closed, the ordinance pass second reading and be adopted.

ROLL CALL

Councilpersons:

Barberio - Y

Bertino - Y

Marino - Y  
Petrongolo - Y  
Vitalo - Y  
Wuillermin - Y  
Mayor DiDonato - Y

Mayor DiDonato declared the motion carried.

#R107-2008 award bid lease fire truck (moved forward on agenda from New Business)

#R107-2008

WHEREAS, there has been advertised bids for purchase or lease purchase of a Fire pumper as required by in the State of New Jersey; and

WHEREAS, Fire and Safety Services LTD, 200 Ryan St, South Plainfield, NJ 07080, representative of Pierce Manufacturing, is the only bidder who submitted a conforming bid to meet the Fire Department's specification at a cost of \$425,000.00.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC, STATE OF NEW JERSEY, that the bid for the lease purchase of a Pierce Manufacturing Fire pumper is awarded to Fire and Safety Services LTD. In the amount of \$425,000.00.

BE IT FURTHER RESOLVED that although at this time the Town of Hammonton is purchasing this fire pumper on a 10 year repayment lease purchase option the Town of Hammonton retains the right to alter the financing agreement on this purchase at any time up until April 15, 2009.

BE IT FURTHER RESOLVED that this financing option will allow the Town of Hammonton to await more favorable bond market conditions or leasing interest rates while this fire pumper goes through its 10 month build time.

BE IT FURHTER RESOLVED that no payments are to be made on this fire pumper until on or after its anticipated delivery date of March 1, 2009.

BE IT FURETHER RESOLVED that pursuant to State of New Jersey law that the Town of Hammonton is permitted to alter the financing agreement of this unit until a payment is made or delivery is taken.

BE IT FURTHER RESOLVED that Fire and Safety Services LTD (dealer) and Pierce Manufacturing (Manufacturer) have both agreed to the terms of the financing of this fire pumper as noted above in writing.

Motion by Councilperson Wuillermin, seconded by Councilperson Bertino, resolution 107-2008 be adopted and authorize new fire truck to be dedicated to former Fire Chief Jack Donio.

ROLL CALL

Councilpersons:

Barberio - Y  
Bertino - Y  
Marino - Y  
Petrongolo - Y  
Vitalo - Y  
Wuillermin - Y  
Mayor DiDonato - Y

Mayor DiDonato declared the motion carried.

RESUME REGULAR ORDER OF BUSINESS

COMMITTEE REPORTS

(these reports shall be compiled from the specific meeting of the council members when a council committee meeting is held, and report shall be made by the Committee Chairperson)

ADMINISTRATION-Councilman Barberio

July 2 timekeeping committee meeting  
Update process to order supplies in bulk

QUALITY OF LIFE-Councilman Barberio

Report on Quality of Life meeting  
Thanked 4<sup>th</sup> of July Firework Committee

BUSINESS AND INDUSTRY-Councilwoman Petrongolo

Report on upcoming meetings with Mainstreet Director  
Chamber of Commerce receiving bids for replace/repair signs

EDUCATION-Councilman Bertino

Report on potential sites and cost for Stockton College location  
Advised of Joint meeting of Council and School Board Tuesday July 29  
Report on settlement of contracts for Administrator and Assistant Superintendent

PUBLIC WORKS-Councilman Wuillermin

Report of various public works committee meetings and discussions:  
Water supply  
Street sweeping  
Lincoln Avenue project  
SW Sanitary Sewer Project  
Advised there is a million gallons of water consumed per day by Hammonton water users  
\*request water users to abide by Water Superintendent recommendation on conservation

LAW AND ORDER-Mayor DiDonato

Report on fire department meeting  
Advised on upcoming police department meeting

ENGINEER REPORT

SEWER AND WATER ACTION ITEMS

1. Getty Gas Station Remediation (11-50128):

We have prepared a draft agreement which includes the conditions of approval for tie in to the Town's sanitary sewer system by the operators of the Getty Gas Station where a site remediation effort is being completed. The draft agreement was forwarded to the solicitor for finalization. The NJDEP has notified the applicant that the site remediation process must be started. We are requesting Council's approval to authorize the Mayor to sign the agreement so that it could be forwarded to the applicant for execution.

Councilperson Vitalo questioned what future ramifications will the town face depending on council's decision concerning Getty Gas Station remediation?

Mr. Vettese of ARH Town Engineer's, responded that the State is mandating this work to be completed, therefore, Town Council must respond to State's mandate.

Motion by Councilperson Bertino, seconded by Councilperson Marino, authorize the Mayor to sign the agreement between the Town and Tyree Corporation representing Getty Oil Company to allow for the discharge of treatment water generated from the site remediation process subject to compliance with the items noted in the agreement.

ROLL CALL

Councilpersons:

Barberio - Y

Bertino - Y

Marino - Y

Petrongolo - Y

Vitalo - Y

Wuillermin - Y

Mayor DiDonato - Y

Mayor DiDonato declared the motion carried.

**2. SMA, Vacant Land, Highlands Subdivision Final Approval Sanitary Sewer Extension (11-20157):**

The applicant has received a NJDEP Sanitary Sewer Construction Permit to allow for the extension of sanitary sewer for the North Third Street, Francis Street area of the Town to service the proposed 27 lot subdivision. We have reviewed the permit and the request for final approval consideration with the Sewer Superintendent and the PWT Committee. It is recommended that final sanitary sewer approval be granted subject to compliance with the following conditions:

1. Compliance with the resolution dated May 21, 2007 granting preliminary approval for sanitary sewer extension by Mayor and Council.
2. All outstanding bills associated with review of the utility extension for this project must be satisfied.
3. The developer will be responsible for their fair share contributions related to the renovations to the Liberty Street pump station.

Motion by Councilperson Bertino, seconded by Councilperson Barberio, grant final approval for sanitary sewer extension request for the SMA Subdivision subject to the conditions noted above.

ROLL CALL

Councilpersons:

Barberio - Y

Bertino - Y

Marino - Y

Petrongolo - Y

Vitalo - Y

Deputy Mayor Wuillermin - Y

Mayor DiDonato - recused

Deputy Mayor Wuillermin declared the motion carried.

**3. Water Allocation (11-30088):**

Major Modification Application:

As previously reported, the comprehensive report requesting additional diversion rights was filed with the NJDEP in early June. We contacted the NJDEP for a status report and were told that the process is lengthy. A formal response should not be expected prior to nine months from the date of submission.

Future Well:

A proposal was developed for the testwell procedures associated with Well #8. This subject will be a topic at this week's PWT meeting. If there is a consensus to move forward, the proposal will be provided to Mayor and Council for action.

No action taken this evening.

**4. Pine, Basin & Oak Road Water Main Extension, Well Contamination (11-30138):**

The Cultural Resource Study, design plans and related documents have been forwarded to the Pinelands Commission for their review and response. We have received a favorable review from the review staff subject to applying for a Wetlands Permit from the Pinelands Commission. We also are presently preparing the submission of design documents to the NJDEP and the Cape Atlantic Soils Conservation District for review and issuance of a BSDW and SCD Permit.

We estimate the following expenses will be requirements to complete the required work and review costs in order to receive the wetlands permit:

1. Cost for ARH to complete the required permit application, documents, report for submission to the Pinelands Commission - \$1500.00.
2. \$600 Processing fee cost for Statewide General Permit #2, payable to "NJDEP-Pinelands Wetlands program."

The following will be needed to make the submission to the NJDEP and Cape Atlantic Soil Conservation District:

1. \$820.00 payable to "Cape Atlantic Soil Conservation District"
2. \$5,000.00 payable to "Treasurer, State of New Jersey"

The Solicitor is reviewing the contracts for project funding between the NJDEP and the Town for signature. Once approved and signed by the Town Officials it will also be forwarded to NJDEP for execution so that the project funds could be properly secured. The NJDEP is looking for this document to be expedited as soon as possible. The solicitor is also drafting the agreement for execution between Richard Adamucci, property owner and Town officials related to a waiver from the well sealing requirement due to agricultural use of his existing well. Once signed, we must forward a copy to NJDEP for their records.

Motion by Councilperson Bertino, seconded by Councilperson Wuillermin, authorize the following:

1. Approval from Mayor and Council of the ARH proposal totaling \$1,500.00 and issuance of PO.
2. Approve \$600.00 payable to "NJDEP Pinelands Wetlands Program"
3. Approve \$820.00 payable to "Cape Atlantic Soils Conservation District"
4. Approve \$5,000.00 payable to "Treasurer, State of New Jersey"

**ROLL CALL**

Councilpersons:

Barberio - Y

Bertino - Y

Marino - Y

Petrongolo - Y

Vitalo - Y

Wuillermin - Y

Mayor DiDonato - Y

Mayor DiDonato declared the motion carried.

Authorize Mayor to Sign necessary agreement

Motion by Councilperson Wuillermin, seconded by Councilperson Marino, authorize Mayor to sign the agreement.

ROLL CALL

Councilpersons:

Barberio - Y

Bertino - Y

Marino - Y

Petrongolo - Y

Vitalo - Y

Wuillermin - Y

Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

**5. Southwest Hammonton – Sanitary Sewer Service (11-50130.01):**

We have prepared a base plan of the project area and a conceptual pipe design for the Phase I portion of the project. We will be meeting with one of the property owners in order to seek permission to file an application with the Pinelands Commission for extension of sanitary sewer across their property. We will keep Council informed of further progress.

The Solicitor has received a response from the Mortellite Family Partnership attorney related to revisions to the agreement which we have reviewed and are in the process of finalizing to be executed by all parties.

Councilman Vitalo questioned Mr. Vettese if one property owner is not interested in this agreement, does he have a backup plan?

Mr. Vettese responded, yes.

Motion by Councilperson Wuillermin, seconded by Councilperson Vitalo, authorize Mayor to sign the agreement.

ROLL CALL

Councilpersons:

Barberio - Y

Bertino - Y

Marino - Y

Petrongolo - Y

Vitalo - Y

Wuillermin - Y

Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

**PUBLIC WORKS ACTION ITEMS**

**6. Street Sweeping Program (11-01000):**

A meeting was held with the PWTC, the Highway Superintendent and representatives from the Atlantic County Utilities Authority. It was requested that ARH provide a cost estimate to prepare a map of the

roadways swept under the present program and provide a total length of these roadways. A proposal to complete this work was submitted to the PWTC totaling \$500.00.

Motion by Councilperson Wuillermin, seconded by Councilperson Vitalo, authorize ARH proposal totaling \$500.00 to complete the mapping and road mileage computation for the Town's present street sweeping program and issuance of a purchase order for same.

Councilman Wuillermin explained to the public that the committee is looking to change the current street sweeping inlet cleaning practice to still comply with stormwater management but not to exceed requirements in an effort to save costs.

Councilman Marino questioned savings?

Councilman Wuillermin advised he does not have an estimate this evening but the preparation of this map will aid in preparing future street sweeping bid specifications and cost savings.

Councilman Marino added that he agrees the street sweeping specifications need to be revisited.

Councilman Vitalo suggested someone contact the current vendor concerning the use of water and the dust created during his sweeping town roadways.

ROLL CALL

Councilpersons:

Barberio - Y

Bertino - Y

Marino - Y

Petrongolo - Y

Vitalo - Y

Wuillermin - Y

Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

7. Walnut Street Subdivision Bond Reduction Request Phase I (11-20184):

We met on-site with the Quality of Life Committee related to a reduction request in the letter of credit #2005-24 from Boardwalk Bank for the above noted project. There is approximately \$30,000.00± of work remaining to complete the project improvements. According to the municipal land use law standards, the maximum amount of original performance bond that would be released prior to final acceptance of the total project improvements is 70%. In this particular case, 30% of the original performance bond or letter of credit in this case is \$98,439.90. The Mayor and Council approved a Letter of Credit reduction in January 2008 for this project to \$150,000.00. We would therefore recommend that Council consider a further reduction in the Letter of Credit to an amount equal to \$100,000.00.

Motion by Councilperson Barberio, seconded by Councilperson Bertino, reduce Letter of Credit #2005-24 for the project from \$150,000.00 to \$100,000.00.

ROLL CALL

Councilpersons:

Barberio - Y

Bertino - Y

Marino - Y

Petrongolo - Y

Vitalo - Y

Deputy Mayor Wuillermin - Y  
Mayor DiDonato – recused

Deputy Mayor Wuillermin declared the motion carried.

**8. Quality of Life Inspections: Victory Bible Phase II Improvements (11-20190); Wawa Store Renovations (11-20200.02); Onsite Storage (11-20193):**

We will be meeting with the Quality of Life Committee regarding the above noted projects where requests were made for bond release, escrow account releases, etc. and have the following recommendation for Councils consideration subject to compliance with the Quality of Life Committee.

- A. **Victory Bible (11-20190):** All improvements have been completed to the Phase II construction and appears to be working satisfactorily and are well established including basin renovations, landscaping, drainage installation, etc.

Action for 8A Victory Bible

Motion by Councilperson Barberio, seconded by Councilperson Bertino, authorize release of the remaining review or inspection escrow funds to the applicant once all outstanding bills are satisfied. It is also recommended that no maintenance bond be required for this site since the Town will not be responsible for any onsite improvements and no major drainage or buffer concerns were raised during the Planning Board review process.

ROLL CALL

Councilpersons:  
Barberio - Y  
Bertino - Y  
Marino - Y  
Petrongolo - Y  
Vitalo - Y  
Wuillermin - Y  
Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

- B. **WaWa (11-20200.02):**  
All improvements have been completed to the site and appear satisfactory. There was a substantial amount of onsite landscaping completed in conjunction with the site improvements which was inspected by the Town Planner in the spring of this year and appeared satisfactory. It should be noted that the performance bond was recommended for release by Mayor and Council on January 22, 2008.
- C. **Onsite Storage (11-20193):**  
It appears that all onsite improvements have been completed in accordance with the design plans including the placement of additional fence and landscaping along the southerly property line where the commercial project abuts the existing residential use.

No action taken on Items B and C. Referred to Solicitor for review of ordinance and report back to future meeting.

- 9. **Hammonton Lake Park (11-90028):**  
The Pinelands Commission approved the application for public development for this project on June 13, 2008. We are preparing a submission to Cape-Atlantic SCD.

Also as discussed last meeting, in order to proceed with the application to the Cape Atlantic Soils Conservation District the following checks must be approved by the Mayor and Town Council.

1. \$5,310.00 check payable to "Cape Atlantic Soils Conservation District" for Certification and Project Inspection.
2. \$300.00 check payable to "Treasurer, State of New Jersey" for the RFA application.

We are aware that the checks cannot be issued until 20 days after the appropriating ordinance.

Motion by Councilperson Barberio, seconded by Councilperson Vitalo, authorize issuance of checks as noted above subject to final adoption of the funding ordinance is adopted.

**ROLL CALL**

Councilpersons:

Barberio - Y

Bertino - Y

Marino - Y

Petrongolo - Y

Vitalo - Y

Wuillermin - Y

Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

**SEWER & WATER INFORMATION ITEMS**

**10. Vine Street & Second Street (11-40033):**

The Contractor has completed a majority of the work along Vine Street and a good portion of the Town Hall Site. Base pavement should be installed on Vine Street and in the Town Hall parking lot this week. It is anticipated utility work will be completed in the next week or so along Second Street. Once the utilities are complete the Contractor will begin concrete work.

We have requested a price from the Contractor to complete the reconfiguration of the municipal lot and future Eagle Theater lot. We will present this issue to the public works committee for discussion, and may request action on this item at this meeting. However, prior to completing this work there will be a need to obtain easements to work on the Eagle Theater Lot.

**11. Well #5-#7 (11-30139.03):**

The permit to operate was received on June 11, 2008. Following receipt of the permit, Well #7 began operation. There are minor operational problems experienced with Well #7 that will be addressed with all affected contractors and subcontractors prior to the next meeting.

At the same meeting, the punchlist items associated with the Lincoln Street complex will be discussed. The rehabilitation of Well #5 will await the outcome of the contractors meeting to assure reliability of Well #7 prior to removing this well from service.

**12. Boyer Avenue Land Application Site – Drip Irrigation (11-50127):**

There has been no progress achieved on this matter since ARH still awaits a reply from NJDEP. Several calls and emails to the NJDEP to prompt a response have been unsuccessful. We will continue to follow up on this matter.

**13. 1.5 Million Gallon Water Storage Tank Painting (11-30136):**

We will be preparing a proposal for Council's consideration for the next meeting for ARH to receive price quotes from certified tank inspection firms to complete the onsite inspection of the tank preparation and painting along with the completion of administrative tasks for Council's consideration.

**14. Sewer Department Maintenance Facility – (08-0293):**

We met with Joe Piccari from Benedetto Associates related to modifications needed to the existing architectural plans that would meet the current needs of the Sewer Department. Mr. Joseph Benedetto has provided a proposal to the Town to complete the required plan modifications and specifications that would allow the Town to bid the project. The Sewer Superintendent and the PWTC is presently reviewing this proposal

ARH will also be preparing a proposal to modify the present site plan to reflect the revised location and size of the building and to secure modified approvals and permits from the various agencies. We hope to have both proposals together for a future PWT Committee meeting so that authorization to proceed could be sought at future Council meeting.

**15. Moss Mill Road/White Horse Pike Utility Extension (11-50124):**

A submission was made on May 2, 2008 to NJDEP for a TWA permit which was recently obtained. Our office is currently preparing the final design plans and specifications for bidding purposes. It is anticipated we will advertise for bid shortly subject to review of the funding allotments and securing the necessary easements for the project which the Solicitor is attempting to obtain.

**16. Route 54/Bellevue Avenue Utilities (11-50120):**

Our office has made a submission to NJDEP for a BSDW permit. We are currently working to complete the final bidding documents (plans & specifications). A copy of the packet was also submitted to the USRD for review. It is anticipated we will advertise for bid once we receive final bid documents and NJDEP approval.

**PUBLIC WORKS – INFORMATION ITEMS**

**17. Atlantic County Open Space Trust Funds – Round 8 (11-01070):**

It is our understanding that the Solicitor is drafting a sales agreement to forward to the property owners for the properties noted below. Should the agreement be signed by the property owners, Council could then consider ARH's proposal to complete the required survey, subdivision, preliminary environmental assessment, etc. related to the properties.

1. Block 3505 Lot 11 – Linda Avenue adjacent to Cedar Branch Stream (2.6 acres). Cost: \$9,030.00
2. Block 4009 Lots 5, 6, 7 – Reading Avenue – 8<sup>th</sup> Street intersection (17.14 acres). Cost: \$12,435.00
3. Block 4204 Lot 28 – 7<sup>th</sup> Street adjacent to recreation park. (0.24 acres) Cost: \$5390.00

We have also supplied a copy of the other properties where funding has been allotted by the County for purchase by the Town to the Solicitor. It is our understanding the Solicitor will be drafting sales agreements for each of the other properties to determine if there is still an interest for sale by the property owners. We are not proceeding with any work associated with any of the properties approved within the Round 8 funding until further notice by the Solicitor and the Town.

**18. Atlantic County Open Space Trust Funds – Round 7 (11-01068):**

It is our understanding the Solicitor will be trying to make contact with the property owners noted below prior to drafting a follow up letter to Atlantic County regarding the status of the properties and whether the Town still wishes to pursue same.

- A. Grand Street site, Block 3706, part of Lot 4
- B. St. Martin Church site, Block 3001, part of Lot 41

Resolution of this matter must be completed in order for the Town to be considered for any future funding requests from the County.

19. **Redistribution of Atlantic County Open Space Trust Funds Round 6 Walmer Street/Chestnut Street Properties (11-01064):**  
As authorized by Council, ARH is in the process of completing the Preliminary Site Assessment report for the PWTC and Council's consideration. We will keep Council informed of further progress.
20. **Myrtle Street Survey/ (11-40036):**  
As authorized by Council we are in the process of completing the application for Discretionary Aid assistance for the section of Myrtle Street extending between Route 206 and Pine Road and the section of Pine Road presently unpaved.
21. **Eleventh Street Park Diversion (11-75002):**  
We previously reported that work has commenced on the application to remove the 11<sup>th</sup> Street recreational component consisting of 6.54 acres from the ROSI. This process involves an application which will demonstrate the replacement of said parcel by lands with a 3 to 1 acreage conveyance as well as comparable value. The Town's Tax Assessor is assisting us on land values to complete the application. Once this process is completed, we will discuss with the PWTC of the potential swap of other lands owned by the Town to include on the ROSI in place of the subject property (11<sup>th</sup> Street).
22. **Community Development Funds, 2006 ADA Curb/Walk Replacement, Washington Street Phase I Reconstruction (11-40026):**  
As authorized last meeting our survey crews have gathered information regarding the existing features along the Phase I portion of Washington Street extending between 12<sup>th</sup> Street, Rt. 54, to Orchard Street and have prepared a base map so that we could proceed with the design work for the project.
23. **Transportation Enhancements, Bellevue Ave-12<sup>th</sup> Street Improvements (11-40011):**  
We have made a submission to the NJDOT requesting remaining available funds in the amount of \$57,963.20. The total value reimbursed under this program will be \$579,632.00 once the final steps are complete.
24. **Central Avenue – Walkways (11-40027):**  
Previously conceptual plans were provided to Atlantic County in an effort to determine the feasibility of placing a sidewalk/walkway along Central Avenue. Little progress has taken place since the last reporting period. It is believed the next step for this project, will be to send a questionnaire to the residents/property owners along Central Avenue. The biggest concern relates to the potential to place the walkway within an easement area, which would provide a greater buffer from the roadway. We will draft a questionnaire and go over it with the solicitor and PWTC.
25. **Central Avenue Roadway Reconstruction Project (11-40027):**  
The contractor has remobilize and has completed all the base course pavement. As of this meeting, all of the top course paving should be completed. The remaining items on the contract are restoration and punchlist. All work should be complete within the next couple of weeks.
26. **Fourth Street Reconstruction (11-40034):**  
Our office is currently working on State Aid Applications for this project. Last year the Town received \$145,000.00. Estimated project costs are well beyond this value and therefore any additional funds obtained through the present State Aid application would assist in at least completing the section between Bellevue Avenue and French Street if funding becomes available. This project could be bid early in 2009.

**27. Boyer Avenue Recreation - Phase III (11-75003):**

A submission has been made to the Pinelands Commission. We will provide an update once we received a response from the Commission.

**SOLICITOR REPORT**

ATV Meeting  
Sex Offender Ordinance  
Peace and Good Order Ordinance  
Stockton Meeting with School Board and Stockton Representatives  
COAH Meeting Thursday, 7/31/08 3:00 p.m. – 6:00 p.m.  
Tax Appeal Settlement

Motion by Councilperson Bertino, seconded by Councilperson Barberio, authorize Solicitor to handle tax appeal settlement.

**ROLL CALL**

Councilpersons:  
Barberio - Y  
Bertino - Y  
Marino - Y  
Petrongolo - Y  
Vitalo - Y  
Wuillermin - Y  
Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

Getty Agreement:

**MAYOR REPORT**

Response from Senator McCain concerning interest in debate in Hammonton but no commitment  
Remind everyone to mark calendars for August 23 Twinning of Cities Event

**APPROVAL BILL LIST/PAYROLL/OVERTIME-ATTACHED**

Revenue Report & Budget Balance Report in Agenda Packets and given to Dept Heads

Motion by Councilperson Barberio, seconded by Councilperson Wuillermin, the bills list be approved.

Councilman Vitalo questioned bill list page 27. He first complimented parks and rec for July 4<sup>th</sup> event and fireworks. Councilman Vitalo questioned the payment for the fireworks being made before the donated funds are received.

Councilman Barberio invited Sam Rodio to speak on behalf of donation of fireworks.

Mr. Sam Rodio advised he was responsible for collection of donations for fireworks. He was going to present same to the August meeting of the Parks and Rec. However, he will deliver the funds to the finance office tomorrow. He apologized and stated he did not receive a phone call from anyone and was not aware of this mis communication.

Councilman Vitalo stated he was surprised that the Recreation Director did not contact Mr. Sam Rodio.

Councilman Bertino questioned Triad Assoc. bill charged to Recreation Trust rather than Economic Development and requested Frank Zuber, Accountant to make the necessary correction.

ROLL CALL

Councilpersons:

Barberio – recused on Triad Assoc bills only

Bertino – recused on photo lab bills only

Marino - Y

Petrongolo - Y

Vitalo - Y

Wuillermin - Y

Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

COMMUNICATIONS ACTION ITEMS:

1. Authorize Refund of inactive Planning Board Escrow Accounts
2. Authorize Curb and Sidewalk waiver Kelly Vaccarella Block 2402, Lot 1
3. Authorize Extension Sick Leave of Absence Belinda Santiago 3 add'l months
4. Authorize Frank Zuber to begin CFO courses
5. Authorize additional \$16,000 police detail for Central Ave Project (TOWN PROJECT)
6. Award quote Communication System as follows:  
Dynamic Audio \$8,430.97 (award low quoter)  
Gleeson's Audio Video \$9,282.70
7. Award quote PA system:  
Dynamic Audio Video \$16,940.08  
Horizon Sound & Video \$14,425.55 (award low quoter)

Motion by Councilperson Bertino, seconded by Councilperson Vitalo, communication action items numbered 1 through 7 be approved.

Councilman Barberio questioned Accountant classes?

Mr. Zuber responded they are the required classes for Chief Financial Officer position.

ROLL CALL

Councilpersons:

Barberio - Y

Bertino - Y

Marino - Y

Petrongolo - Y

Vitalo - Y

Wuillermin - Y

Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

REPORTS-June 2008

Town Clerk

Registrar

Construction Official

NEW BUSINESS-ORDINANCES

Ordinance #026-2008 Acknowledge By Laws Anti Drug and Alcohol Alliance

ORDINANCE #26-2008

ORDINANCE ACKNOWLEDGING THE OFFICIAL BY LAWS  
OF THE HAMMONTON ANTI-DRUG AND ALCOHOL ALLIANCE

WHEREAS, the Hammonton Anti-Drug and Alcohol Alliance provides an important service to the community in providing education on the issue of drug abuse in an effort to prevent same; and

WHEREAS, the Hammonton Anti-Drug and Alcohol Alliance adopted By Laws that they request the Town of Hammonton to approve; and

WHEREAS, the Town of Hammonton is in agreement with the Hammonton Anti-Drug and Alcohol Alliance By Laws attached hereto;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Town of Hammonton, County of Atlantic, State of New Jersey, approve the attached Hammonton Anti Drug and Alcohol Alliance By Laws.

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

A discussion was held with questions concerning adoption of ordinance opposed to prior practice of adoption of resolution in this regard. Also, there were various questions concerning the attached agreement.

Referred to Council Committee to review and take back to council.

Ordinance #027-2008 Repeal Chapter 202-3 (A and B) Peace and Good Order

ORDINANCE # 27-2008

AN ORDINANCE REPEALING CHAPTER 202-3 (A and B)  
OF THE CODE OF THE TOWN OF HAMMONTON  
ENTITLED "Peace and Good Order"

WHEREAS, per recommendation of Police Chief the Mayor and Council have concluded that the provisions of Chapter 202-3 (A and B) need to be repealed;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE TOWN OF HAMMONTON, that Chapter 202-3 (A and B) be repealed.

Referred to Solicitor for investigation.

Ordinance #028-2008 Bond Ordinance Appropriating Funds for Housing Rehab & Senior Citizens Center

Ordinance #028-2008

BOND ORDINANCE APPROPRIATING FUNDS FOR HOUSING REHABILITATION AND SENIOR CITIZENS CENTER AS REQUIRED BY SMALL CITIES BLOCK GRANT IN AND BY THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC, NEW JERSEY, APPROPRIATING \$120,000 AND AUTHORIZING THE ISSUANCE OF \$114,000 BONDS OR NOTES 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:

The improvements described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the Town of Hammonton, New Jersey as general improvements. There is hereby appropriated \$120,000 to fund the Town's contribution required by two *Small Cities Block Grants* in the total amount of \$600,000 (the "Grants") administered by the New Jersey Department of Community Affairs. (The owner-occupied housing rehabilitation grant amount is \$200,000, and the conversion of an existing recreational facility into a senior citizens center grant amount is \$400,000, representing grant numbers 2008-02292-2121-00 and 2008-02292-2122-00, respectively). The down payment is available from the Capital Improvement Fund.

Section 2. In order to finance the cost of the improvements or purposes, negotiable bonds are hereby authorized to be issued in the principal amount of \$114,000 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.

The improvements hereby authorized and the purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation, 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:

Purpose	Appropriation and Estimated Cost	Down Payment	Estimated Maximum Amount of Bonds or Notes	Useful Life
a) Finance the Town's local share of owner occupied housing rehabilitation in accordance with the <i>Small Cities Block Grant</i> and as shown on and in accordance with the plans and specifications on file in the office of the Clerk, including all work and materials necessary and incidental thereto, which plans are hereby approved as well.	\$40,000	\$2,000	\$38,000	15 years
b) Finance the Town's local share of the conversion of an existing recreational facility into a senior citizens center in accordance with the <i>Small Cities Block Grant</i> as shown on and in accordance with the plans and specifications on file in the office of the Clerk, including all work and materials necessary and incidental thereto, which plans are hereby approved as well.	<u>\$80,000</u>	<u>4,000</u>	<u>76,000</u>	15 years
<b>TOTAL:</b>	<u>\$120,000</u>	<u>\$6,000</u>	<u>\$114,000</u>	

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined

by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8(a). The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

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

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

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

(b) The period of usefulness of the improvements or purposes within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this ordinance, is 15 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 \$114,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$50,000 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 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 Bertino, seconded by Councilperson Vitalo, the ordinance be taken up for and pass first reading and given legal publication.

ROLL CALL

Councilpersons:

Barberio - Y

Bertino - Y

Marino - Y

Petrongolo - Y

Vitalo - Y

Wuillermin - Y

Mayor DiDonato - Y

Mayor DiDonato declared the motion carried.

RESOLUTIONS

#R101-2008 Award Professional Service Contracts – Various Departments

#R 101 -2008

A RESOLUTION AWARDING VARIOUS PROFESSIONAL SERVICE CONTRACTS

WHEREAS, there exists a need for professional services for the Town of Hammonton, New Jersey, on an annual basis as follows:

<u>Department</u>	<u>Service</u>	<u>Vendor</u>	<u>Amount</u>
Airport	Lab Testing	QC Labs Inc.	\$15,000.00
WWTP	Lab Testing	QC Labs Inc.	\$24,000.00
Landfill-Highway	Lab Testing	QC Labs Inc.	\$15,000.00
Water Department	Lab Testing	Global Environmental Testing	\$25,000.00
WWTP	Lab Testing	JR Henderson	\$40,000.00
WWTP	Polymer Supply	Polydyne Inc.	\$22,000.00
WWTP	VFD Repairs	EMF Control Services	\$19,000.00
Water Department	Chlorine ACCU Tablets	Coyne Chemical	\$10,000.00
Water Department	Klenphos	Klenzoid	\$15,000.00
WWTP	IA System Maint/Repair	Foxboro	\$12,000.00

WHEREAS, funds are available under the above listed budget appropriations, and

WHEREAS, N.J.S.A. 19:44A-20 provides for an open and fair process through requests for proposals;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, ATLANTIC COUNTY, NEW JERSEY that the Town of Hammonton is hereby authorized and directed to enter into an agreement with above listed vendors for year 2009; and

#R102-2008 Capital Budget Amendment

#R 102-2008  
TOWN OF HAMMONTON  
CAPITAL BUDGET AMENDMENT

**WHEREAS**, the local capital budget for the year 2008 was adopted on the 9th day of July, 2008; and

**WHEREAS**, it is desired to amend said adopted capital budget;

**NOW THEREFORE BE IT RESOLVED**, by the Governing Body of the Town of Hammonton, County of Atlantic, that the following modification to the adopted capital budget of the Town of Hammonton be made:

General Capital Fund

		<i>Debt</i>	<i>CIF</i>
1) <u>Purpose</u>	<u>Total</u>	<u>Authorized</u>	<u>Downpayment</u>
Housing Rehabilitation (Local Share)	\$ 40,000	\$ 38,000	\$ 2,000
Conversion of Existing Facility to a Senior Citizens Center (Local Share)	<u>\$ 80,000</u>	<u>\$ 76,000</u>	<u>\$ 4,000</u>
Total	<u>\$ 120,000</u>	<u>\$ 114,000</u>	<u>\$ 6,000</u>

**BE IT FURTHER RESOLVED**, that two certified copies of this resolution be filed forthwith in the Office of the Director of the Division of Local Government Services.

Motion by Councilperson Bertino, seconded by Councilperson Barberio, resolutions numbered 101 and 102 be adopted.

ROLL CALL

Councilpersons:

Barberio - Y

Bertino - Y

Marino - Y

Petrongolo - Y

Vitalo - Y

Wuillermin - Y

Mayor DiDonato - Y

Mayor DiDonato declared the motion carried.

#R103-2008 Adopt Fee Schedule Construction Office

RESOLUTION ADOPTING FEE SCHEDULE  
FOR CONSTRUCTION OFFICE

WHEREAS, Frank Domenico, Construction Official of the Town of Hammonton has determined that certain revisions to the Fee Schedule are required as per New Jersey State Regulations; and

WHEREAS, the Fee Schedule is necessary to determine the proper fee for building permits, electrical permits, plumbing permits and other permits issued by the Office of the Construction Official.

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON IN THE COUNTY OF ATLANTIC AND STATE OF NEW JERSEY that the attached Fee Schedule is and shall be adopted by this resolution thereby replacing previous Fee Schedules published and utilized by the Office of the Construction Official.

No action taken, Councilman Barberio to meet with Construction Officer to review fee schedule.

#R104-2008 Tax Resolution July

#R 104-2008

WHEREAS, Rosemarie Jacobs, Tax Collector, has approved the following credits, transfers, cancellations, refunds, and/or changes to the accounts listed below:

BLOCK & LOT	NAME	PER	AMOUNT	ACCT.	REASON
1201-20	Santora	Jim	\$ 104.40	water	Remove excess broken meter
3101-10	Ingemi	Jim	\$ 104.40	water	Remove excess broken meter
2527-2	Hammonton Fire Co.	Jim	\$ 468.50	water	Remove excess broken meter
2817-13	Ruberton	Jim	\$ 572.90	water	Remove excess broken meter
3706-10	Colasurdo	Rosie	\$ 0.05	Tax	Cancel small balance
1301-2	Sikora	Rosie	\$ 0.47	Tax	Cancel small balance
1301-1	Sikora	Rosie	\$ 0.47	Tax	Cancel small balance
4003-1	Colasurdo	Rosie	\$ 0.92	Tax	Cancel small balance
1101-5 Ofarm	Mortellite Family	Rosie	\$ 282.75	Tax	Transfer to 1101-5
2405-3	Tavarez	Jim	\$ 762.12	water	Remove excess broken meter
3301-64	Cozza	Jim	\$ 104.40	water	Remove excess broken meter
3301-71	Dowell	Jim	\$ 104.40	water	Remove Incorrect Excess
3301-71	Dowell	Jim	\$ 46.98	water	Put on Correct Excess
4912-1 C0162	Anderson	Jim	\$ 104.40	water	Remove excess broken meter
4908-2 C0044	Orlando	jim	\$ 104.40	water	Remove excess broken meter
1301-1	Sikora	Rosie	\$ 0.06	water	remove small balance from '07
1301-2	Sikora	Rosie	\$ 0.06	water	remove small balance from '07
2419-7	An Construction	Rosie	\$ 0.98	water	remove small balance from '07
2508-16	Gavrell	Rosie	\$ 0.14	water	remove small balance from '07
3002-12	Medio	Rosie	\$ 1.06	water	remove small balance from '07
3003-3	Presti	Rosie	\$ 0.05	water	remove small balance from '07
3004-1	Herrmann	Rosie	\$ 1.11	water	remove small balance from '07
3904-91	Crescenzo	Rosie	\$ 0.01	water	remove small balance from '07
2413-18	Cannizzo	Rosie	\$ 25.00	water	trasfer to 2009
2413-18	Cannizzo	Rosie	\$ 50.00	sewer	transfer to 2009
2905-37	Pizzico	Rosie	\$ 104.40	water	Remove excess broken meter

WHEREAS, the above amounts have been corrected in the utilities screen's and or tax screen to show the correct amount due. However, a requisition form will not be presented for any refunds until approval by Mayor and Council; and

WHEREAS, if any of above referenced are not approved by Mayor and Council a retraction of same will take place.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Town of Hammonton authorize and direct the tax collector to take the above said action.

#R105-2008 Extend Tax Bill Deadline Sept 2 deadline

WHEREAS, the 2008-2009 preliminary tax bills will be mailed late due to a delay in the establishment of the new tax rate by the county;

WHEREAS, we do not have an exact date as to when the bills will be mailed;

NOW THEREFORE BE IT RESOLVED by Mayor and Council of the Town of Hammonton to authorize and direct the tax collector to extend the due date of the August quarter taxes to 25 days from the date of mailing.

Clerk advised Rosemarie Jacobs telephoned to let her know that September 2 is the deadline for tax bills only.

Motion by Councilperson Bertino, seconded by Councilperson Petrongolo, resolutions 104 and 105 be adopted.

ROLL CALL

Councilpersons:

Barberio - Y

Bertino - Y

Marino - Y

Petrongolo - Y

Vitalo - Y

Wuillermin - Y

Mayor DiDonato - Y

Mayor DiDonato declared the motion carried.

#R106-2008 Award Professional Service Contract Community Center Grant - Triad Assoc.

RESOLUTION # 106-2008

RESOLUTION AWARDING A PROFESSIONAL SERVICES  
CONTRACT TO TRIAD ASSOCIATES

WHEREAS, the Town of Hammonton desires to retain the services of a consultant to provide professional services for **Community Center** at the **Hammonton Lake Park**; and

WHEREAS, **Triad Assoc., 715 Twining Road, Suite 215, Dresher, PA 19025** qualifies as a professional providing the services requested by the Town of Hammonton; and

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

NOW, THEREFORE BE IT RESOLVED by the Mayor and Common Council of the Town of Hammonton in the County of Atlantic and State of New Jersey that a Professional Services contract be entered into with Triad Assoc. consistent with the form of contract which is annexed hereto and made a part hereof for a total compensation not to exceed \$ 16,000.00; and

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

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

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

Motion by Councilperson Wuillermin, seconded by Councilperson Bertino, resolution 106 be adopted.

ROLL CALL

Councilpersons:

Barberio - recused

Bertino - Y

Marino - Y

Petrongolo - Y

Vitalo - Y

Wuillermin - Y

Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

LICENSE APPROVAL

Hammonton Lions Club (raffle) 12/6/08

Chamber of Commerce (ABC) 9/19/08

Motion by Councilperson Marino, seconded by Councilperson Bertino, licenses be approved. Motion carried.

Councilperson Bertino – Town Hall Cost

Councilperson Bertino advised that due to public interest and requests he requested Frank Zuber, Accountant, to prepare an excel chart with total cost of New Town Hall to date (which does not include future work) which is \$6,486,194.01. In addition he deducted grant funding bringing the total to \$6,361,523.06.

Councilman Wuillermin requested Councilman Bertino's excell sheet for review.

Councilman Bertino stressed he did not want to use this as a negative, but truly wanted to address taxpayers questions and concerns with regard to total cost of new town hall.

Mayor DiDonato stated he understood Councilman Bertino's interest but stressed that he did view the excel figures and those figures included encumbered funds which have not been spent to date and may not be spent at all. Therefore, he does not fully agree with that figure.

Councilman Bertino also questioned adopted budget line item Legal S&W total \$40,000 when the actual Solicitor yearly salary per contract is \$75,000? He noticed this line item was underfunded and questioned same?

Councilman Wuillermin and Bertino, in reviewing the excel chart of cost spent on new town hall, further discussed certain line items and disagreed on same.

Mayor DiDonato stated in all fairness he felt we should wait until the town hall if finalized and then calculate actual cost paid out for same.

Mayor DiDonato also stated that a portion of Solicitor salary is being charged to water and sewer because the committee figured much of his time spent is on water and sewer legal agreements.

Councilman Bertino stated that any water and sewer legal agreements by solicitor would be charged to the appropriate bond ordinance. His contract does not cover legal agreements.

A conversation continued with both parties agreeing that they will disagree.

#### Authorize Payment Universal Fire Bill

Motion by Councilperson Marino, seconded by Councilperson Barberio, authorize payment of bill for \$2900 to Taylor Oil to be charged to Special Services contingent upon reimbursement.

#### ROLL CALL

Councilpersons:

Barberio - Y

Bertino - Y

Marino - Y

Petrongolo - Y

Vitalo - Y

Wuillermin - Y

Mayor DiDonato - Y

Mayor DiDonato declared the motion carried.

#### PUBLIC HEARD

##### Marianne Kleshick - Second Road

Ms. Kleshick questioned if there will be another meeting concerning ATV's before it goes to the governing body for a decision?

Councilman Vitalo suggested after committee meets we hold another meeting for interested citizens prior to council making a final decision.

Solicitor gave his number to Ms. Kleshick so she could call him direct with questions.

##### Mark Santora - Old Forks Road

Mr. Santora, once again with concerns of Pulte Development, questioned if anyone had the chance to review the tape of the Planning Board Meeting where the developer agreed to pay for the sewer?

Solicitor responded no, but he will review the meeting tape.

Councilman Marino questioned does anyone have an idea of when these peoples concerns will be rectified?

Solicitor advised yes, he believes, there will be relief, however, he will believe it when he sees it.

MEETING ADJOURNED

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

Minutes recorded by April Boyer Maimone, Assistant Clerk

Minutes approved by Susanne Oddo, Town Clerk/Adm.