

REGULAR MEETING OF COUNCIL

Monday, August 22, 2005 at 7:00 P.M.

The Regular Meeting of Mayor and Council was held, Monday, August 22, 2005 at the hour of 7:00 p.m., Mayor Ingemi presiding.

ROLL CALL

Councilpersons: Bertino, Clark, Morano, Olivo, S. Lewis. Absent: Falcone.

PRESENT ALSO

Angela Maione Costigan, Town Solicitor

Bob Vettese, ARH Engineer

Joseph Pantalone, ARH

ROLL CALL DEPARTMENT HEADS

John Aloisio

Anthony DeCicco

Frank Ingemi

Rosemarie Jacobs

Susanne Oddo

Louis Rodio

ABSENT

Lance Schiernbeck

James Massara

MaryJoan 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

Motion by Councilperson Morano, seconded by Councilperson Clark, the minutes of the Regular Meeting of July 25, 2005 be approved as recorded by the Clerk and reading of same dispensed with. Motion carried.

COMMITTEE REPORTS

COUNCILPERSON S. LEWIS

Environmental Commission

Members of the Environmental Commission and volunteers stuffed and mailed the Environmental Commission Circular and NJDEP educational brochure to 5,000 town addresses. This is the 1st of an annual distribution of information about managing stormwater pollution to all residents and businesses the town must provide for local public education.

A special thank you to our volunteers with whom a long night would have been made that much longer.

Parks & Recreation

The Park Commission approved an expenditure of \$150 from PNF Contractors, Middle Rd in Hammonton to stripe crosswalks from the playground to the Little League and the playground to the School Building. Funding will come from the Ordinance on Park Improvements. I would like this approval from the is body as well.

The Park Commission approved the following improvements along Sports Drive: 28 vehicle parking spaces, one way arrows and striping at a cost of \$1500 from the Ordinance on Park Improvements. This action is subject to the Engineer's review. I would like approval from Mayor and Council on this expenditure.

The Parks and Recreation Department made \$2200 from the triathlon. These funds are deposited into the Recreation Trust Fund. Some funds have been used for the Performing Arts Program.

You may recall I reported on a potentially dangerous situation at the Boyer Avenue Park. I am pleased to report that the fencing is currently being placed around the formerly exposed pond.

The Hawks BBQ will be held on August 28th at the Lake Park.

The MS Bikeathon will be held September 24th & 25th. We expect nearly 7,000 bicyclists traversing our local streets as well as the lake park. Please be extra careful and patient as you drive the roadways during that weekend.

The Park Commission approved border for the playground not to exceed \$2500 from the Capital Budget. Your approval is requested.

Lou Rodio has established a certification class for 10 wrestling coaches. This is under the auspices of the National Youth Sports Coaches Association.

The coaches will learn coaching techniques, receive \$250,000 liability insurance for injuries, and \$1 million dollars for lawsuits. Lou Rodio would also like to have the coaches certified in 1st aid.

Authorize Improvements - Park

Motion by Councilperson S. Lewis, seconded by Councilperson Clark, authorize a purchase order to PNF Contractors in the amount of \$150.00 for improvements at Hammonton Lake Park.

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

S. Lewis and Mayor Ingemi.

Nays: None.

Absent: Falcone.

Mayor Ingemi declared the motion carried.

Improvements Sports Drive

Motion by Councilperson S. Lewis, seconded by Councilperson Clark, authorize a purchase order to PNF Contractors in the amount of \$1500.00.

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

S. Lewis and Mayor Ingemi.

Nays: None.

Absent: Falcone.

Mayor Ingemi declared the motion carried.

Authorize Border Park Playground

Motion by Councilperson S. Lewis, seconded by Councilperson Clark, authorize Lou Rodio to obtain a purchase order to Ferguson Pipe in the amount of \$2,500.00 for border at park playground.

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

S. Lewis and Mayor Ingemi.

Nays: None.

Absent: Falcone.

Mayor Ingemi declared the motion carried.

COUNCILPERSON BERTINO

County Stormwater

Councilperson Bertino advised cleaning has been completed by town.

Water Department

The Bureau of Water Allocation, a division of the New Jersey Department of Environmental Protection, is extremely concerned with the total gallonage that Hammonton diverted from the ground in June and July, and possibly August. We pumped approximately 22 million gallons more in June, than last year and 10 million gallons more in July, and August will be in considerable excess also.

We must conserve water whenever possible. I have tips on water conservation on our channel 13, I strongly recommend that you look them up and start utilizing them.

The state has the power to demand that we do some kind of mandatory water restriction. It is imperative that we take the 1st step to conserve so we do not have to be in that situation.

I am recommending that homeowners on and off our water system who have automatic sprinkler systems re-program their zones to come on once every 3 days for 45 minutes each zone. That should be sufficient enough to keep the ground moist. Hammonton residents have always cooperated with the wishes of the water department. I hope they will continue to do so now.

COUNCILPERSON MORANO

Public Works

Councilperson Morano reported on the status of several roadway projects in the Town of Hammonton.

Honor Thomas Elvins

Councilperson Morano reported that the Hammonton Fire Department recently honored one of its members Thomas Elvins for 60 years public service.

CHIEF INGEMI

Chief Ingemi advised on the specifics of a drill that was conducted by the Hammonton Police Department in conjunction with other emergency personnel throughout the County. Chief Ingemi advised that the Town

performed very well and the County may be eligible for a grant in this regard.

Parking Problem - Wawa

Chief Ingemi requested the Solicitor contact representatives at the two Wawa stores in the Town of Hammonton concerning parking problems.

Breathalyzer

Chief Ingemi advised the new breathalyzer machine \$13,000 will be paid from the drunk driving enforcement funds.

No Loading Zones

Chief Ingemi requested the Highway Department to place necessary "No Loading" signs in respective zones.

Depcor Program

Chief Ingemi while visiting Evesham Twp. viewed their Depcor system and suggested the Town of Hammonton look into this program.

Hammonton Police Department Arrest

Chief Ingemi stated he received a call from FBI and United States Attorney General's office to commend the Hammonton Police Department concerning an arrest made in Hammonton that led to a major apprehension of criminals throughout the United States. The Town of Hammonton Police Department was recognized for this achievement.

COUNCILPERSON CLARK

Highway Department

Highway personnel will start delivering the Totters to the Residents of Hammonton. Each resident will have to sign for the Totter that they receive. All Totters have a serial number on them, so we can identify the location.

Asking residents not to use the Totter until the Highway Department puts the Auto-matic truck on the road. Information regarding the use of the totters will be on channel 13 and in both local newspapers at that time.

Highway personnel are beginning to clean all streets, when the men are available to do so.

September Highway personnel and sweeping contractor will start to clean storm drains in the town areas.

Hire Temporary Help - Highway

Motion by Councilperson Clark, seconded by Councilperson Morano, authorize hire additional temporary help with no benefits at Highway Department to cover for an employee currently on sick leave of absence. Hiring to take place between meetings.

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

S. Lewis and Mayor Ingemi.

Nays: None.

Absent: Falcone.

Mayor Ingemi declared the motion carried.

Anthony Marino - Shade Tree Chairman

Mr. Marino advised that the Shade Tree Commission has created sub committees which he feels will be helpful. He further advised that all tree removal lists have been completed and there are no urgent tree removal requests at this time. Therefore, those tree removal requests can wait until year 2006.

Mr. Marino further requested to hire another secretary.

Mayor and Council denied Mr. Marino's request due to the fact that the town has already hired a number of substitute secretaries to boards and his request missed the agenda deadline.

COUNCILPERSON FALCONE

In Councilperson Falcone's absence the Deputy Clerk read his report:

Hammonton Main Street and a committee of volunteers will coordinate a town-wide yard sale scheduled for Saturday, September 24, 2005 from 9 AM to 2 PM. The event is being chaired by volunteer Pat Caruso.

Residents are being encouraged to participate in this event which is geared towards promoting community awareness. Residents have the opportunity to set up tables with yard sale items at their homes. A nominal charge of \$3 per household is being asked to cover advertising cost. This money will allow the address of each yard sale participant to be placed on a town map. The town map will be distributed the morning of the sale at Regan Rock on the corner of Bellevue and Central Avenues.

Completed applications and the \$3 fee are due no later than September 17, 2005. The applications are available at the following locations;

The Antique Market Place, 12th Street

Cornucopian, 215 Pleasant Street

Baskets by Inferreras, 219 Bellevue Avenue

Our Expressions Florist, 128 Bellevue

All completed applications should be returned to Baskets by Inferreras. For questions regarding the applications call Susan at 561-8038. This event is not a fund raiser, rather an opportunity for people to see neighborhoods throughout our community.

A rain date is scheduled for October 1, 2005.

COUNCILPERSON OLIVO

August Report

On June 20, 2005 the University MedEvac helicopter began providing emergency and critical care Air Medical service from the Hammonton Airport. University MedEvac operates 6 helicopters, which provide 24 hours a day, 7 days a week emergency air medical transportation and critical care for the seriously ill or injured patients. These transports can be from a referring hospital or an accident scene to a tertiary care facility. Since being located at its new home, the helicopter has flown over 60 patients to tertiary care facilities saving precious time while providing the appropriate medical care.

University MedEvac is affiliated with Hahnemann University Hospital, AtlantiCare Regional Medical Center and Lehigh Valley Hospital. Their goals are to support the highest standards of safety and quality of care to the patient. The flight team consists of a Critical Care Nurse, a Critical Care Paramedic, and a highly skilled pilot.

University MedEvac began air medical transportation in April of 1987. To date, they have flown over 30,000 patient missions. The distance flown for these missions would be equivalent to over 85 trips around the world. The helicopter located at the Hammonton base is a BK-117 capable of a cruising speed in excess of 135 mph. The helicopter can be airborne in less than 4 minutes to respond to an accident scene or hospital. They are also capable of handling two patients per mission with injuries and illness that range from serious trauma, burns, acute cardiac conditions, prenatal, and other emergencies that threaten life or limb.

In all, there are approximately 300 air medical transport helicopters operating in the country. Hammonton Airport is proud to be a part of this exclusive team. The MedEvac team cherishes the opportunity to meet with local residents that stop by the Hammonton Airport and wish to view the helicopter and ask questions. They are also willing to talk to students at the local schools and get involved with any of the local safety and accident awareness programs.

In addition to the MedEvac program, the Hammonton Airport has several other new additions. The new runway overlay project was completed in May; the overlay, which was federally funded, will provide pilots with

a smoother runway surface along with better runway visibility from the air, and better runway traction.

The fence project for the Northern end of the airport, which is also a federally funded program, is slated to begin in Sept. We are also pleased to announce the opening of L&T aircraft leasing, which is located in the Larsen Aircraft Service building at the north hangar. L&T offers rentals of single engine aircraft that can be used for flight training, sightseeing flights, daily travel, and other general aviation use. In conjunction with L&T, there are also two flight instructors based at the airport, Rudy Villarreal, and Barbara Para, Which each bring over 20 years of flying experience.

The final item is the continued negotiation with the New Jersey State Police, in an effort to bring their operation to the airport; a meeting has been set up for September

Andy Kondrach, Airport Administrator has requested that a streetlight be placed on pole number H-36219 at the end of Academy Drive. Also the streetlights on pole numbers PN-35413, H-25158, and ACE-2479 are either not working, or not staying on.

Authorize Street Light - Academy Drive

Motion by Councilperson Olivo, seconded by Councilperson Clark, authorize a street light on Pole #35413 located on Academy Drive, Hammonton Airport.

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

S. Lewis and Mayor Ingemi.

Nays: None.

Absent: Falcone.

Mayor Ingemi declared the motion carried.

SOLICITOR REPORT

Town Hall-Meeting of August 8, 2005 and August 12, 2005 on transit village and August 19, 2005 meeting, Bond Ordinance for review.

Informational Meeting for designation of transit village. If Town receives designation - grant money may then be applied for. Triad will be promoting transit village designation. Application due September 30.

Councilperson S. Lewis stated she feels the Mayor and Council should be putting out requests for proposals. She felt that if we do not request proposals we may spend additional funds for unforeseen items.

Councilperson Olivo requested a cost estimate for the entire project on 11th Street?

Solicitor once again advised it was approx 6.8 million. Solicitor further explained the financing process. The money is there if you need it but you do not have to utilize the money.

Councilperson Bertino stated much of the funds in the previous ordinance were actually spent on repairs/improvements to current town hall as required by law.

Megan's Law-Proposed Ordinance for review

Noise Ordinance-Proposed Ordinance approved by NJ-DEP

Raspberry Run-No left turn on Route 54-Proposed Ordinance for review

COAH-Development fees review.

Motion by Councilperson Bertino, seconded by Councilperson Morano, authorize Solicitor to forward a letter to Hammonton Planning Board to set committee for COAH regulations Phase III. Motion carried.

Motion by Councilperson Bertino, seconded by Councilperson Morano, authorize use of Town funds (development fees) NOT TO EXCEED \$35,000 for home re-hab ACIA. Motion carried.

ENGINEER REPORT

SEWER & WATER - ACTION ITEMS

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

As indicated in last month's report, our office has prepared and will be forwarding the funding application package to the USDA-RUS for approval shortly. Part of that package will include a Professional Services Contract which is typical of the funding program and similar to past projects of this nature which the Town has participated in. A formal resolution must be adopted by Mayor and Council prior to entering into the agreement. To that extent, we have included a draft resolution for Mayor and Councils consideration and action.

Mr. Joseph Pantalone was present and advised on the process of this project.

Action Requested:

1. Adopt a formal resolution approving the professional services contract to various consultants to design, manage, and administer the project.

Referred to New Business for resolution.

2. Egg Harbor Road Utility Extension - USRD Funded Project (11-50111):

Bid Results received 8/19/05:

Contractor Phase I Phase IA Total

Spencer Maussner, Marlton, NJ 170,000.00 260,000.00
430,000.00

Helmea Const. Co., Williamstown, NJ 172,906.50 341,573.80
514,480.30

LaFayette Const., E.H.T., NJ 181,079.50 319,180.50
500,260.00

Mathis Const., Little EHT, NJ 167,224.50 273,655.03
440,879.53

Seashore Assoc., EGC, NJ 205,175.00 258,155.00 463,330.00

FW Shawl & Sons, Marmora, NJ 169,825.00 250,110.00
419,935.00

We are scheduled to received bids on Friday, August 19, 2005 for the Phase I and IA portion of the project which consist of the following areas:

A. Egg Harbor Road Sanitary Sewer - Harbor Drive to Eleventh Street

B. Eleventh Street - Egg Harbor Road to 125 feet past Washington Street intersection

C. Washington Street - Eleventh Street to 700 ft. NW.

We will provide the Mayor and Council with a copy of the bid summary and recommendation for award consideration at Monday night's Council meeting.

Action Requested:

1. Approve and passage of the resolution for the award for the Phase I and IA portion of the sanitary sewer extension project to the lowest responsible bidder subject to the following conditions:

a. Certification from the Chief Financial Officer related to the availability of funds.

b. Review and approval of the bid documents by the Solicitor.

c. Approval of the project award recommendation with the USRD.

A copy of the sample resolution is provided for Council's consideration.

Referred to New Business for resolution.

3. Egg Harbor Road Utility Extension - Infill Extensions (11-50111):

The MUAC had recommended that the Solicitor, Sewer Superintendent and Engineer review available data on one of the properties as related to the assessment of back sewer bills. They also requested to allow a waiver of connection fees for sanitary sewer hook-up for both properties, since easements were granted by the affected property owners. Formal action relating to same must be provided by the Mayor and Council

Action Requested:

Motion by Councilperson Bertino, seconded by Councilperson Morano, the following be approved:

1. Grant waiver of sanitary sewer connection fee for Block 2906, Lot 26 and 27 where sanitary sewer easements were granted by the affected property owner.

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

S. Lewis and Mayor Ingemi.

Nays: None.

Absent: Falcone.

Mayor Ingemi declared the motion carried.

Motion by Councilperson Bertino, seconded by Councilperson Morano, the following be approved:

2. Review of recommendations related to assessment of back sewer fees for affected property consistent with prior rulings of the Mayor and Council.

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

S. Lewis and Mayor Ingemi.

Nays: None.

Absent: Falcone.

Mayor Ingemi declared the motion carried.

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

We have attempted to keep Council apprised of the activity associated with the Boyer Avenue Land Application facility. A force majeure provision was requested from and granted by the NJDEP Bureau of Southern Enforcement. Since approximately September of 2004, activity (studies, exploration and investigations) have been placed on hold due to a lack of consensus among all affected parties of the next practical step upon which to implement.

An appearance by myself and Superintendent, Anthony DeCicco at a December 2004 session of the Pinelands Planning and Implementation Committee was made regarding the Boyer Avenue project. On behalf of the Town, we requested that a portion of funds be made available from the Pinelands Commission's Conectiv/BPU program. These funds would be used to assist the Town on a conclusive investigation to remedy the problems experienced at the site. The P&I Committee appeared to be receptive to our request and authorized staff to further investigate the inquiry and make a formal recommendation to the Committee.

Following our appearances, we were notified by Ed Wrengrowski of the Pinelands Commission of an opportunity to apply for an EPA Grant to study the Hammonton Land Application situation. Mr. Wrengrowski indicated that EPA and USGS Scientists had suggested this opportunity to the Pinelands due to their interest in becoming involved. This opportunity was presented to Council and it was agreed that the Town and Pinelands would become co-applicants for this study and funding opportunity. The estimated cost of the study was \$220,000.00. The application was filed on behalf of the Pinelands and the Town in early 2005.

The affected parties interested in the study of the Boyer Avenue problem (Town, NJDEP, Pinelands and Southern Enforcement), for all intents and purposes, were awaiting determination of a grant award before pursuing any other course of action. In July 2005, we were notified that our grant application was not successful. We then corresponded with the Pinelands and requested a re-consideration of our original request to have portion of the Conectiv/BPU grant be used to pursue a solution to the Boyer Avenue dilemma. Since the EPA/USGS Scientist became interested in studying the Hammonton situation, a strategy discussed with the Pinelands was to have this group conduct the study. The benefit of using the EPA/USGS study team was to obtain an independent group of experts whose findings would be accepted by all parties as the basis of establishing consensus and a definitive course of action.

In response to my last letter to Mr. Wrengrowski, I received a call from him on August 9, 2005. Mr. Wrengrowski indicated that our request for funding assistance will be heard by the Science Committee on August 23, 2005 at 6:30 p.m. Any Town of Hammonton official interested in this project are invited to hear the discussion and speak in support of the request for funding.

Mr. Wrengrowski is in the process of writing his report for this meeting. The administrative staff is charged with making a recommendation to the Science Committee. The recommendation by the staff is to propose that the Pinelands and the Town authorize the study to be conducted by the USGS Scientist team. The cost of the study is estimated at \$220,000.00 whereby the Town and Pinelands will split the cost.

On August 11, 2005, this report was forwarded to each Council members home so that an informed decision could be made in time for the August 23, 2005 Science Committee meeting of the Pinelands. We received no adverse comment to the information from any member of Council. Therefore, we will be attending along with Anthony DeCicco the August 23, 2005 meeting of the Science Committee. At this writing, Jim Bertino has indicated he will be able to attend as well.

Our representation to the Science Committee will be that Hammonton is in agreement to committing approximately \$110,000.00 as the Town's share toward the study referenced above. Again we will stress as part of our presentation that the outcome of the study in no way would obligate the Town to a course of action unless it was agreed to be practical and affordable.

Action Requested:

Motion by Councilperson Bertino, seconded by Councilperson Clark, authorize ARH, Pennoni Associates, Anthony DeCicco, and representatives from Town Council to appear before the Science Committee on August 23, 2005 and to make a commitment of approximately \$110,000.00 for the study if Pinelands participate in funding.

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

S. Lewis and Mayor Ingemi.

Nays: None.

Absent: Falcone.

Mayor Ingemi declared the motion carried.

5. ACUA Disposal (11-50058):

On August 1, 2005, we received correspondence from George Smith, Director of Biological Development for US Filter regarding the above noted project. Under previous engineer's reports, we presented US Filter's proposal for the installation of a sludge reduction process known as the Cannibal system. Council requested that we obtain a response from the manufacturer as to the process' impact on the Surface Water and Ground Water Permit requirements. The manufacturer issued a letter indicating that they see no problem using the Cannibal sludge reduction process and still meet the permit limits. In fact, the system may actually assist on meeting the limits. The system can be designed to address the phosphorus accumulation through a discharge to groundwater as opposed to the surface water where a limit on phosphorus exist.

Another noteworthy element of the letter is the offer of a discount of approximately 10% which results in a \$85,000.00 savings in the purchase price should the equipment be ordered prior to the end of September.

Since the warranty would address the permit limitations and there appears to be a significant savings in the purchase price as well as a long term savings in the operation of sludge management, we requested immediate discussion by Council on this matter. An on-site meeting has been scheduled for Thursday, August 25, 2005.

Following the site visit, a formal report will be filed with Council as to whether if they wish to pursue the sludge management alternative and take advantage of the discount offer. Should the Town be interested in this endeavor, the Solicitor's assistance to address public contract issues will be needed.

The Clerk was authorized to schedule special meeting to view same.

6. Private Well Contamination (11-30000):

At the last MUAC meeting, discussion ensued about the various private wells that have tested with contaminants above safe drinking water levels. In response to this discussion, ARH corresponded with the Atlantic County Board of Health and the NJDEP. On August 10, 2005 a formal response was received from the NJDEP with a map denoting the areas where wells were tested and levels above the MCL's were recorded. A total of 15 wells in the Basin Road, Pine Road and Oak Road areas were found to exceed the safe drinking water levels. The NJDEP sent out letters requesting information from property owners, but have not received replies from all involved. The NJDEP is seeking cooperation from the property owners to fully delineate the Currently Known Extent (CKE) of groundwater contamination.

The NJDEP has requested the assistance of the Town toward obtaining responses from property owners who have not replied. Additionally, they are seeking a cost estimate to extend water main along the roads to service the properties within the groundwater contamination area. The compiling of this data will potentially lead to the NJDEP funding extension of the water system to the affected areas as opposed to installing point of entry treatment systems to address the environmental issues.

Action Requested:

Motion by Councilperson Clark, seconded by Councilperson Bertino, authorize ARH to assist on the notification and follow up of to the affected residents and prepare the cost estimates for the extension of the water system along Basin, Pine and Oak Roads. The preparation of cost estimate and related work will not exceed \$1200.00.

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

S. Lewis and Mayor Ingemi.

Nays: None.

Absent: Falcone.

Mayor Ingemi declared the motion carried.

7. MMG Apartment Block 4801, Lots 6, 6.01 (11-20188):

A motion was passed by MUAC to recommend preliminary approval of the present design plans for utility extension subject to completion of the design plan revisions as contained in the Engineer's Report and subject to any other conditions stipulated by MUAC. The approval would also request the Mayor to sign the applications for NJDEP approval consideration. We have included a copy of a sample resolution for Council's consideration.

Action Requested:

Passage of the resolution granting preliminary approval for water and sanitary service for the above noted project as recommended by MUAC.

Referred to New Business for resolution.

8. Water Department UST Removal/Abandonment Well #4 & 5 (11-30000):

A motion was passed by MUAC to recommend to the Mayor and Council to have ARH complete the work required to properly

respond to the NJDEP requests including, all inquiries, reports, specifications, plans, preparation of bid documents, etc. associated with the UST removal or abandonment at the Well #5 and 5 sites. The motion also approved the request for ARH to prepare a cost estimate to complete the above noted tasks. We have attached a copy of the proposal for Council's consideration.

Action Requested:

Motion by Councilperson Bertino, seconded by Councilperson Clark, authorize the ARH proposal to complete the work required associated with the Removal/ Abandonment of the UST at the Well #4 and #5 sites for a figure of \$12,300.00

ROLL CALL - Yeas: Bertino, Clark, Morano,

S. Lewis and Mayor Ingemi.

Nays: Olivo

Absent: Falcone.

Mayor Ingemi declared the motion carried.

9. White Horse Pike/Moss Mill Road Sanitary Sewer Extension (11-50099-07):

A motion was made by MUAC to provide a recommendation to Mayor and Town Council to have ARH prepare a cost estimate to complete the work required to allow for the extension of sanitary sewer and public water along the White Horse Pike and sanitary sewer along Moss Mill Road to service the Boyer Avenue Recreation site and the adjacent properties. We will provide Council with a proposal to complete this work at the Council meeting.

Action Requested:

Motion by Councilperson Bertino, seconded by Councilperson Clark, authorize ARH proposal to complete the work requested to obtain the permits required to allow for the proposed water main and sanitary sewer extension for the areas noted in the amount of \$33,500.00.

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

S. Lewis and Mayor Ingemi.

Nays: None.

Absent: Falcone.

Mayor Ingemi declared the motion carried.

10. Lincoln Street Well Strategies (11-30131):

Within our original proposal, we provided a cost to develop plans and specifications for the bidding of the construction of Well #7. Based on our meeting with NJDEP officials, we represented that there would not be a need for additional NJDEP permits. We were informed later that an application for a Safe Drinking Water Permit is warranted.

The design is complete and currently before the NJDEP for approval. When the need for the NJDEP permit was discovered, ARH proceeded to complete the BSDW forms and corresponding reports as to assure an expeditious approval process. In so doing, we have expended a portion of the design funding toward the extensive NJDEP process, we are requesting Council's consideration of an amendment to cover the extra work associated with completion of this project to allow for bid advertisement. The following items comprise the work involved in the amendment:

Based on an estimated construction cost of \$462,000.00, the total engineering cost for design and permitting is \$23,700.00 or 0.05% of the estimated construction cost. According to Engineering Manual 45 standards the industry guidelines allows a 9.43% design fee for this construction cost. **Once the bid is awarded, a proposal for post award and construction management services will be provided.**

Action Requested:

Motion by Councilperson Bertino, seconded by Councilperson Clark, approve the amended proposal of ARH that was sent

separately to Mayor and Council on August 10, 2005 in the amount of \$8,000.00 to cover the five items listed above.

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

S. Lewis and Mayor Ingemi.

Nays: None.

Absent: Falcone.

Mayor Ingemi declared the motion carried.

11. SMA Water Main Extension Report (11-20157):

Similar to the resolution adopted last month for the request to renew the approval and permit granted by the Town and NJDEP for sanitary sewer service for the above noted project, The NJDEP is requesting a similar resolution for permit renewal be passed by the Town for the water main improvements. We have enclosed a copy of a sample resolution for Council's consideration.

Action Requested:

Passage of the resolution granting the removal of the original NJDEP and Town approval for the water main extension for the SMA Development.

Referred to New Business for resolution.

PUBLIC WORKS ACTION ITEMS:

12. Boyer Avenue Recreation (11-50099):

Phase I

Field Playability:

As authorized last Council Meeting, our office is in the process of preparing specifications for the maintenance of the existing multipurpose fields. Once complete we will advertise for public bid. We are reviewing various options for reestablishment of the fields.

Phase II

Construction:

At the last Council Meeting our office was directed to hold off from completing the Phase II project bid documents and not to advertise for bidding. We currently are waiting for

Council to provide direction relating to this project. It should be noted that the Atlantic County Recreation and Open Space Trust program funding will be reaching a deadline for action. If the project isn't completed by the end of this year, the Town could potentially lose the \$60,000.00 grant. Also direction must be provided to the State Green Acres Program as related to intended action.

At the last Council Meeting, Master Wire Manufacturing Company was authorized to install fencing on the site surrounding the existing stormwater basin. At the time of this reporting period, the work has begun and barring weather, we would anticipate completion by this Council Meeting.

Action Requested:

Motion by Councilperson Bertino, seconded by Councilperson Olivo, authorize and approve the ARH proposal to complete the following tasks:

1. Finalize bidding documents, advertise for public bid, and make a recommendation of award in accordance with local public contract laws for the Phase II area of the Boyer Avenue site in amount of \$35,130.00.

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

S. Lewis and Mayor Ingemi.

Nays: None.

Absent: Falcone.

Mayor Ingemi declared the motion carried.

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

The Contractor has completed a majority of the site work including the reconstruction of a portion of Front Street and installation of the decorative fence. As noted in prior reports, the large items which remain unfinished are the Pavilion and landscaping installation. The Contractor has requested, and ARH has recommended, Payment #2 to Marandino Concrete. Payment consideration is reflected in the bill list.

During the course of construction, two items were brought to our attention which needs Mayor and Council's attention, both of which involve Atlantic City Electric Company. The concrete sidewalk was required to meander between an existing utility pole and guide wire. Unfortunately, the guide wire is located in close to proximity and actually

spans the newly installed sidewalk. This is a pedestrian safety hazard and can only be remedied by supporting the existing utility pole by a "push pole". Atlantic City Electric has provide our office with a cost of \$2,985.96 to complete this installation of the push pole.

Prior to construction, it was believed that the electric service to run the irrigation system and power the Pavilion electrical needs could be obtained from the aforementioned utility pole. It has been indicated by Atlantic City Electric that the service needs to be run from a utility pole across Front Street to the Pavilion location. The current contract is structured such that the Contractor is responsible to provide any and all electrical conduit, equipment, or lines from the previously mentioned pole to the Pavilion and irrigation system. The cost to run the service across Front Street would be the Town's responsibility. Once again, Atlantic City Electric will provide ARH and the Town with a cost to complete this installation. We are still awaiting this cost estimate from Atlantic City Electric.

Action Requested:

Motion by Councilperson Olivo, seconded by Councilperson Bertino, approve Atlantic City Electric's proposal for the "push pole" installation in the amount of \$2,985.96 and \$65.00 for service as well as their proposal for the extension of the electrical service as needed in the amount to be determined. This would be contingent upon verification of the availability of funds.

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

S. Lewis and Mayor Ingemi.

Nays: None.

Absent: Falcone.

Mayor Ingemi declared the motion carried.

14. Valley Avenue Bond Reduction (11-20174)

The Developer of the project has requested a reduction in the Performance Bond posted for the project. Our office has reviewed the files and completed an onsite inspection as it relates to the site improvements. In accordance with our revised estimate and cover letter dated August 15, 2005, we are recommending reduction in the Performance Bond (#2003-9) to a new total of \$155,125.32. The remaining amount should be satisfactory to cover the cost of any outstanding items. Any such approval should be contingent upon

verification that all outstanding professional services fees have been paid.

Action Requested:

Motion by Councilperson Morano, seconded by Councilperson S. Lewis, approve the reduction of the Performance Bond (# 2003-9) for the Valley Avenue Subdivision to \$155,125.32 contingent upon verification that all professional service invoices have been satisfied, maintenance bond and escrow fees have been posted.

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

S. Lewis and Mayor Ingemi.

Nays: None.

Absent: Falcone.

Mayor Ingemi declared the motion carried.

15. Stormwater Management General Permit (11-01062):

The Town has received a copy of the final modifications for the Tier B Municipal Stormwater General Permit from the NJDEP. We are presently in the process of reviewing the permit conditions. Once received, we will meet with The Planning Board and Town Officials to discuss the permit and the requirements that must be met. Along with the permit the NJDET included sample agreement/resolution that might be executed by The Town to request the 2nd year funding attachment. Last year the Town received \$5,000. This year we are requesting \$10,000 for funding consideration. We have attached a copy of the sample agreement/resolution for action.

Action Requested:

Passage of the NJDEP agreement/resolution associated with their years funding attachments.

Referred to New Business for resolution.

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

At the time of this reporting period the Contractor has completed the paving of the new roadway. Our office is in the process of obtaining quotes for material testing, and we anticipate having quotations for Mayor and Council in time for the meeting so that the work could be completed in a timely manner.

It is anticipated that the roadway will be open and ready for use in plenty of time for the start of the school year.

Action Requested:

Motion by Councilperson Clark, seconded by Councilperson Bertino, approval of the price of the lowest responsible bidder to Craig Testing in the amount of \$670.00 to complete the pavement-analysis and reports required by the NJDOT.

ON THE QUESTION:

Councilperson Bertino requested a requirement of a rideability test be added to this motion.

Mayor and Council were in agreement with the rideability test.

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

S. Lewis and Mayor Ingemi.

Nays: None.

Absent: Falcone.

Mayor Ingemi declared the motion carried.

Authorize Bob Vettese write letter NJ DOT

Motion by Councilperson Olivo, seconded by Councilperson Bertino, authorize Bob Vettese to write letter to NJ DOT concerning placement of delayed left turn at Old Forks Road and WHP and also at WHP and Fairview (both heading west). Motion carried.

17. Eleventh Street/Washington Street Town Hall Site (11-01065-05):

Environmental:

Regarding the Phase II investigation, our office has received initial lab results from the monitoring well samples. Results have been favorable to date. As additional information is received we will keep Mayor and Council informed.

Permitting:

Our office has forwarded project information to Horner and Canter Associates so that they could complete the work as authorized last meeting. We anticipate receiving the

traffic impact study and air quality assessment reports prior to the next reporting period.

Also our office has begun putting together the Pinelands application. We will keep Council informed of further progress. Upon contacting the Pinelands Commission it was indicated that a cultural resource study will be required for this project. We have requested price quotes for completion of the cultural resource study. The summary of the price quotes received are as follows:

Richard Grubb & Associates Inc.

Cranbury, NJ \$6,903.00

Design:

Our office is in the process of completing the preliminary design plans to accompany the associated permit applications. It is anticipated the preliminary design plans and storm water calculations will be complete by the next Council Meeting. Our office will be coordinating with the Architect and the Town Hall Committee as the project progresses.

Action Requested:

Motion by Councilperson Morano, seconded by Councilperson Clark, approval of the price quote received from Richard Grubb & Associates Inc. of Cranbury, NJ for a total cost of \$6903.00 associated with the completion of the cultural resource study for the project site as requested by The Pinelands Commission.

ROLL CALL - Yeas: Bertino, Clark, Morano,

Mayor Ingemi.

Nays: Olivo, S. Lewis.

Absent: Falcone.

Mayor Ingemi declared the motion carried.

18. Environment Services Grant Program Update Municipal Natural Resource Inventory (11-01000):

The Town had received notice earlier this year that they were awarded an Environmental Services Program (ESP) matching grant in the amount of \$2,500.00 to provide an update to the Municipal Natural Resource Inventory (NRI) in digital format. In order to proceed with the work, the Mayor and Town Council should approve the ARH

proposal/estimate provided to the Environment Commission in the amount of \$5,000.00 to complete the work required and to secure the \$2,500.00 matching grant.

Action Requested:

Motion by Councilperson Clark, seconded by Councilperson S. Lewis, approval of the ARH proposal/estimate to complete the work required to update the Municipal Natural Resource Inventory (NRI) map in digital format for a figure not to exceed \$5,000.00 and to provide the purchase order for same.

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

S. Lewis and Mayor Ingemi.

Nays: None.

Absent: Falcone.

Mayor Ingemi declared the motion carried.

19. Recreation Master Plan (11-75000):

Our office recently had a meeting with Councilman Olivo regarding the status of recreation. Items discussed in the meeting included the Boyer Avenue site, along with other potential developable sites in the Town. As a result of the discussion it is advisable to perform an initial investigation to identify areas in Town that the Town could consider purchasing for the purpose of becoming developable recreation. At the request of Councilman Olivo our office has prepared a proposal (which will be distributed at the meeting). The proposal will include the creation of a map utilizing tax database information we have obtained from the Tax Assessor's office. We will coordinate this effort with the Committee on Recreation.

Councilperson Olivo requested Parks and Recreation review of this item first.

SEWER & WATER INFORMATION ITEMS

20. Plant Demolition (11-50073):

The project is substantially complete. Our office is currently working with the Contractor to close out the Contract. We would hope to have the final payment request for Council's consideration next meeting.

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

The Contractor has installed the top course of paving along all project roadways in accordance with the plans and specifications. With the installation of the bituminous concrete, the project is substantially complete. The Contractor has therefore requested and our office has recommended payment to the Contractor as noted on this month's bill list. Please be advised that a Maintenance Bond for the project will not be requested until such time as the "Extra Work" items have been completed by the Contractor. The only project which remains is the sanitary sewer extension along Egg Harbor Road from Cherry Street.

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

We have completed the design plans for both the sanitary sewer and water main extension along Egg Harbor Road extending between the Hammonton Lake Park to the White Horse Pike. Submission of the design plans has been made to the NJDEP and the Pinelands Commission. As noted last meeting, the Pinelands Commission expressed a concern related to the possible presence of a certain species of plant within the wooded section of the project.

So as to not hold up the project approval process the Pinelands application for the utility extension for this part of the project was broken into two phases consisting of the following limits:

Phase II - Egg Harbor Road Utility Extension

Water Main Extension - Lake Park to the White Horse Pike 8th Street, Moss Mill Road intersection

Sanitary Sewer Extension - 9th Street to SE limit of Victory Bible Church parcel.

Phase IIA - Egg Harbor Road Utility Extension

Sanitary Sewer Extension - SE limit of Victory Bible Church parcel to the 300 feet ± NE of the White Horse Pike intersection.

As discussed with MUAC, we are presently reviewing the design options to be able to service the Phase IIA area with sanitary sewer.

Once all the approvals are obtained, it is hoped that the Phase II portion of the project could be bid late next month or early October so as to not impede the County's roadway reconstruction project.

23. Old Forks Road, Melendez, Santora, Puerto Rican Civic Association Sanitary Sewer Service Feasibility (11-01000-81):

As authorized by the Mayor and Council, we have completed the following tasks:

- Use of existing data, elevations, pipe inverts, etc. to investigate the feasibility to extend public sanitary sewer to the properties noted above.

We will be preparing a cost estimate to the Mayor and Town Council as requested by MUAC in order to provide sanitary sewer service for the above noted properties. We will provide this report to each Council member under a separate report for review and consideration.

Motion by Councilperson Bertino, seconded by Councilperson Clark, approve Engineer report Options A1 and C1 modified by ARH with no engineer costs.

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

S. Lewis and Mayor Ingemi.

Nays: None.

Absent: Falcone.

Mayor Ingemi declared the motion carried.

24. Surface Water Permit (11-50047):

Stream analysis activity is continuing. During the past month, a request for response to the interrogatories associated with the Town's appeal on this project have been received. The Solicitor, ARH Representatives, Sewer Superintendent and Ray Ferrara of Omni Environmental have initiated a response to the interrogatories.

PUBLIC WORKS - INFORMATION ITEMS

25. 2004 State Aid Linda Avenue Reconstruction (11-40014):

The Contractor, Humbert DeFalco is substantially complete the reconstruction project for Linda Avenue and Elvins Avenue. We scheduled Craig Testing Labs to complete the pavement cores and have received acceptable results. The project is now in the process of being closed out and we will prepare the required forms for reimbursement.

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

Our office is currently progressing on the design plans for the sanitary sewer and water main replacement, storm sewer work and roadway reconstruction work. We will keep Council informed of further progress. Once the design is completed, it will be forwarded to the NJDOT to seek approval for bid.

27. Pressey Street Roadway Reconstruction (11-40019):

A preconstruction conference has taken place between representatives of the Town, ARH, and the Contractor. A Notice to Proceed dated Monday, August 15, 2005 was issued at the meeting. Work has begun on the project and is anticipated to continue through project completion. Payment requests will appear on future month's bill lists.

28. FY 2005 CDBG Applications, ADA Curb/Sidewalk Replacement (11-40020):

The Town has advertised, received bids, and awarded a contract for the above to Marandino Concrete Company of Vineland NJ. This award was contingent upon the availability of funds and concurrence from the Atlantic County Improvement Authority. Since the last Council Meeting, our office has been notified by representatives of the ACIA that the Town cannot proceed with construction of the project until the Federal Grant money is released to the funding source. Therefore, we are withholding issuance of a Notice to Proceed and execution of the contract documents until further notice from the ACIA. In speaking with their representatives, it is hoped that this approval will be provided sometime in early to middle September.

29. 2005 Road Program (11-40023):

As authorized by the Mayor and Town Council, our office is in the process of completing the following roadway projects and have recently met with the various Town Committees to clarify the project scope:

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

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

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

We are progressively moving towards completing the design by the end of the month. We currently anticipate to receive

bids and provide a recommendation of award at the September 26, 2005 Council Meeting.

R&V - Request Bond Reduction Blueberry Ridge - Phase III

Mayor and Council requested this matter be held.

ARH - 1) A.W. Noto - Authorize Town Engineer final inspection of road

Opening on Pine Rd #6-2005

2) Release irrevocable letter credit #1245

Motion by Councilperson Olivo, seconded by Councilperson Bertino, authorize Bob Vettese of ARH to forward a letter advising of reduction of irrevocable letter of credit #1245 for Road Opening Permit #6-2005 contingent upon holding \$1000.00 and contingent upon receipt of certified letter from design engineer.

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

S. Lewis and Mayor Ingemi.

Nays: None.

Absent: Falcone.

Mayor Ingemi declared the motion carried.

ARH - Environmental Services Octagon Oil \$20,280.00

Motion by Councilperson Bertino, seconded by Councilperson S. Lewis, authorize a purchase order to ARH for Env. Services Octagon Oil in the amount of \$20,280.00.

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

S. Lewis and Mayor Ingemi.

Nays: None.

Absent: Falcone.

Mayor Ingemi declared the motion carried.

ARH - Linda/Elvins Avenue

1. Approve Final Change Order Deduction of \$9,710.07
2. Maintenance Bond - 2 years - \$24,648.00

Motion by Councilperson Morano, seconded by Councilperson Clark, authorize

change order deduction of \$9,710.07 for Linda Avenue/Elvins Avenue and maintenance bond for 2 years in amount of \$24,648.00.

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

S. Lewis and Mayor Ingemi.

Nays: None.

Absent: Falcone.

Mayor Ingemi declared the motion carried.

ARH - Train Station Survey - Cost Estimate

Motion by Councilperson Bertino, seconded by Councilperson Morano, authorize ARH to perform survey of train station at a cost of \$1500.00.

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

S. Lewis and Mayor Ingemi.

Nays: None.

Absent: Falcone.

Mayor Ingemi declared the motion carried.

FIVE MINUTE RECESS

Mayor Ingemi called a five minute recess.

RESUME REGULAR ORDER OF BUSINESS

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

MAYOR REPORT

Mayor Ingemi congratulated the Police Department for a job well done on a mock drill at Hammonton High School.

TOWN CLERK/ADMINISTRATOR REPORT

Hire Summer Help - Dog Census

Mary Lou Witcraft, \$10.00 hr, p.t. 6 weeks, conduct Dog Census

Motion by Councilperson Olivo, seconded by Councilperson Clark, hire Mary Lou Witcraft to perform 6 week dog census in the town of Hammonton at \$10.00 per hour.

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

Nays: None.

Absent: Falcone.

Mayor Ingemi declared the motion carried.

BILLS/PAYROLL/OVERTIME

		<u>2004/Reserve</u>	<u>2005</u>
ADMINISTRATION			
0-01-20-101-000			
Jacobs, Rosemarie, Treas.	payroll 8/12		12,370.92
Jacobs, Rosemarie, Treas.	payroll 8/26		12,341.35
Casa Payroll	payroll svcs. 7/29, 8/12, & 8/26		716.65
Executive Business Prod.	office supplies		44.82
Federal Express	monthly bill		23.39
NJ DOL Workforce Dev.	workforce dev.		1,627.73
Ricoh Customer Finance Corp.	6 mo. copier lease		2,187.22
Serners Inc.	typewriter wheels		172.00
Tapper Stationery	office supplies		322.01
			29,806.09
FINANCE			
0-01-20-103-000			
Jacobs, Rosemarie, Treas.	payroll 8/12		6,412.50
Jacobs, Rosemarie, Treas.	payroll 8/26		6,412.50
Rutgers State Univ.	accounting course-Russo		647.00
			13,472.00
ASSESSMENT OF TAXES			
0-01-20-104-000			
Jacobs, Rosemarie, Treas.	payroll 8/12		3,719.23
Jacobs, Rosemarie, Treas.	payroll 8/26		3,719.23
Crystal Springs	bottled water		31.96
Photo Center	film developing		140.06
Tapper Stationery	office supplies		21.46

Vital Services Group	3 month contract	975.00
		8,606.94

COLLECTION OF TAXES

0-01-20-105-000

Crystal Springs	bottled water	21.49
Edmund's Associates	tax bill printing	1,917.20
Edmund's Direct Mail	tax bills	2,726.72
NJ State League of Mun.	NJ municipal magazine	16.00
Ricoh Customer Finance Corp.	6 month copier lease	1,402.14
Tapper Stationery	office supplies	185.49
Vital Services Group	master tape	170.00
		6,439.04

LEGAL

0-01-20-106-000

Jacobs, Rosemarie, Treas.	payroll 8/12	2,500.00
Jacobs, Rosemarie, Treas.	payroll 8/26	2,500.00
Angela Maione Costigan	legal svcs.	674.50
Charles Jones, Esq.	legal svcs.	640.00
Courier Post	legal ad	126.94
Hammonton Gazette	legal ads	476.78
Press of Atlantic City	water meter ad	42.63
		6,960.85

ENGINEER

0-01-20-107-000

Adams, Rehmann & Heggan	engineer services	330.00
		330.00

COMPUTER

0-01-20-133-000

Jacobs, Rosemarie, Treas.	payroll 8/12	1,384.62
Jacobs, Rosemarie, Treas.	payroll 8/26	2,423.07
		3,807.69

ECONOMIC DEVELOP.

0-01-20-11B-000

Triad Assoc.	transit village design app.	4,200.00
--------------	-----------------------------	----------

4,200.00

PLANNING BOARD

0-01-21-109-000

Jacobs, Rosemarie, Treas.	payroll 8/12	2,173.22
Jacobs, Rosemarie, Treas.	payroll 8/26	1,368.39
Jacobs, Rosemarie, Treas.	o/t 8/12	47.46
Jacobs, Rosemarie, Treas.	ot 8/26	142.38
Hammonton Gazette	public notice	41.54
		3,772.99

BOARD OF ADJUSTMENT

0-01-21-110-000

Jacobs, Rosemarie, Treas.	payroll 8/12	142.31
Jacobs, Rosemarie, Treas.	payroll 8/26	142.31
Executive Business Prod.	office supplies	204.65
Hammonton Gazette	public notice	45.88
		535.15

RENT CONTROL

0-01-21-111-000

Jacobs, Rosemarie, Treas.	payroll 8/12	46.15
Jacobs, Rosemarie, Treas.	payroll 8/26	46.15
		92.30

SHADE TREE

0-01-21-112-000

Jacobs, Rosemarie, Treas.	payroll 8/12	175.00
Jacobs, Rosemarie, Treas.	payroll 8/26	125.00
Asplundh Tree Expert	tree removal & trimming	1,522.00
		1,822.00

CONSTRUCTION

0-01-22-126-000

Jacobs, Rosemarie, Treas.	payroll 8/12	7,079.24
Jacobs, Rosemarie, Treas.	payroll 8/26	7,785.46
Crescent Tire, Inc.	repair town vehicle	484.18
Crystal Springs	bottled water	24.97

Dell Marketing	toner cartridges	159.98
Ricoh Customer Finance Corp.	6 month copier lease	1,402.14
		16,935.97

OTHER CODE ENFORCEMENT

0-01-22-127-000

Jacobs, Rosemarie, Treas.	payroll 8/12	1,353.85
Jacobs, Rosemarie, Treas.	payroll 8/26	1,353.85
Atlantic Radiator	parts & repairs	166.00
Cintas First Aid & Safety	first aid supplies	17.25
Dell Marketing	office supplies	259.45
Gall's Inc.	office supplies	147.97
I.P.M.	prev. service	80.00
Napa Auto Parts	parts	128.98
Peter Lumber Co.	office supplies	19.72
Radio Shack	office supplies	278.93
		3,806.00

GROUP INSURANCE

0-01-23-114-000

Delta Dental Plan	august report	4,263.84
NJSHBP	august report	73,773.13
Prudential Group Insurance	august report	495.91
Vision Service Plan	august report	2,648.80
		81,181.68

INSURANCE

0-01-23-115-000

Gall's Inc.	ammo storage cabinet	506.98
Kessler Memorial Hosp.	release for work	93.00
Presision Cars	repair windshield	634.70
Security Iden. System	id badge-Raffa	16.00
		1,250.68

FIRE

0-01-25-117-000

Atl. Co. Firefighters Assoc.	county dues	120.00
Emergency Products Inc.	service vehicles	5,539.00

5,659.00

UNIFORM FIRE

0-01-25-118-000

Jacobs, Rosemarie, Treas.	payroll 8/12	780.77
Jacobs, Rosemarie, Treas.	payroll 8/26	900.77
Ford Motor Credit Co.	dodge payment	412.60
Hammonton Bd. of Educ.	monthly fuel usage	271.37
		2,365.51

POLICE

0-01-25-119-000

Jacobs, Rosemarie, Treas.	payroll 8/12	82,681.80
Jacobs, Rosemarie, Treas.	payroll 8/26	82,681.80
Jacobs, Rosemarie, Treas.	o/t 8/12	1,259.85
Jacobs, Rosemarie, Treas.	ot 8/26	823.72
Atlantic Cty. Assoc. of Chiefs	seminar for martinez	30.00
Carrot-Top Industries	flag stand, pole & eagle	117.28
Crescent Tire, Inc.	tires & service	3,933.59
Detail Zone	disinfect car after prisoner	75.00
Evesham Veterinary Clinic	visit & shots for bruno	180.60
Executive Business Prod.	office supplies	74.43
Frank Mazza & Son	oak chair	619.20
Hammonton Ford Mercury	repairs to vehicles	1,513.16
Harley-Davidson of Millville	motorcycle service	897.84
Marc Publishing Co.	cross ref. directory	136.00
Oakwood Uniform & Equip.	no parking signs	130.00
R & R RPR	repairs/calibration	401.50
Ricoh Customer Finance Corp.	6 month lease	2,607.18
Ruggeri, Timothy	clothing allowance	75.73
Salvatore, Nicholas	clothing allowance	221.37
Security Iden. System	employee ID cards	100.00
Silver Coin Diner	meals for prisoners	117.90
Wm. Kessler Hospital	physical-Ruggeri	94.92
		178,772.87

RADIO

0-01-25-120-000

Jacobs, Rosemarie, Treas.	payroll 8/12	8,826.62
Jacobs, Rosemarie, Treas.	payroll 8/26	8,730.62
Jacobs, Rosemarie, Treas.	ot 8/26	687.56
DeStefano, Nicholas	reimburse cable	39.25
		18,284.05

PROSECUTOR

0-01-25-123-000

Jacobs, Rosemarie, Treas.	payroll 8/12	576.93
Jacobs, Rosemarie, Treas.	payroll 8/26	576.93
Jacobs, Rosemarie, Treas.	o/t 8/12	340.91
		1,494.77

BUILDINGS & GROUNDS

0-01-26-108-000

Jacobs, Rosemarie, Treas.	payroll 8/12	1,051.92
J. Morano & Sons	payroll 8/26	1,051.92
Crescent Tire	S-10 repair	1,890.55
Crescenzo's Home & Garden	supplies	151.79
J. Morano & Sons	janitorial supplies	215.25
Laury Heating	repairs	981.75
Penza's Hardware	supplies	55.36
Schenk Uniform Rental	rugs-police	69.00
Universal Supply Co.	plywood	46.53
		5,514.07

HIGHWAY

0-01-26-123-000

Jacobs, Rosemarie, Treas.	payroll 8/12	29,067.84
Jacobs, Rosemarie, Treas.	payroll 8/26	27,118.61
Jacobs, Rosemarie, Treas.	o/t 8/12	533.52
Jacobs, Rosemarie, Treas.	ot 8/26	222.62
A.E. Stone, Inc.	patch	1,161.86
Arnold Equipment Supply	core drill package/equipment	257.05
Atlantic Co. Utilities Auth.	august '05	16,625.00
Atlantic Radiator	freon	405.00
Bellmawr Truck Repair Co.	repairs/parts/supplies	1,135.46
Berco Fleet Service	repairs/parts/supplies	2,355.81

Bruno's Auto Parts	service	338.52
Contractor Service, Inc.	nail gun, battery	562.32
Crescent Tire, Inc.	tires & repairs	5,299.25
Crescenzo's Home & Garden	supplies	163.88
Cumberland Co. Improv. Auth.	7/14 to 7/16	7,119.31
Garden State Highway Prod.	parts	923.73
Giles & Ransome	coupling	15.95
Hammonton Lawnmower	lawnmower repair	169.00
I.P.M.	prev. service	42.00
J. Morano & Sons	supplies	99.20
Lakeview Garage	repairs	1,164.53
Lorco Petroleum Services	parts washer service	97.00
Orchard's Hydraulic Serv.	hdy hose	18.13
Penza's Hardware	supplies	175.69
Q.C. Inc.	lab services	2,717.50
Ransome Engines	hdy hoses/supplies	112.99
Ricoh Customer Finance Corp.	6 month copier lease	756.84
Schenk Uniform Rental	rentals	670.70
Soundwaves Unlimited	nextel supplies	105.00
South Jersey Welding Supply	rental supplies	31.50
Tri Cell	supplies	39.27
Tri-County Pavement	august '05	6,575.00
Trico Equipment Corp.	hoses	48.99
Turf & Farm Supplies	supplies for wells	423.65
United Roll Off Service	can pick-up	396.00
VHR Rental & Supply	equipment rental	412.50
Vineland Auto Electric	safety lamp	222.00
		107,583.22

ENVIRONMENTAL COMM.

0-01-27-113-000

Apple Printing	envelopes	236.00
Postmaster U.S. Post Office	municipal mailing	1,032.18
		1,268.18

DOG REGULATIONS

0-01-27-125-000

Animal Capture & Control	animal control-august	595.00
--------------------------	-----------------------	--------

595.00

PARKS

0-01-28-130-000

Jacobs, Rosemarie, Treas.	payroll 8/12	420.00
Jacobs, Rosemarie, Treas.	payroll 8/26	330.00
Crescenzo's Home & Garden	black mulch	48.00
J. Morano & Sons	paper supplies	50.72
Lynkris Hardware	parts & supplies	4.38
Peter Lumber Co.	lumber & deck screws	18.21
Radio Shack	batteries	10.00
		881.31

RECREATION

0-01-28-131-000

Jacobs, Rosemarie, Treas.	payroll 8/12	3,538.46
Jacobs, Rosemarie, Treas.	payroll 8/26	3,538.46
Crescenzo's Home & Garden	supplies	19.96
Lynkris Hardware	supplies	37.45
McDonald's Saw Service	sharpen blades	61.28
M-T-G	phone equipment	55.00
Napa Auto Parts	parts & supplies	113.46
Rodio Tractor Sales	blower & spools	872.23
Sears	parts	16.99
Westend Engraving	plaques, trophies	120.00
		8,373.29

ADVERTISING

0-01-30-136-000

Bethany Associates	window cleaning-train station	181.13
G & P Floor Maintenance	cleaning	120.00
Schenk Uniform Rental	carpet cleaning	53.04
S.J. Gas Co.	monthly gas	17.31
		371.48

AIRPORT

0-01-30-137-000

Jacobs, Rosemarie, Treas.	payroll 8/12	115.39
---------------------------	--------------	--------

Jacobs, Rosemarie, Treas.	payroll 8/26	115.39
Apple Printing	envelopes	73.00
Colonial Electric	bulbs	52.00
		355.78

GASOLINE

0-01-31-11E-000		
Hammonton Board of Educ.	june '05	19,544.56
		19,544.56

NATURAL GAS

0-01-31-11F-000		
S. J. Gas Co.	monthly gas	127.67
		127.67

STREET LIGHTING

0-01-31-138-000		
Atlantic City Electric	monthly electric	20,984.69
		20,984.69

ELECTRIC

0-01-31-11G-000		
Atlantic City Electric	monthly electric	7,723.89
		7,723.89

TELEPHONE & TELEGRAPH

0-01-31-139-000		
AT&T	monthly bill	238.12
ATX Telecomm.	monthly bill	1,824.20
Nextel Communications	monthly bill	1,955.31
Verizon	monthly bill	560.91
Verizon Wireless	monthly bill	234.44
		4,812.98

SOCIAL SECURITY

0-01-36-145-000		
Jacobs, Rosemarie, Treas.	soc. security system	8,472.24
Jacobs, Rosemarie, Treas.	soc. security system	8,356.89

16,829.13

U DRINK U DRIVE U LOSE

0-01-41-36F-000

Jacobs, Rosemarie, Treas.	payroll 8/26	600.00
		600.00

DRUNK DRIVING

0-01-41-207-000

Lanigan Associates	ampoules	305.00
		305.00

ATL CTY MUN ALL

0-01-41-211-000

Jacobs, Rosemarie, Treas.	coordinator	500.00
		500.00

MUNICIPAL COURT

0-01-43-201-000

Jacobs, Rosemarie, Treas.	payroll 8/12	6,920.81
Jacobs, Rosemarie, Treas.	payroll 8/26	6,398.08
Jacobs, Rosemarie, Treas.	o/t 8/12	52.70
Jacobs, Rosemarie, Treas.	ot 8/26	45.54
Baur Municipal Supplies	postponement notices	78.50
Camorata, Debbie	mileage for training	56.70
Comcast Processing Center	monthly bill	196.00
Crystal Springs	bottled water	31.96
Executive Business Prod.	office supplies	534.41
Ricoh Customer Finance Corp.	6 month copier lease	756.84
		15,071.54

INTEREST ON BONDS

0-01-45-402-000

Chase Manhattan Bank	2004 refunding bonds-int.	24,090.00
		24,090.00

POL RES CONT

0-01-99-952-000

Jacobs, Rosemarie, Treas.	payroll 8/12	787.50
Jacobs, Rosemarie, Treas.	payroll 8/26	697.50
		1,485.00

DISTRICT SCHOOL TAX

0-01-99-951-000

Rosemarie F. Jacobs, Treas.	district school tax	1,091,801.50
		1,091,801.50

TAX OVERPAYMENT

0-01-99-953-000

Froelich, Mark & Frances	refund	129.33
Giordano, Samuel	refund	42.48
		171.81

REF. OF PRIOR YR. REV.

0-01-99-958-000

Holy Name Society	refund bingo license fee	200.00
		200.00

MARRIAGE LICENSE

0-01-99-977-000

Treasurer, State of NJ	2nd qtr.license	775.00
		775.00

PUBLIC DEFENDER S&W

0-12-56-987-000

Jacobs, Rosemarie, Treas.	public defender S&W	461.54
Jacobs, Rosemarie, Treas.	public defender S&W	461.54
		923.08

RECAPTURED GRANT

0-12-56-990-000

MTG Environmental	lead testing	485.00
		485.00

RECREATION TRUST

0-12-56-994-000

Hammonton Board of Educ.	use of facility		1,252.00
Union Org. for Social Service	"Big" production fees		11,248.04
			12,500.04

ORD#18-2001 SEC A

0-04-44-443-000

Adams, Rehmann & Heggan	services		2,270.00
DY Consultants	airport		15,065.86
			17,335.86

ORD#26-2002

0-04-44-445-000

Statewide Hi-Way Safety	old forks rd.	12436.83	
Angela Maione Costigan	legal services		160.00
Marandino Concrete Co.	old forks rd.		18,546.50
		12436.83	18,706.50

ORD#3-2003

0-04-44-446-000

Adams, Rehmann & Heggan	services	5,600.00	
Statewide Hi-Way Safety	old forks road	220,855.17	
		226,455.17	

ORD#22-2003

0-04-44-448-000

Adams, Rehmann & Heggan	services		3,575.00
Angela Maione Costigan	legal services		1,565.00
			5,140.00

ORD. #7-2004

0-04-44-449-000

Adams, Rehmann & Heggan	services	28,723.41	1,678.75
Tactical Technologies	synth pager		1,308.00
		28,723.41	2,986.75

ORD. #15-2005

0-04-44-451-000

Adams, Rehmann & Heggan	services		7,488.50
-------------------------	----------	--	----------

Cross Match Tech.	computer sys-police	16,020.00
Dell Business Credit	printer/computer	343.00
Executive Business Prod.	file cabinet/folders	412.94
Hale Trailer	office trailer	1,099.08
Lou's Landscaping	landscaping work @ lake park	6,317.00
Raco Industries	asset tracking software	839.00
		32,519.52

WATER	2004/RESERVE	2,005.00
Rosemarie F. Jacobs, Treas	Payroll 8/12/05	10,526.70
Rosemarie F. Jacobs, Treas	Payroll 8/26/05	10,238.22
Adams, Rehmann & Heggan Inc.	Engineering Services	1,040.00
Atlantic City Electric	Electric	6,421.79
ATX Telecomm. Serv. Ltd	Monthly Telephone Charges	200.00
Crowfoot Asphalt Inc.	Road Repairs	186.11
Delta Dental Plan of N.J.	Monthly Report 2005	302.90
Executive Business Prod Inc.	Office Supplies	1,197.97
Hammonton Board of Ed	Gasoline/Diesel	934.80
Klenzoid Inc.	Corrosion Inhibitor	1,561.28
Lakeview Garage	Truck Repairs	25.00
Lawson Products, Inc.	Marking Paint	254.62
Massara, James	Reimb. Shipping	14.19
Nextel Communications	Phone	163.03
NJSHBP	Monthly Report 2005	5,754.18
Prudential Group Insurance	Monthly Report 2005	24
Q.C. Inc	Testing and Sampling	1,070.00
Ricoh Customer Finance Corp.	Copier Lease	756.84
S.J. Gas Co.	Current Gas Bill	466.05
Schenk Uniform Rental	Uniform Rental	57
South Jersey Welding Supply Co.	Cylinder Rental	10.5
Swanson Wireless LLC	Nextel Wireless Phone	174.99
Universal Instrument Services	Calibration of Meters	3,900.56
Vision Service Plan	Monthly Report 2005	190.28
		45,471.01

WATER SOCIAL SECURITY		
Rosemarie F. Jacobs, Treas	Payroll 8/12/05	805.29
Rosemarie F. Jacobs, Treas	Payroll 8/26/05	783.22

		1,588.51
WATER BONDS		
Chase Manhattan Bank	1990 Bonds-Princ. and Interest	206,850.00
WATER ORD 29-99		
NJ Dept of Transportation	Lincoln St. Well Replacement Permit	175
WATER ORD 16-2005		
Adams, Rehmann & Heggan Inc.	Engineering Services	2,220.25
SEWER DEPT.		
Rosemarie F. Jacobs, Treas	Payroll 8/12/05	11,294.18
Rosemarie F. Jacobs, Treas	Payroll 8/26/05	11,184.20
Adams, Rehmann & Heggan Inc.	Engineering Services	475 8,835.00
Atlantic City Electric	Electric	18,001.88
Atlantic County Utilities Auth	Dry Sludge Disposal	14,125.00
ATX Telecomm	Monthly Telephone Charges	200
Colonial Electric	Electrical Supplies	4.6
Crescent Tire Inc.	Service GMC	31
Crescenzo's Home and Garden	Roof Coating	42.66
D Electric Motors	Electrical Supplies	713.55
Delta Dental	Monthly Report 2005	374.78
Excelsior Blower Systems, Inc.	Blower	1,190.00
Executive Business	Office Supplies	164.96
Fisher Scientific Co Inc.	Supplies	293.03
Hammonton Board of Ed	Gasoline/Diesel	1,045.17
J. Morano & Sons, Inc.	Cleaning Supplies	78.35
J. R. Henderson Labs, Inc.	Lab Testing 2005	3,248.00
Landis Fire Protection Inc.	Inspect Fire Sprinklers	200
Napa Auto Parts	Oil Filters	13.92
Nextel Communications	Wireless Services	173.7
NJSHBP	Monthly Report 2005	5,220.47
One Call Systems	Markouts	163.66
Polydyne Inc.	Clarifloc	4,500.00
Prudential Group Insurance	Monthly Report	30

Ransome Engines	Generator Service		1,495.19
Ricoh Customer Finance Corp.	Copier Lease		617.88
S.J. Gas Co.	Current Gas Bill		88.72
Schenk Uniform Rental	Uniform Rental		30.4
Silipena Commer. Air Cond/Ref	Repair Ice Maker		68
Sun Ray Technologies Inc.	UV Lamps		1,512.96
The Bank of New York	NJWWTT Loan-Admin Fee		10,455.00
TRC OMNI	Surface Water Permit-Stream		8,436.59
Truckmasters Inc.	Motor Vehicle Service		15
TSB Associates	Pressey St/Colwell/Railway/Wood	38,502.24	7,644.00
Vision Service Plan	Monthly Report 2005		240.6
Winzinger Inc.	Plant Demolition		13,475.00
		38,977.24	125,207.45
SEWER SOCIAL SECURITY			
Rosemarie F. Jacobs, Treas	Payroll 8/12/05		864
Rosemarie F. Jacobs, Treas	Payroll 8/26/05		855.59
			1,719.59
SEWER BONDS			
Chase Manhattan Bank	1990 Bonds-Princ. and Interest		101,000.63
The Bank of New York	NJWWTT Loan-Interest on Bonds		75,780.04
			176,780.67
SEWER ORD 5-2001			
NJ Transit Rail Operations	Const and Occupancy Permit		865
SEWER ORD 28-2003			
Adams, Rehmann & Heggan Inc.	Engineering Services	452.5	
SEWER ORD 9-2004			
Adams, Rehmann & Heggan Inc.	Engineering Services		2,540.00
TSB Associates	Egg Hargor Rd-Colwell/Railway/Wood		21,636.00
Wander Ecological Consultants	Endangered Plant Species Study		1,320.00
			25,496.00

Motion by Councilperson S. Lewis, seconded by Councilperson Morano, approve bills, payroll and overtime as recorded by the Clerk with correction under Police Department (Description: detail police chief car CHANGE TO: disinfect car after transport prisoner).

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

Nays: None.

Absent: Falcone.

Mayor Ingemi declared the motion carried.

COMMUNICATIONS

1. From DEPARTMENT HEADS request attend Seminar/Class:

J. Massara & M. Ruberton, Conservation Class 8/24/05

J. Massara & M. Ruberton, Competent Person Training 8/31/05

T. Russo, Accounting Course \$647 & mileage

J. DeFebbo & D. Noto, Uniform Crime Report Seminar 9/30/05

A. Cavallaro, Certified Landscape Tech 9/9 & 9/10/05 \$310 plus
mileage

L. Rodio, Communication Seminar 9/16, 17, 18 mileage &
tolls

L. Rodio, Comp Day Requests - 8 hours MS Bike Tour

P. DiGerolamo & C. Prakash - attend "Intro to Excel" Class, 2 Tuesdays
& 2 Thursdays, 6-9 pm, beginning 10/11/05, \$168 each plus mileage

K. Velardi, attend "Clerk's Capital Finance Duties Review" CEU Class,
9/30/05, \$99.00 plus mileage.

Motion by Councilperson Olivo, seconded by Councilperson S. Lewis,
authorize above listed attendance at seminars/classes for Town
employees.

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

Nays: None.

Absent: Falcone.

Mayor Ingemi declared the motion carried.

1. From HAMMONTON MAIN STREET advising of Townwide yard sale
9/24/05,

9:00 am - 2:00 pm

Previously reported under Councilperson Falcone report and
ordered received and filed.

2. From PINELANDS COMMISSION advising of approval installation of
Sewer/water mains Egg Harbor Rd, 8th & 9th.

Ordered received and filed.

3. From STEPHANIE OLIVO, PROSECUTOR, requesting Mayor & Council to
approve

Thomas Smith, Esq. as Conflict Solicitor for 8/30/05 session.

Motion by Councilperson Morano, seconded by Councilperson
Bertino, authorize hiring of substitute prosecutor at the
prevailing court session fee effective this evening.

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

S. Lewis and Mayor Ingemi.

Nays: None.

Absent: Falcone.

Mayor Ingemi declared the motion carried.

4. From ISMAEL FLORES re: back taxes 224 Railroad Ave (request pymt
plan)

Refer to Administration Committee (Councilperson Olivo & Bertino) for
review.

(6) From HAMMONTON MINISTERIUM requesting permission CROP WALK
10/16/05, 2pm

Motion by Councilperson Olivo, seconded by Councilperson Bertino,
authorize Hammonton Ministerium Crop Walk on 10/16/05 at 2:00 pm
contingent upon filing the necessary certificate of insurance with Town
Clerk office.

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

S. Lewis and Mayor Ingemi.

Nays: None.

Absent: Falcone.

Mayor Ingemi declared the motion carried.

7. From JAMES MASSARA, WATER SUPERINTENDENT, ONLY quotes received for roofs @ Wells:

Sica Siding Co. Well #4, \$3,350

Sica Siding Co. Well #5, \$2,900

Motion by Councilperson Bertino, seconded by Councilperson Clark, authorize purchase order to Sica Siding Co. for well #4 in amount of \$3,350 and well #5 in amount of \$2,900.

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

S. Lewis and Mayor Ingemi.

Nays: None.

Absent: Falcone.

Mayor Ingemi declared the motion carried.

8. From JAMES MASSARA, WATER SUPERINTENDENT, quote for Chain Link Fence

@ Well #5 (14th St.):

Master Wire, \$12,300

Fondacaro, \$13,600

Motion by Councilperson Bertino, seconded by Councilperson Morano, authorize a purchase order to Master Wire in the amount of \$12,300.00 for Chain Link Fence at the Hammonton Water Department.

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

S. Lewis and Mayor Ingemi.

Nays: None.

Absent: Falcone.

Mayor Ingemi declared the motion carried.

- (9) From R. Dhillion requesting lower taxi cab insurance fees.

Clerk reported response from RMC who did not recommend lowering the insurance requirements for taxi cab licenses in the Town of Hammonton.

After a brief discussion it was on motion by Councilperson Olivo, seconded by Councilperson Bertino, accept recommendation of Town RMC to not lower insurance requirements for taxi cab licenses in the Town of Hammonton. The Clerk to notify Mr. Dhillion. Motion carried.

REPORTS - July 2005

Report of the Town Clerk, Registrar, Construction Official for the month of July 2005, a copy having been given to each member of the governing body, was ordered received and filed.

UNFINISHED BUSINESS

None.

NEW BUSINESS

ORDINANCES

Ord.#34-2005 Noise Ordinance

ORDINANCE # 34- 2005

AN ORDINANCE ESTABLISHING STANDARDS FOR

NOISE IN THE TOWN OF HAMMONTON

WHEREAS, the Mayor & Council of the Town of Hammonton wish to establish standards for noise control in the Town and **WHEREAS**, such standards are for public safety, health and welfare.

BE IT ORDAINED, by Mayor & Council of the Town of Hammonton as follows:

I. Definitions.

The following words and terms, when used in this ordinance, shall have the following meanings, unless the content clearly indicates otherwise. Terms not defined in this ordinance have the same meaning as those defined in N.J.A.C. 7:29.

"Construction" means any site preparation, assembly, erection, repair, alteration or similar action, including demolition of buildings or structures.

"Demolition" means any dismantling, destruction or removal of buildings, structures or roadways.

"Department" means the New Jersey Department of Environmental Protection.

"Emergency work" means any work or action necessary to deliver essential public services including, but not limited to, repairing water, gas, electricity, telephone, sewer facilities, or public transportation facilities, removing fallen trees on public rights-of-way, dredging navigational waterways, or abating life-threatening conditions.

"Impulsive sound" means either a single pressure peak or a single burst (multiple pressure peaks) that has a duration of less than one second.

"Motor vehicle" means any vehicle that is propelled other than by human or animal power on land.

"Muffler" means a properly functioning sound dissipative device or system for abating the sound of escaping gases on equipment where such a device is part of the normal configuration of the equipment.

"Multi-dwelling unit building" means any building comprising two or more dwelling, units, including, but not limited to, apartments, condominiums, co-ops, multiple family houses, townhouses, and attached residences.

"Multi-use property" means any distinct parcel of land that is used for more than one category of activity. Examples include, but are not limited to:

1. A commercial, residential, industrial or public service property having boilers, incinerators, elevators, automatic garage doors, air conditioners, laundry rooms, utility provisions, or health and recreational facilities, or other similar devices or areas, either in the interior or on the exterior of the building, which may be a source of elevated sound levels at another category on the same distinct parcel of land; or
2. A building which is both commercial (usually on the ground floor) and residential property located either above, behind, below or adjacent.

"Noise control officer" means an employee of: (1) a local, county, or regional health agency, which is certified pursuant to the County Environmental Health Act (N.J.S.A. 26:3A2-21 et. seq.) to perform noise enforcement activities; or (2) a Municipality with a department approved noise control ordinance and the employee has received noise enforcement training and is currently certified in noise enforcement. The employee must be acting within his or her designated jurisdiction and must be authorized to issue a summons in order to be considered a noise control officer.

"Plainly audible" means any sound that can be detected by a person using his or her unaided hearing faculties. As an example, if the sound source under investigation is a portable or personal vehicular sound amplification or reproduction device, the

detection of the rhythmic bass component of the music is sufficient to verify plainly audible sound. The noise control officer need not determine the title, specific words, or the artist performing the song.

"Private right-of-way" means any street, avenue, boulevard, road, highway, sidewalk, alley or easement that is owned, leased or controlled by a non-governmental entity.

"Public right-of-way" means any street, avenue, boulevard, road, highway, sidewalk, alley or easement that is owned, leased or controlled by a governmental entity.

"Public space" means any real property or structures thereon that are owned, leased, or controlled by a governmental entity.

"Real Property Line" means either (a) the imaginary line including its vertical extension that separates one parcel of real property from another; (b) the vertical and horizontal boundaries of a dwelling unit that is a part of a multi-dwelling unit building; or (c) on a multi-use property, the interface between the two portions of the property on which different categories of activity are being performed (e.g., if the multi-use property is a building which is residential upstairs and commercial downstairs, then the real property line would be the interface between the residential area and the commercial area).

"Weekday" means any day that is not a federal holiday, and beginning on Monday at 7:00 a.m. and ending on the following Friday at 6:00 p.m.

"Weekends" means beginning on Friday at 6:00 p.m. and ending on the following Monday at 7:00 a.m.

II. Applicability

A. This noise ordinance applies to sound from the following property categories:

1. Industrial Facilities;
2. Commercial Facilities;
3. Public service facilities;
4. Community service facilities;
5. Residential properties;
6. Multi-use properties;
7. Public and private rights-of-way;
8. Public spaces; and
9. Multi-dwelling unit buildings.

A. This model noise ordinance applies to sound received at the following property categories:

1. Commercial facilities;
2. Public service facilities;

3. Community service facilities;
4. Residential properties;
5. Multi-use properties; and
6. Multi-unit dwelling buildings.

- A. Sound from stationary emergency signaling devices shall be regulated in accordance with N.J.A.C. 7:29-1.3, except that the testing of the electromechanical functioning of a stationary emergency signaling device shall not meet or exceed 10 seconds.

III. Noise Control Officers

- A. The provisions of this ordinance shall be enforced by noise control officers. A person shall be qualified to be a noise control officer if the person meets the criteria set forth in Section I above and completes, at a frequency specified by the Department in N.J.A.C. 7:29-2.11, a noise certification and recertification course which are offered by the Department of Environmental Services of Cook College, Rutgers, The State University of New Jersey or any other noise certification or recertification course which is offered by an accredited university and approved by the Department.
- B. Sound measurements made by a noise control officer shall conform to the procedures set forth at N.J.A.C 7:29-2, except that the interior sound level measurements shall also conform with the procedures set forth in sections V(B) and V(C) of this regulation and with the definition of "real property line" as contained herein.
- C. Noise Control Officers shall have the power to:
 1. Coordinate the noise control activities of all departments in the Town of Hammonton and cooperate with all other public bodies and agencies to the extent practicable;
 2. Review the actions of the Town of Hammonton and advise to the effect, if any, of such actions on noise control;
 3. Review public and private projects, subject to mandatory review or approval by other departments or boards, for compliance with this ordinance; and
 4. Investigate and pursue possible violations of this ordinance for sound levels, which equal or exceed the sound levels set forth in Tables I and II, when measured at a receiving property located within the designated jurisdiction of the noise officer, in accordance with Section IV below.
 5. Cooperate with noise control officers of adjacent municipalities in enforcing one another's municipal noise ordinances.

IV. Maximum Permissible Sound Levels

- A. No person shall cause, suffer, allow, or permit the operation of any source of sound on any source property listed in II (A) in such a manner as to create a sound level that equals or exceeds the sound level; limits set forth in Tables I and II when measured at or within the real property line of any of the receiving properties listed in Tables I and II, except as specified in (B) below.

- B. When measuring total sound or residual sound within a multi-use property, or within a residential unit when the property line between it and the source property is a common wall, all exterior doors and windows shall be closed and the measurements shall be taken in the center of the room most affected by the noise. Residual sound shall be measured in accordance with N.J.A.C. 7:29-2.9(b) 2. When measuring total sound or residual sound, all sound sources within the dwelling unit must be shut off (e.g., television, stereo). Measurements shall not be taken in areas, which receive only casual use such as hallways, closets and bathrooms.
- C. Indoor measurements shall only be taken if the sound source is on or within the same property as the receiving property, as in the case of a multi-use property (e.g., sound generated within a commercial unit of a multi-use property building and received within a residential unit of the same building) or multi-dwelling unit building. In addition, indoor measurements shall be taken if the property line between the receiving property and the source property are as shown in Tables I and II.
- D. Impulsive Sound
1. Between 7:00 a.m. and 10:00 p.m., impulsive sound shall not equal or exceed 80 decibels. Between 10:00 p.m. and 7:00 a.m., impulsive sound that occurs less than four times in any hour shall not equal or exceed 80 decibels. Impulsive sound, which repeats four or more times in any hour shall be measured as impulsive sound and shall meet the requirements as shown in Table I.

Table I. Maximum Permissible A-Weighted Sound Levels

1. No person shall cause, suffer, allow, or permit the operation of any source of sound on any source of property listed in II (A) above in such a manner as to create a sound level that *equals or exceeds* the sound levels listed below.

(A) Outdoors

Receiving Property Category	Residential property, or residential portion of a multi-use property	Commercial facility, public service facility, non- residential portion of a multi-use property, or community service facility	
Time	7 a.m.- 10 p.m.	10 p.m.- 7 a.m.	24 hours

Maximum A- Weighted Sound Level Standard, dB	65	50	65
--	----	----	----

(B) Indoors

Receiving Property Category	Residential property, or residential portion of a multi-use property		Commercial facility, * or non-residential portion of a multi-use property
Time	7 a.m.- 10 p.m.	10 p.m.- 7 a.m.	24 hours
Maximum A- Weighted Sound Level Standard, dB	55	40	55

* In those instances when a commercial facility shares a common wall/ceiling/floor with another commercial facility that is producing the sound.

Table II. Maximum Permissible Octave Band Sound Pressure Levels in Decibels

1. No person shall cause, suffer, allow, or permit the operation of any source of sound on any source of property listed in II (A) above in such a manner as to create a sound pressure level that *equals or exceeds* the sound levels listed below in one or more octave bands.
2. When octave measurements are made, the sound from the source must be consistent in level and character. If octave band sound pressure level variations exceed plus or minus 2 dB in the bands containing the principal source frequencies, discontinue the measurement.

Receiving Property	Residential property, or residential portion of a multi-use	Residential property, or residential portion of a multi-use	Commercial facility, public service facility, non- residential	Commercial facility, * or non- residential portion of
-----------------------	---	---	--	---

	property		property		portion of a multi-use property, or community service facility	a multi-use property
	OUTDOORS		INDOORS		OUTDOORS	INDOORS
Octave Band Center Frequency, Hz.	Octave Band Sound Pressure Level, dB		Octave Band Sound Pressure Level, dB		Octave Band Sound Pressure Level, dB	Octave Band Sound Pressure Level, dB
Time	7 a.m.-10 p.m.	10 p.m.-7 a.m.	7 a.m.-10 p.m.	10 p.m.-7 a.m.	24 hours	24 hours
31.5	96	86	86	76	96	86
63	82	71	72	61	82	72
125	74	61	64	51	74	64
250	67	53	57	43	67	57
500	63	48	53	38	63	53
1000	60	45	50	35	60	50
2000	57	42	47	32	57	47
4000	55	40	45	30	55	45
8000	53	38	43	28	53	43

* In those instances when a commercial facility shares a common wall/ceiling/floor with another commercial facility that is producing the sound.

V. Restricted Uses and Activities

(A)

1. Except as provided in (B) below , the provisions of this ordinance shall not apply to the exceptions listed as N.J.A.C. 7:29-1.4.
2. Construction and demolition activities are exempt from the sound level limits set forth in Tables I and II, except as provided for in (B) below.

(B) Notwithstanding the provisions of Tables I and II, the following standards shall apply to the activities or sources of sound set forth below:

1. Non-commercial or non-industrial power tools and landscaping and yard maintenance equipment shall not be operated between the hours of 8:00 p.m. and 8:00 a.m., unless such activities can meet the applicable limits set forth in Tables I and II. All motorized equipment used in these activities shall be operated with a muffler. At all other times, the limits set forth in Tables I and II do not apply to non-commercial or non-industrial power tools and landscaping and yard maintenance equipment;
2. Commercial or industrial power tools and landscaping and yard maintenance equipment, excluding emergency work, shall not be operated on a residential property or within 250 feet of a residential property line when operated on a commercial or industrial property, between the hours of 6:00 p.m. and 7:00 a.m. on weekdays, or between the hours of 6:00 p.m. and 9:00 a.m. on weekends or federal holidays, unless such activities can meet the limits set forth in Tables I and II. In addition, commercial or industrial power tools and landscaping and yard maintenance equipment, excluding emergency work, utilized on commercial or industrial property shall meet the limits set forth in Tables I and II between the hours of 10:00 p.m. and 7:00 a.m. All motorized equipment used in these activities shall be operated with a muffler. At all other times, the limits set forth in Tables I and II do not apply to commercial or industrial power tools and landscaping and yard maintenance equipment;
3. Construction and demolition activity, excluding emergency work, shall not be performed during the hours of 6:00 p.m. and 9:00 a.m. on weekdays, or between the hours of 6:00 p.m. and 9:00 a.m. on weekends and federal holidays, unless such activities can meet the limits set forth in Tables I and II. All motorized equipment used in construction and demolition activity shall be operated with a muffler. At all other times, the limits set forth in Tables I and II do not apply to construction and demolition activities;
4. Motorized snow blowers, snow throwers, and lawn equipment with attached snow plows shall be operated at all times with a muffler. At all times the limits set forth in Tables I and II do not apply;
5. An exterior burglar alarm of a building or motor vehicle must be activated in such a manner that the burglar alarm terminates its operation within five minutes for continuous airborne sound and 15 minutes for impulsive sound after it has been activated. At all times the limits set forth in Tables I and II do not apply;
6. Personal or commercial vehicular music amplification or reproduction equipment shall not be operated in such a manner

that is plainly audible at a residential property line between the hours of 10:00 p.m. and 8:00 a.m.;

7. Personal vehicular music amplification equipment shall not be operated in such a manner as to be plainly audible at a distance of 50 feet in any direction from the operator between the hours of 8:00 a.m. and 10:00 p.m.;
8. Self-contained, portable, hand-held music or sound amplification or reproduction equipment shall not be operated on a public space or public right-of-way in such a manner as to be plainly audible at a distance of 50 feet in any direction from the operator between the hours of 8:00 a.m. and 10:00 p.m. Between the hours of 10:00 p.m. and 8:00 a.m., sound from such equipment shall not be plainly audible by any person other than the operator;
9. Sound levels exceeding the limits set forth in Table I, and Table II shall be prohibited between residential units within the same multi-dwelling unit building. Measurements shall be taken indoors as per Section IV(B) and IV(C).

VI. Enforcement

- A. Violation of any provision of this ordinance shall be cause for an enforcement document to be issued to the violator by the noise control officer according to procedures set forth at N.J.A.C. 7:29-1.6. The recipient of an enforcement document shall be entitled to a hearing in a municipal court having jurisdiction to contest such action.
- B. Any person who violates any provision of this ordinance shall be subject to a civil penalty for each offense of not more than \$3,000. If the violation is of a continuing nature, each day during which it occurs shall constitute an additional, separate, and distinct offense.
- C. No provision of this ordinance shall be construed to impair any common law or statutory cause of action, or legal remedy therefrom, of any person for injury or damage arising from any violation of this ordinance or from other law.

VII. Severability

- A. If any provision or portion of a provision of this ordinance is held to be unconstitutional, preempted by federal or State law, or otherwise invalid by any court of competent jurisdiction, the remaining provisions of this ordinance shall not be invalidated.
- B. All ordinances or parts of ordinances, which are inconsistent with any provisions of this ordinance, are hereby repealed as to the extent of such inconsistencies.

Motion by Councilperson Bertino, seconded by Councilperson Morano, the ordinance be **TABLED**.

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

S. Lewis and Mayor Ingemi.

Nays: None.

Absent: Falcone.

Mayor Ingemi declared the motion carried.

Ord#35-2005 Bond Ordinance Town Hall

Ordinance # 35-2005

BOND ORDINANCE AMENDING BOND ORDINANCE NUMBERED 22-2003 OF THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC, NEW JERSEY FINALLY ADOPTED OCTOBER 27, 2003, PROVIDING AN ADDITIONAL APPROPRIATION OF \$7,000,000 FOR THE CONSTRUCTION OF A NEW TOWN HALL AND AUTHORIZING THE ADDITIONAL ISSUANCE OF \$6,666,000 OF BONDS OR NOTES FOR FINANCING PART OF THE APPROPRIATION.

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 One. Section 1(a) of Bond Ordinance numbered 22-2003 of the Town of Hammonton, finally adopted October 27, 2003 (the "2003 Bond Ordinance"), for the acquisition of land for the construction of a new Town Hall is hereby amended to provide additional funds for the construction, equipping, furnishing, and related costs for such facility.

Section Two. The acquisition of land for the construction of a new Town Hall was authorized to be undertaken by the Town as a capital improvement, pursuant to the *2003 Bond Ordinance*. This amending ordinance hereby appropriates an additional amount of \$7,000,000, such sum being in addition to the \$2,000,000 appropriated by the *2003 Bond Ordinance*. This amending ordinance also includes the sum of \$334,000 as the additional down payment, such sum being in addition to the \$95,300 down payment appropriated by the *2003 Bond Ordinance*. The additional down payment is now available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section Three. (a) In order to finance the additional cost of the improvement or purpose not covered by application of the additional down payment, negotiable bonds are hereby authorized to be issued in the additional principal amount of \$6,666,000 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*.

(b) The estimated maximum amount of bonds or notes to be issued for the new Town Hall is amended to be \$8,570,700, including the \$1,904,700 bonds or notes authorized by the *2003 Bond Ordinance* and the \$6,666,000 bonds or notes authorized herein.

(c) The estimated cost of the improvement or purpose is amended to be \$9,000,000, including the \$2,000,000 appropriated by the *2003 Bond Ordinance* and the \$7,000,000 appropriated herein.

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

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

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this 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 \$6,666,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$1,000,000 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. Of this amount, \$200,000 was estimated for these items of expense in the *2003 Bond Ordinance*, and an additional \$700,000 is estimated herein.

Section Six. All other terms and conditions set forth in the *2003 Bond Ordinance 2003* not amended herein remain as set forth in such Ordinance. Any inconsistencies or omissions between the *2003 Bond Ordinance* or this ordinance shall be read in favor of this amending ordinance.

Section Seven. 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 Morano, seconded by Councilperson Bertino, the ordinance be taken up and pass first reading.

ON THE QUESTION:

Councilperson Olivo once again questioned the cost of same and suggested coming back to Vine Street location.

The Solicitor once again explained the funding.

ROLL CALL - Yeas: Bertino, Clark, Morano,

and Mayor Ingemi.

Nays: Olivo and S. Lewis

Absent: Falcone.

Mayor Ingemi declared the motion carried.

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

Ord#36-2005 Prohibit Left Turn Rt.54

ORDINANCE # 36-2005

PROHIBITING LEFT HAND TURNS AT THE ROUTE #54

**DRIVEWAY INTERSECTION
FOR BLOCK**

403, LOT 1

WHEREAS, the Planning Board for the town of Hammonton has granted preliminary approval for a major site plan application on December 1, 2004 associated with the establishment of a 19,950 SF commercial complex for Block 403, Lot 1, within the Town of Hammonton; and

WHEREAS, said preliminary approval was granted subject to receipt of an approval from the NJDOT indicating their intent to approve the access permit filed on behalf of the applicant's consultant's for the project; and

WHEREAS, the NJDOT has requested that an ordinance be adopted by the Town of Hammonton legally prohibiting the left turn at the Route #54 driveway access for the project; and

NOW THEREFORE, be it ordained, by the Mayor and Council of the Town of Hammonton, as follows:

Section 1. PURPOSE: Left hand turns will be prohibited for entering and exiting the proposed Route #54 driveway access for the property; and

That all other conditions of approval stipulated in the June 20, 2005 letter from NJDOT relating to signage, striping, etc. be included as a condition of the Town's approval; and

That the adoption of this ordinance be subject to the review and approval of the NJDOT recommendations from the Town's Police Chief and Traffic Consultant.

Section 2: REPEALER:

Any other ordinance or parts of ordinances inconsistent with this ordinance shall be in the same or 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 and the provisions of any amendments not inconsistent with this ordinance shall remain in full force and affect as those expressly and fully set herein.

Section 3: EFFECTIVE DATE:

This ordinance shall take effect 30 days after publication and passage according to law.

Section 4: SEVERABILITY:

If any part of this ordinance shall, for any reason adjudged by a Court of competent jurisdiction be declared invalid, such judgment shall not affect, impair or invalidate the remainder of this Ordinance which will be declared severable.

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

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

S. Lewis and Mayor Ingemi.

Nays: None.

Absent: Falcone.

Mayor Ingemi declared the motion carried.

Motion by Councilperson S. Lewis, seconded by Councilperson Olivo, the ordinance be given legal publication and notice of hearing. Motion carried.

Ord#37-2005 Sex Offender Residence

ORDINANCE # 37-2005

ORDINANCE ESTABLISHING SEX OFFENDER

RESIDENCY PROHIBITION

Whereas, the Town of Hammonton wishes to adopt regulations regarding convicted sex offenders, so as to protect the health, safety and welfare of the children of the municipality;

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

Section 1. Purpose:

a. No person over the age of 18 who is a convicted sex offender as stated in N.J.S.A. 2C: 7-2, and who as a result of said conviction is required to register with the proper authorities pursuant to N.J.S.A. 2C:7-1 et seq. shall be permitted to live within 2,500 feet of any school, town park , town playground or day care center in the Town of Hammonton.

b. This section shall not apply to a person who has established a residence prior to the effective date of this ordinance.

Section 2: Penalties

Any violation of this section shall be punishable by a fine not exceeding \$1,000.00 or imprisonment for a term not exceeding 90 days or a period of community service not exceeding 90 days.

Section 3: Repealer

Any ordinance or ordinances in conflict with the provisions of this ordinance are repealed to the extent of such conflict.

Section 4: Effective Date:

This Ordinance shall become effective immediately upon final adoption and publication thereof according to law.

Motion by Councilperson Morano, seconded by Councilperson Clark, the ordinance be taken up and pass first reading.

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

S. Lewis and Mayor Ingemi.

Nays: None.

Absent: Falcone.

Mayor Ingemi declared the motion carried.

Motion by Councilperson S. Lewis, seconded by Councilperson Clark, the ordinance be given legal publication and notice of hearing. Motion carried.

RESOLUTIONS

#R130-2005 Capital Budget Amendment - Town Hall

RESOLUTION # 130-2005

TOWN OF HAMMONTON

CAPITAL BUDGET AMENDMENT

WHEREAS, the local capital budget for the year 2005 was adopted on the 23rd day of May, 2005; 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 addition to the adopted capital budget of the Town of Hammonton be made:

Capital

Total Debt Improvement

Cost Authorized Fund

General Capital Fund

**Construction of a New Town Hall \$7,000,000 \$6,666,000
\$334,000**

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 Morano, seconded by Councilperson Clark, resolution 130 be adopted.

ROLL CALL - Yeas: Bertino, Clark, Morano,

and Mayor Ingemi.

Nays: Olivo and S. Lewis.

Absent: Falcone.

Mayor Ingemi declared the motion carried.

#R131-2005 Refund Holy Name Society St. Joe RC Church

RESOLUTION #131-2005

RESOLUTION AUTHORIZING A REFUND

OF BINGO LICENSE FEES

TO HOLY NAME SOCIETY

OF ST. JOSEPH RC CHURCH

WHEREAS, Holy Name Society of St. Joseph RC Church, 226 French Street, Hammonton, New Jersey did submit \$200.00 for Bingo Games for the following dates:

July 3, 24, 31

August 7, 14, 21, 28

September 11, 25

October 2, 9, 16, 23, 30

November 6, 13, 20, 27

December 4, 18

WHEREAS, the above listed games will not be held and the appropriate amendment for same has been forwarded to Legalized Games of Chance; and

WHEREAS, the fees for Bingo License games were deposited into the Town Clerk account in October of 2004; and

WHEREAS, Susanne Oddo, Town Clerk/Business Administrator, has reviewed same and is in agreement with said refund.

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC AND STATE OF NEW JERSEY that Susanne Oddo is hereby authorized to cause a refund of the Bingo License Fees for games not held to Holy Name Society of St. Joseph RC Church in the total amount of \$200.00; and

BE IT FURTHER RESOLVED that the refund should be made from the Town of Hammonton Prior Year Revenue Account.

#R132-2005 Tax Resolution August

#R 132-2005

R E S O L U T I O N

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

Block Lot REASON ACCOUNT

1501 17 REFUND TAX

2302 1C0024 EXEMPT TAX

3202 2 REFUND WATER/SEWER

1807 26 EXEMPT/REFUND TAX

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.

#R133-2005 Amend Budget Grant "You Drink, You Drive, You Lose

#R 133-2005

WHEREAS, N.J.S. 40A4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount, and

WHEREAS, the Town has received **\$4,000.00 from NJ Division of Highway Traffic Safety "You Drink, You Drive, You Lose"**, and wishes to amend its Budget to include this amount as a revenue.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Town of Hammonton hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the **2005 Budget in the sum of \$4,000.00** which is now available as a revenue from:

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services - Public and Private Revenues Offset with Appropriations:

NJ Division of Highway Traffic Safety "You Drink, You Drive, You Lose"

BE IT FURTHER RESOLVED, that the Town Clerk forward a certified copy of this resolution to the Director of Local Government Services.

#R134-2005 Professional Service Foxboro WWTP

#R134-2005

A RESOLUTION AWARDING A PROFESSIONAL SERVICES

CONTRACT TO FOXBORO FOR HAMMONTON WASTETREATMENT PLANT

WHEREAS, the Town of Hammonton desires to retain the services of a consultant for Wastetreatment Plant Maintenance Services; and

WHEREAS, FOXBORO 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 the resolution authorizing the awarding of the contract for professional services without competitive bidding and the contract itself must be available for public inspection.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC, STATE OF NEW JERSEY, that a professional services contract be entered into with Foxboro with offices located at 33 Commercial Street, Foxboro, MA 02035 for a total compensation not to exceed \$10,000.00; 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 Contracts Laws as Foxboro does maintain the required knowledge and expertise as required under the statutes of the State of New Jersey; 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 Hammonton.

#R135-2005 Approve Firemen's Christmas Parade 12/10/05

RESOLUTION # 135-2005

RESOLUTION AUTHORIZING AND ENDORSING

FIREMEN'S CHRISTMAS PARADE

WHEREAS, the Hammonton Fire Department continues to support the Town of Hammonton in it's effort to promote events such as the Christmas Parade which is scheduled for Saturday, December 10, 2005 (rain date December 11, 2005) @ the hour of 7:00 p.m.;

WHEREAS, Mayor and Council has and continues to support the efforts of the Hammonton Fire Department;

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, STATE OF NEW JERSEY, that the December 10, 2005 (rain date December 11, 2005) Annual Hammonton Firemen's Christmas Parade is acknowledged and endorsed with the following streets being closed:

Route 54 (from WPH to Front Street) from 5:00 to 9:00 pm

Central Avenue (from Bellevue to Vine) from 5:00 to 9:00 pm

All Road openings onto Bellevue Avenue (from WHP to Front Street) be closed

during the event beginning at 7:00 pm

Passmore Avenue (from Egg Harbor Road to Washington Street) from 7:00 to

10:00 pm

Front Street (from Bellevue to Line Street) from 7:00 to 10:00 pm

Liberty Street (from Bellevue Avenue to Fairview Avenue) from 5:00 to 8:00

pm

BE IT FURTHER RESOLVED, that all vendors who shall participate in this one day event shall have their vending fee waived.

#R136-2005 Professional Service Rt 54 Water/Sewer

#R 136-2005

RESOLUTION AUTHORIZING PROFESSIONAL SERVICES

CONTRACTS RELATED TO THE

BELLEVUE AVENUE (US ROUTE #54) WATER AND SANITARY SEWER

REPLACEMENT PROJECT

WHEREAS, the Town of Hammonton has determined that various sewer and water system improvements are necessary, and

WHEREAS, the PROJECT has been identified as the replacement of sanitary sewer and water mains within Bellevue Avenue between Valley Avenue and Third Street, and

WHEREAS, the undertaking of said projects will improve the health, safety and welfare of the citizens of the Town, and

WHEREAS, funding for the projects will be made available from the United States Department of Agriculture-Rural Development (USRD), and

WHEREAS, the USRD requires that the professionals employed by the Town for this project enter into a specific contract outlining their respective services,

NOW THEREFORE BE IT RESOLVED that:

1. The Mayor hereby be authorized to execute the contacts with the following professionals for their respective roles in the project:

Swartz & Company Auditing Services \$3,000.00

Angela Costigan, Esq. Legal Services 5,000.00 McManimon and Scott,
L.L.C. Bond Counsel \$12,000.00

Adams, Rehmann, & Heggan, Assoc., Inc. Survey/Design/

Permitting/

U
S
R
D

A
d
m
i
n
i
s
t
r
a
t
i
o
n

\$
9
9
,
9
4
6
.
0
0

Adams, Rehmann, & Heggan, Assoc., Inc. Const. Mgt./Inspection/

Construction Layout 58,659.00

2. A copy of this resolution along with the attached contracts be provided to the USRD.

#R137-2005 Apply Grant DEP Stormwater Activities

Attachment A

GRANT AGREEMENT

BETWEEN

TOWN OF HAMMONTON

AND

THE STATE OF NEW JERSEY

BY AND FOR

THE DEPARTMENT OF ENVIRONMENTAL PROTECTION

GRANT IDENTIFIER: WQ05-014

GOVERNING BODY RESOLUTION

The governing body of TOWN OF HAMMONTON desires to further the public interest by

(print Grantee's Name)

obtaining a grant from the State of New Jersey in the amount of \$10,000.00 to fund stormwater activities as described in the Scope of Services.

Therefore, the governing body resolves that Anthony Ingemi or the successor to the office of

Mayor is authorized (a) to make application for such a grant, (b) if

(print title of authorized official) awarded, to execute a grant agreement with the State and (c) to execute [] any amendments thereto [] any amendments thereto which do not increase the Grantee's obligations.

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

#R138-2005 Grant Preliminary Utility Extension Main Rd.

#R138-2005

**RESOLUTION GRANTING PRELIMINARY UTILITY EXTENSION APPROVAL AND
AUTHORIZING MAYOR TO EXECUTE STATE APPLICATIONS FOR WATER AND SEWER
EXTENSIONS**

WHEREAS, MMG Realty Holdings, LLC with offices located at 204 Jamestown Boulevard, Hammonton, Atlantic County, New Jersey has made an application to the Town of Hammonton for water and sanitary sewer extensions for a 42 unit apartment complex located along Main Road, known as Block 4801, Lots 6 & 6.01 within the R-3A zone of the Town of Hammonton; and

WHEREAS, the plans, specifications and accompanying documents have been reviewed by Adams, Rehmann & Heggan Assoc., Inc. along with the Water and Sewer Superintendents for the Town of Hammonton and a report to MUAC in 2005 was provided for MUAC's consideration; and

WHEREAS, the applicant's attorney and the design consultant appeared before the Hammonton MUAC and where they received a favorable recommendation for preliminary utility extension approval subject to compliance with the conditions noted in the Engineer's report to MUAC dated August 1, 2005; and

WHEREAS, the Hammonton Planning Board did grant preliminary major developmental approval with conditions on June 15, 2005; and

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

WHEREAS, the NJDEP must review and approve the design plans, specifications, reports, etc and allocation allotments for public water to service the property.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC AND STATE OF NEW JERSEY that preliminary utility extension approval is hereby granted consistent with ARH report to MUAC dated August 1, 2005 that said the Town preliminary approval is conditioned n the NJDEP approval of the project design plans, specifications, reports, etc and the approval allocation allotments for public water to service the property; and

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

#R139-2005 Re-Endorse Preliminary Approval SMA (Water/Sewer) Time Extension

#R 139-2005

RESOLUTION RE-ENDORSING PRELIMINARY APPROVAL TO SMA LAND DEVELOPERS, LLC DUE TO LITIGATION FORCING PERMIT EXPIRATION

WHEREAS, SMA LAND DEVELOPERS, LLC., made application to the TOWN OF HAMMONTON for water and sewer extensions for a project located on Lots 1, 24, and 25 in Block 1706 on the Tax Map of the Town of Hammonton.

WHEREAS, the proposed project consists of the construction of approximately 6025 linear feet of 8" and 12" water main to service twenty seven (27) single family homes at estimated flow of 8,100 gallons per day; and

WHEREAS, the TOWN OF HAMMONTON granted an approval for said water and sewer extensions on June 18, 2001 under Resolution #121-2001; and

WHEREAS, following receiving approval from the TOWN OF HAMMONTON, SMA LAND DEVELOPERS, LLC., obtained an approval and permit to allow said installation from the New Jersey Department of Environmental (NJDEP) Water Supply Administration - Bureau of Safe Drinking Water on July 10, 2002 under NJDEP Permit W-12-01-7032; and

WHEREAS, SMA LAND DEVELOPERS, LLC., was involved in litigation entitled Gandolfi et al. v. Town of Hammonton and S.M.A. Developers, Docket No. A-2665-02T3; and

WHEREAS, said litigation surpassed the expiration period of the TWA approval which was March 4, 2004; and

WHEREAS, said litigation also prevented the DEVELOPER from seeking an extension to the Water Distribution System Permit approval; and

WHEREAS, said litigation was concluded on March 23, 2004 whereby the Appellate Division of the Superior Court of New Jersey sustained the Planning Board's original approval of the SMA LAND DEVELOPERS' project known as Highland Farms; and

WHEREAS, SMA LAND DEVELOPERS' with the conclusion of the litigation intends to proceed with the construction of the project; and

WHEREAS, based on the findings of the Superior Court the TOWN OF HAMMONTON has no reason not to process the Water System Distribution application that was previously approved; and

WHEREAS, the NJDEP has informed the DEVELOPER that the TOWN must request a time extension to the prior approval granted on June 18, 2001; and

WHEREAS, the DEVELOPERS' Design Engineer, James Schul of Aqua Terra has presented an affidavit to the TOWN affirming that the water system design plans comprising the June 18, 2001 approval remains unchanged; and

WHEREAS, the proposed water and sewer utility extensions remain consistent with the Town's Utility Master Plan; and

WHEREAS, the NJDEP must review said water main extension renewal application to ensure the project design plans and allocation meet all applicable standards; and

NOW THEREFORE BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL of the Town of Hammonton of the County of Atlantic, State of New Jersey that

the Mayor is hereby authorized to execute the appropriate documents that are associated with the time extension request to the NJDEP for the water distribution system improvements.

BE IT RESOLVED the following:

1. That said water main extension renewal for the SMA project must meet all applicable design and allocation standards of the NJDEP in order for the permit to take effect.
2. Prior to the start of construction the DEVELOPER is required to upgrade the construction estimates that were originally prepared for the project improvements upon which performance bonds and inspection escrow will be based.

Motion by Councilperson Bertino, seconded by Councilperson Morano, resolutions numbered 131 thru 139 be adopted.

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

S. Lewis and Mayor Ingemi.

Nays: None.

Absent: Falcone.

Mayor Ingemi declared the motion carried.

#R140-2005 Award Bid Egg Harbor Rd/Road Utility

#R 140-2005

AWARD OF CONTRACT FOR THE INSTALLATION OF SANITARY SEWER ALONG PORTIONS OF EGG HARBOR ROAD, 11TH STREET AND WASHINGTON STREET, PHASE I AND IA

WHEREAS, the Town of Hammonton has received a portion of the project funds through the USRD Program and through the set aside of municipal funds; and

WHEREAS, the Town of Hammonton has properly advertised and received bids for the project; and

WHEREAS, the lowest responsible bidder for the project was FW Shawl & Sons Inc. of Marmora, NJ with a total bid of \$419,935.00; and

WHEREAS, the Town is desirous of awarding the contract to the low bidder; and

WHEREAS, the award shall be subject to the approval of the USRD, the Town Solicitor and certification of the availability of funds; and

NOW, THEREFORE BE IT RESOLVED THAT the Mayor and Town Council of the Town of Hammonton hereby award the contract for INSTALLATION OF SANITARY SEWER ALONG PORTIONS OF EGG HARBOR ROAD, 11TH STREET AND WASHINGTON STREET, PHASE I AND IA to FW Shawl & Sons Inc. in the amount of \$419,935.00 subject to review and approval by the USRD the Town Solicitor and certification of the availability of funds.

Motion by Councilperson Bertino, seconded by Councilperson Morano, resolution 140 be adopted.

ROLL CALL - Yeas: Bertino, Clark, Morano,

and Mayor Ingemi.

Nays: Olivo, S. Lewis.

Absent: Falcone.

Mayor Ingemi declared the motion carried.

#R141-2005 Authorize Karabashian Apply for Grants

#R 141-2005

RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES

CONTRACT WITH KARABASHIAN EDDINGTON PLANNING GROUP LLC

Whereas, the Mayor and Council of the Town of Hammonton wish to authorize the execution of a contract with Karabashian Eddington Planning Group LLC of PO Box 2173, Ventnor, NJ 08406 for various projects as follows:

1. Assess existing Town Hall property for reutilization as a possible Cultural Center serving entire community (rehabilitation grant amount \$250,000)
2. Transit Village Application and 11th & Washington Streets Redevelopment Area
3. Re-submit grant request for Route 30 corridor study in Hammonton

WHEREAS, Karabashian Eddington Planning Group LLC will provide

professional services at no cost to the Town of Hammonton;

Now, therefore, be it resolved, that the Mayor and Council of the Town of Hammonton, County of Atlantic, authorize execution of said contract; and

Be it further resolved, that copies of the contract referenced herein shall be kept on file and made available for public inspection at the Municipal Clerk's office during normal business hours; and

Motion by Councilperson Bertino, seconded by Councilperson Olivo, resolution 141 be adopted.

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

S. Lewis and Mayor Ingemi.

Nays: None.

Absent: Falcone.

Mayor Ingemi declared the motion carried.

LICENSE APPLICATIONS

MB Taylor Masonic Lodge Raffle 11/22/05

Motion by Councilperson Olivo, seconded by Councilperson S. Lewis, license applications be approved as recorded by Clerk. Motion carried.

PUBLIC HEARD

Tony Gatta - Representing Neighbors between Grape & Central

Mr. Gatta stated he and his neighbors are being disturbed by loud and speeding trucks approximately 30 times per day. They realize this is a county road and Chief Ingemi has been working with them regarding this issue.

Chief Ingemi advised he did a traffic study in this area. The fact is that they are speeding and we have to put more time out there.

Mark Santora - Old Forks Road

Mr. Santora thanked Mayor and Council for looking into drainage and sewer problems on Old Forks Road per his request and asked that Mayor and Council continue to support him in remedying the problems in this area. He advised of discrepancies in plans at the development. He also advised that his mother receives a farmland assessment and if her property becomes contaminated and unable to farm it would be a financial burden to her. He once again thanked Mayor and Council and was excused.

Mike Pajic - 841 Oakwood Drive

Mr. Pajic thanked Mayor and Council and Chief Ingemi for introducing the Ordinance pertaining to sex offenders this evening. He stated he is a father and grandfather and fully supports this ordinance.

John Woods - 299 Messina Avenue

Mr. Woods reminded Mayor and Council of the purpose of the Noise Ordinance which was tabled this evening. He stated that he attends council meetings monthly and he made reference to various incidences where property owners have come before Mayor and Council complaining of noise problems. He stated he and other property owners have been told that there is nothing that can be done about noise in the middle of the night because there is no noise ordinance regulating or prohibiting same. Whether it be a rock and roll band practicing in the garage all

night or a local trucker idling a truck all night, he stated that we need the protection that the proposed noise ordinance would provide.

Chief Ingemi reminded Mr. Woods as well as members of Council that everyone in this country has the right to sign a complaint and the police can assist them with their complaints of noise.

Mr. Woods stated that when he says that nothing can be done without a noise ordinance he is only speaking about what he has been told by members of this body and he does not mean any harm to anyone.

Chief Ingemi advised Mr. Woods that if an unresolved problem exists he is welcomed to contact the Chief personally as are other citizens of Hammonton.

New Election Law

Councilperson Olivo stated he would like to take any action at the next council meeting pertaining to the new election law. He feels there is a discrepancy in attorneys opinions.

Solicitor advised there is no discrepancy. This year the Mayor will be elected to a 4 year term. Unless Mayor and Council wish to go to a ward system which would allow 4 year terms for council members, the council must remain at 2 year terms.

#R 142-2005 Resolution 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 Morano, seconded by Councilperson S. Lewis, the resolution be adopted.

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

S. Lewis and Mayor Ingemi.

Nays: None.

Absent: Falcone.

Mayor Ingemi declared the motion carried.

Resume Regular Order of Business

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

ADJOURN

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

Susanne Oddo, Town Clerk/Administrator