

Minutes  
REGULAR MEETING OF COUNCIL  
Held in Town Hall Council Chambers  
100 Central Avenue, Hammonton, N.J.  
Monday, August 27, 2007 at 7:00 P.M.  
Minutes can be viewed at [www.townofhammonton.org](http://www.townofhammonton.org)

MEETING CALLED TO ORDER BY MAYOR DIDONATO at 7:00 pm

ROLL CALL

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

PRESENT ALSO

Brian Howell, Town Solicitor  
Bob Vettese, Town Engineer

PLEDGE OF ALLEGIANCE

PUBLIC NOTICE

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

PUBLIC HEARD FOR AGENDA ACTION ITEMS

APPROVAL OF MINUTES

Motion by Councilperson Vitalo, seconded by Councilperson Wuillermin, approve the minutes of the Regular Meeting – July 23, 2007 as recorded by the Clerk. Motion carried.

DISPENSE WITH REGULAR ORDER OF BUSINESS

1. Boyer Avenue Project Presentation

Mr. Jerry Barberio, Recreation Advocate of Mayor Action Team, gave a presentation on the Boyer Avenue Recreation Project. He reviewed the proposed plan for playing fields, parking, rest rooms, walking track, etc. He advised that they are currently looking into the possible sale of the 11<sup>th</sup> Street Rec Site which is zoned Industrial to fund this proposed Boyer Avenue Rec Project.

Councilperson Colasurdo stated for the public that if the Town sells the 11<sup>th</sup> Street site then we must double the recreation space and utilize those funds for this proposed recreation facility.

Councilperson Wuillermin added that the current 11<sup>th</sup> Street recreation site was originally put in place as a temporary solution to Hammonton's recreational needs.

Councilperson Bertino questioned cost of proposed project?

Mr. Vettese of ARH advised approximately 4 or 5 million.

Councilperson Bertino questioned if the Town would be seeking Green Acres Funding for this project?

Mr. Barberio stated they are currently looking into different funding options and can also look into Green Acres Funding.

Councilperson Vitalo questioned the need for water and sewer service to this area?

Bob Vettese advised on the status of the current project which would bring water and sewer to Boyer Avenue Rec Site Fields.

Mr. Barberio also advised Mayor and Council on the Senior Community Center which resolutions for same appear on agenda this evening under New Business.

Councilperson Bertino questioned the use of the current recreation offices at Hammonton Lake Park for the proposed senior community center?

Mr. Barberio stated that they were proposing to utilize the current building as well as adding onto the front of it.

Councilperson Bertino suggested an interlocal agreement with Atlantic County for this senior center.

Councilperson Vitalo also mentioned he would like the boat house to remain the boat house.

2. Town Hall Committee Report

Mr. Steve DiDonato was present to update council on the progress of the new town hall project. He advised that Craig testing has approved all work thus far including the steel and concrete. He dispersed a handout to Mayor and Council. He also reported that Chief Ingemi forwarded a letter to him requesting that a new tower be placed on the new town hall building but he is not ready to report on this phase of the project yet.

Chief Ingemi, who was seated in the audience, stated for the record that he submitted the proposal for the new tower per the architect's request.

Authorize Purchase Order - Historic Building Painting of Railings

Motion by Councilperson Bertino, seconded by Councilperson Wuillermin, authorize a purchase order to Joseph Bagliani in the amount of \$1200 to paint railings on historic building.

ROLL CALL

Councilpersons:

Bertino - Y

Colasurdo - Y

Marino - Y

Massarelli - A

Vitalo - Y

Wuillermin - Y

Mayor DiDonato - Y

Mayor DiDonato declared the motion carried.

3. Skateboard Park Presentation

Mr. Alan Campione was present to propose a skate park for all residents of Hammonton. He thanked everyone for their support during his recent loss. He stated that he and Gabrielle's friends wanted to do something in her memory and felt that a skate park in the Town of Hammonton would be beneficial. He stated that he would also like to place the proposed skate park at the Town of Hammonton Eleventh and Washington Street Municipal Property. He reviewed his plan with Mayor and Council which included the skate area as well as a toddler playground, a fitness center and a sitting area. He advised of the newly established website for those who are interested in volunteering for this project. He spoke on traffic control, accessibility, safety and security. He encouraged input from residents of this community.

Hank Rodio - 12<sup>th</sup> Street

Mr. Rodio advised that Vincenzo Penza has set up the website for this cause.

Debra LaManna - Main Road

Ms. LaManna extended her support to the Campione family and spoke of her own losses and stressed that all children need supervision and education and emotional support. She stated she felt a children's support counselor would be a good idea to also be located at this skate park.

Mr. Campione stated he cannot address problems that occur in the home.

Mayor DiDonato stated that the proposed community center may be a better place for the children support group.

Mr. Barberio came forward once again to advise on Tony Hawk grant packages ranging from \$20,000 to \$25,000 per year. This is only one source of funding that he has researched. He advised, for those who are not aware, that Tony Hawk is a famous skate boarder.

The Town Clerk reminded Council that all safety issues must be strictly followed under JIF guidelines.

After a discussion of Mayor and Council it was on motion by Vitalo, seconded by Councilperson Marino, endorse proposed skate park on Town owned 11<sup>th</sup> Street property subject to all necessary approvals and lease agreement.

Councilperson Colasurdo questioned if Mr. Campione would be willing to place the proposed skate park at another location, if necessary?

Mr. Campione stated yes but he strongly prefers the 11<sup>th</sup> Street Municipal Site.

ROLL CALL

Councilpersons:

- Bertino - Y
- Colasurdo - Y
- Marino - Y
- Massarelli - A
- Vitalo - Y
- Wuillermin - Y
- Mayor DiDonato - Y

Mayor DiDonato declared the motion carried.

4. Hearing Ordinance 26-2007 Police Rules by Title Only

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

On the Question

Councilperson Colasurdo questioned Solicitor if the revised wording is what was agreed upon by Council at the introduction of this ordinance?

Solicitor responded, yes.

No one else desired to be heard.

Motion by Councilperson Bertino, seconded by Councilperson Vitalo, the hearing be closed, the ordinance be adopted and given legal publication.

ROLL CALL

Councilpersons:

- Bertino - Y
- Colasurdo - Y
- Marino - Y
- Massarelli - A
- Vitalo - Y
- Wuillermin - Y
- Mayor DiDonato - Y

Mayor DiDonato declared the motion carried.

RESUME REGULAR ORDER OF BUSINESS

COMMITTEE REPORTS

Councilperson Vitalo

- Lake closed to swimming due to change in lifeguard qualifications
- Update clean flow
- Environmental commission requesting alternates (requested Solicitor to investigate)
- Hawks need helmets donated if anyone is interested
- Congratulated Zack Well who won a prize for a poster
- Parks and Rec report (request clerk to forward letter to NJ Transit concerning upkeep)
- Request 5 mile per hour speed limit on 7<sup>th</sup> Street park, inside park

Mayor requested recycling toters at all events.

Councilperson Bertino

- Board of Education Report
- Bids received for demolition of buildings-cost estimate approximately \$80,000
- Settlement agreement between Board and Robert Armstrong
- Meeting between school and town for 2 police officers for upcoming school year

Chief Frank Ingemi was present to advise on Board of Education interlocal services agreement which resulted from a request from the board for an officer to be located at Hammonton Middle School as well as Hammonton High School. Originally, it was suggested to bring in an officer from another township which was not approved. It was then

decided to bring back retired Officer Cramer for the middle school position and he will be paid by the school and the Town will reimburse the school through the DARE program.

Referred to New Business for resolution for interlocal agreement.

Councilperson Bertino continued

Report on no child left behind  
Bus route report  
Dress code report

Councilperson Vitalo applauded the Board of Education for their recent 0 percent budget increase which took a burden off the Hammonton taxpayer.

Councilperson Bertino added that Hammonton has been recognized as the lowest cost per pupil and the State plans to use our school system as an example to other schools.

Councilperson Marino

Report on emergency tree removal  
Commended highway department employees as they are very dedicated and willing to serve  
New trash pickup schedule implemented this week which has cut back on overtime  
Highway department cleaning up abandoned properties and town placing lien on same  
Road improvements-Cottage, Elm, Third, Central  
Dennis Levinson assured that all bridges in Atlantic County are safe

Councilperson Wuillermin

14<sup>th</sup> Street well currently under construction  
water allocation testing delayed  
completed work on trickle irrigation at Boyer Avenue site  
South Jersey Gas contamination  
Lake Water Quality Committee report topic is pets  
Emergency water main break 4<sup>th</sup> & Fairview

Award Quote Repair Water Main 4<sup>th</sup> & Fairview

Falco & Bisconti	\$7850.00
Pioneer Pipe Contractors	\$8500.00

Motion by Councilperson Wuillermin, seconded by Councilperson Bertino, authorize a purchase order to Falco & Bisconti in the amount of \$7850 for repair of water main on 4<sup>th</sup> & Fairview.

ROLL CALL

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

Mayor DiDonato declared the motion carried.

Councilperson Massarelli

Award Quote Fall Banner

Display Sales	\$4150.00
Humphrys Flag	\$4345.00
Northstar Flag	\$4480.00
Carrot Top Industries	\$4901.45
Advertising Systems	\$6250.00

In Councilperson Massarelli's absence it was on motion by Mayor DiDonato, seconded by Councilperson Wuillermin, authorize a purchase order to Display Sales in the amount of \$4150 for fall banner.

ROLL CALL

Councilpersons:  
Bertino - Y  
Colasurdo - Y  
Marino - Y  
Massarelli - A  
Vitalo - Y

Wuillermin - Y  
 Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

### Employee Evaluations

In Councilperson Massarelli's absence the Clerk reported that she was requesting that the employee evaluations be placed in Administration committee to be reviewed.

Motion by Councilperson Wuillermin, seconded by Councilperson Bertino, authorize Administration committee to review employee evaluation form and process. Motion carried.

### Councilperson Colasurdo

Report on Drug bust

Report on problems with delivery of new trash truck due to emission standards (request Solicitor to request some type of compensation)

Chief Ingemi added that the new emission engine would cost far more than the old and the town may have actually received an engine at a higher cost than bid. However, he does not feel this should be a reason for the truck to be delayed.

Motion by Councilperson Marino, seconded by Councilperson Colasurdo, authorize Solicitor to forward letter to Mr. Turk concerning delay in receipt of new trash truck. Motion carried.

### Councilperson Colasurdo continued

New Jersey 1<sup>st</sup> State to go online to identify guns used in a crime

Report on painting Pierce Firetruck & vehicle repairs & upgrades

Look into Federal Grant for Fire & Rescue

Councilperson Marino reported on new Attorney General trying to implement use of stun guns in New Jersey. He reported on a recent altercation in where 2 police officers were seriously injured.

### REPORT

### SEWER & WATER - ACTION ITEMS

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

Our survey department continues to gather base line survey data related to this project. One of the requirements of the funding agreement is that a Public Hearing must be conducted and notification of the Public Hearing must be sent to the residents in the project area. Representatives from the NJDEP will be able to attend the Public Hearing to answer further details related to the project and requirements for project funding. The Council should decide on a few dates and times when the Public Hearing could be set. We will then contact the NJDEP related to their availability. We will await for Councils Response.

Now with the bond ordinance in place for the project, the NJDEP funding agreement with the Town must now be reviewed in further detail by the Solicitor and if satisfactory executed by the Mayor so that the NJDEP funding for the project could be established.

Motion by Councilperson Wuillermin, seconded by Councilperson Colasurdo, authorize engineer to establish dates for Public hearing related to the project subject to NJDEP confirmation. Motion carried.

#### 2. KMD Main Road Water Interconnect Subdivision (11-20180):

At the time the applicant sought approval for the water main extension, the Utility Committee requested consideration to provide an additional water interconnect to the adjacent Royce Run/The Meadows residential project. The request was made subject to the applicant providing a cost to the Town to complete the interconnect. We have recently received a cost estimate from the site contractor to complete this work totaling \$12,520.00. We reviewed the cost with the Sewer and Water Committee along with the Water Superintendent. It was recommended by the Committee and Water Superintendent that the request for the interconnect originally stipulated by the Town be eliminated. Both projects presently are serviced by looped water systems and therefore the additional expense associated with the interconnect would not provide any substantial benefit to either system on the Town's water master plan.

Motion by Councilperson Bertino, seconded by Councilperson Colasurdo, to stipulate that the interconnect of the water main between the two projects originally recommended for approval be rescinded and authorize a letter directed to the developer noting the Council's decision.

### ROLL CALL

Councilpersons:  
 Bertino - Y

Colasurdo - Y  
 Marino - Y  
 Massarelli - A  
 Vitalo - Y  
 Wuillermin - Y  
 Mayor DiDonato – Recused

Mayor DiDonato declared the motion carried.

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

**Major Modification Application:**

The Aquifer Testing Program (ATP) to be performed by AC Schultes of Woodbury has been ongoing since June 20, 2007. All of the observation wells have been installed. We have consciously refrained from the step-draw down test and the 72-hour pump tests at all facilities until after the peak demand season. Therefore, this activity will commence in mid September. The sequence will be to perform the 72 hour pump test first at Lincoln Street, then Well #4 and finally at Well #5. Once the aquifer testing program is completed a report with its findings will be submitted to the NJDEP for approval as a prerequisite for the desired increases in diversion.

Within our last report we indicated that an inspection proposal in support of the aquifer testing activity increase in scope was in the process of being developed. The proposal is attached hereto for Council's consideration. The proposal was reviewed last month with the Water and Sewer Subcommittee and the expansion in scope is outlined resulting in an increase in the amount of \$25,700.00.

**Future Well:**

As previously reported, part of the Aquifer Testing Program includes the drilling of three pilot wells at three different locations. These locations are the areas where we discussed with the NJDEP, NJ Geologic Survey and Pinelands as to possible future well sites. When certain data has been collected regarding the three pilot well locations, we will submit to the Town a proposal for siting the test well for Well #8.

Motion by Councilperson Wuillermin, seconded by Councilperson Colasurdo, authorize an increase to ARH's contract for construction management services associated with the Aquifer Testing Program in the amount of \$25,700.00 per the attached proposal.

**On the Question**

Councilperson Marino questioned where the funding will come from?

Mr. Frank Zuber, Town Accountant, advised Councilperson Marino.

**ROLL CALL**

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

Mayor DiDonato declared the motion carried.

**PUBLIC WORKS - ACTION ITEMS**

**4. 11<sup>th</sup> Street Soils Investigation/Disposal (11-01000-101):**

As requested by the Clerk and Frank Zuber, we forwarded them a copy of the soils analysis completed by Aqua Tex Transport so that it may be sent to the Town's insurance carrier. It is our understanding that the cost for disposal of the soil will not be eligible for an insurance claim, therefore an amendment to an existing bond ordinance must be made to establish the funds to complete the soil removal and disposal estimated to be \$10,000.00. As noted in our engineer's report of June 25<sup>th</sup>, price quotes received from Aqua Tex Transport of Hammonton for \$59.00 per ton. It was recommended that an award be given to Aqua Tex Transport for a cost of \$59.00 per ton plus \$500.00 for reporting and administrative tasks for a cost not to exceed \$10,000.00.

Request held until the bond ordinance amending the purpose is adopted.

**5. Redistribution of Atlantic County Open Space Trust Funds (11-01064)(Proposal #07-0491):**

We received a response from Renae Fehr from the County regarding the reallocation request of Recreation of Open Space funds to property that fronts Walmer Street owned by the Harborwood Condominium Association rather than the Westcott tract. She advised that although this is possible, a

formal application for the Walmer Street property known as Block 3001, Lot 1.01 must be made to the County. We have prepared a proposal to Mayor and Council to complete this work for consideration. A copy of which is attached to this report.

Motion by Councilperson Colasurdo, seconded by Councilperson Vitalo, authorization by Mayor and Council to proceed with completion of the application to Atlantic County to request the parcel noted as a portion of Block 3001, Lot 1.01 be included in the Round #6 funding consideration. The cost to complete this work would be \$1,950.00.

**ROLL CALL**

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

Mayor DiDonato declared the motion carried.

**6. Madison Woods Subdivision (11-20173):**

At the request of the Developer, we have visited the site to determine what, if any, outstanding items remain in order for the Developer to be released of his Performance Guarantee. A letter dated August 22, 2007 attached hereto has been forwarded to the Developer and Committee on Quality of Life outlining those items which require attention. Since the items are minor in nature and all of the homes have been constructed, we would not object to this request for release of the performance bond subject to the conditions outlined in the noted letter.

Motion by Councilperson Wuillermin, seconded by Councilperson Colasurdo, approve the release of the Performance Guarantee subject to all of the conditions of the August 22, 2007 letter of which included, but is not limited to the posting of a Maintenance Guarantee, obtaining approval from the Committee on Quality of Life, and ensuring that any and all outstanding professional service invoices have been paid.

**ROLL CALL**

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

Mayor DiDonato declared the motion carried.

**7. Elm & Cottage Roadway Reconstruction (11-40032):**

ARH has advertised this project in accordance with the Local Public Contracts law and will receive bids on August 24, 2007. ARH will then provide Mayor and Council with an award recommendation the night of the Council meeting. We have also attached a copy of the ARH proposal for construction management for the project for Council's action

**Bid Results – August 24, 2007**

<u>Bidder</u>	<u>Base Bid</u>	<u>Alt 1</u>	<u>Alt 2</u>	<u>Total</u>
American Asphalt Co.	185,874.20	7,767.00	2,588.00	196,229.20
Asphalt Paving Systems	207,150.00	9,000.00	3,200.00	219,350.00
DiMeglio Const. Co.	193,288.70	10,440.00	3,880.00	207,608.70
Marandino Concrete Co.	181,325.00	8,280.00	4,800.00	194,405.00

Refer to New Business for resolution to award bid and motion by Councilperson Bertino, seconded by Councilperson Colasurdo, approve ARH proposal for construction management totaling \$18,500.00 and supply purchase order for execution.

**ROLL CALL**

Councilpersons:  
 Bertino - Y  
 Colasurdo - Y  
 Marino - Y  
 Massarelli - A  
 Vitalo - Y

Wuillermin - Y  
Mayor DiDonato –Y

Mayor DiDonato declared the motion carried.

**8. Survey/Base Plan, Vine Street and Second Street (07-0488):**

As requested by the Mayor and Council, ARH has prepared a proposal to complete the survey work and preparation of a base plan for the following roadways.

Vine Street – Central Avenue to Egg Harbor Road  
Second Street – Bellevue Avenue to Cherry Street

Motion by Councilperson Wuillermin, seconded by Councilperson Vitalo, approve ARH proposal totaling \$7,300.00 to complete the work described in the attached proposal and authorize the issuance of a purchase order for the work.

**ROLL CALL**

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

Mayor DiDonato declared the motion carried.

**9. Boyer Avenue Recreation (11-50099):**

**Phase III**

Previously we submitted a proposal for Council's consideration. Since that time we have revised our proposal, as a result of ongoing project discussions with Town Officials for a modified work scope. The revised proposal has been included as an attachment to this report.

Motion by Councilperson Marino, seconded by Councilperson Vitalo, authorize ARH to begin preliminary design efforts to prepare a plan set that can be submitted to Pinelands for permitting purposes in an amount of \$15,000.00.

**ROLL CALL**

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

Mayor DiDonato declared the motion carried.

**10. Raspberry Run Site Plan (11-20186):**

At the request of the Developer, we have visited the site to determine what, if any, outstanding items remain in order for the Developer to be released of his Performance Guarantee. A letter dated August 22, 2007 has been forwarded to the Developer and Committee on Quality of Life outlining those items which require attention. Since the items are minor in nature we would not object to this for performance bond release compliance with request for performance bond release subject to compliance with the conditions outlined in the noted letter attached to this report.

Motion by Councilperson Colasurdo, seconded by Councilperson Bertino, approve the release of the Performance Guarantee subject to all of the conditions of the August 22, 2007 letter of which includes but is not limited to the posting of a Maintenance Guarantee, obtaining approval from the Committee on Quality of Life, and ensuring that any and all outstanding professional service invoices have been paid.

**ROLL CALL**

Councilpersons:  
Bertino - Y  
Colasurdo - Y  
Marino - Y  
Massarelli - A  
Vitalo - Y

Wuillermin - Y  
 Mayor DiDonato – Recused

Deputy Mayor Wuillermin declared the motion carried.

**11. Hammonton Ford Site Plan (11-20169):**

We have been contacted by the Owner of the noted facility requesting release of the Performance Guarantee posted for the project. In October of 2006, this matter was brought before Council and approved subject to certain conditions of which one was posting a Maintenance Guarantee. Since this project has been substantially complete since early in 2005, and since the dealership has changed ownership during that time period, we would not object if the Council considered forgoing the Maintenance Guarantee requirement. In essence, the Town has held more than 15% of the original Guarantee for the last two years which is normally the amount and time frame required for a maintenance bond. However, we would be guided by Council's recommendations.

Motion by Councilperson Wuillermin, seconded by Councilperson Colasurdo, approve the release of the Performance Guarantee and waive the requirement for posting of a maintenance guarantee subject to obtaining approval from the Committee on Quality of Life and ensuring that any and all outstanding professional service invoices have been paid.

**On the Question**

Councilperson Wuillermin stated he does not have a problem with release of this bond but he wants to make sure that Quality of Life committee review conditions of drainage pond to be sure that it meets original requirements.

Councilperson Bertino stated he has a problem with releasing the applicant from the 2 year maintenance guarantee and motioned to change the original motion to reflect same, seconded by Colasurdo to release performance guarantee but not waive the requirement of the maintenance guarantee.

**ROLL CALL**

Councilpersons:

Bertino - Y

Colasurdo - Y

Marino - Y

Massarelli - A

Vitalo - Y

Wuillermin - Y

Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

**SEWER & WATER INFORMATION ITEMS**

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

Council has previously authorized final payment to the Contractor contingent upon approval of a Maintenance Guarantee. The guarantee has been approved but we are waiting for restoration work to be completed at one of the intersections prior to releasing the final check. Upon completion of this work, our office will requisition the final funds from the USRD so that the project can be closed out.

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

Council previously authorized final payment to the Contractor contingent upon completion of the punchlist items. Subsequent to the last meeting, these items have been addressed and the Contractor has been forwarded his final payment.

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

Since the funds for this project have been reactivated, ARH has reviewed the status of the design and will provide the water and sewer sub-committee with an update relative to obtaining the necessary NJDEP approvals and ultimately moving towards project construction.

**15. Anderson Avenue Drainage (ARH Proposal #07-0299):**

As requested last Council meeting, we will meet with the Public Works Committee to review what information we presently have for this area and discuss options for consideration.

**16. Route #54/Front Street Stop Bar Location (11-01000):**

We received a letter from the NJDOT indicating that the request to relocate the second stop bar on Route #54 at the southerly side of the Front Street intersection was assigned to a reviewer who will investigate the request. We will keep Council informed of further developments.

17. **Well #6 Investigation Hammonton Lake Park (11-30088-08):**

We are in the process of seeking prices from area well drillers to complete the installation of a new irrigation well at the Hammonton Lake Park Complex to serve as a source for irrigation of the existing fields. Once obtained, we will review the cost with the Water/Sewer committee in order to provide a recommendation to Council.

18. **Mortellite Family Subdivision – Sanitary Sewer Service (11-11001):**

The Sewer and Water Committee have been conducting initial discussions with the design engineer for the project associated with the possibility of providing sanitary sewer to this section of the Town. The subdivision falls within the sewer service area bounded by 13<sup>th</sup> Street, Chew Road, 12<sup>th</sup> Street and 2<sup>nd</sup> Road. In order to service this area a pump station would be required within the property limits of the proposed project. ARH is in the process of preparing a proposal to complete the design and permitting for a pump station design in conjunction with the Master Plan objective. We would hope to have the proposal ready for the Utility committee's review and subsequently to the Mayor and Town Council for the September 10<sup>th</sup> meeting.

19. **Getty Gas Station Site Remediation – Block 2504, Lots 4 & 4.01 (11-50128):**

We have received a request from the design consultant from the Getty Oil Company regarding their request to discharge treated water on a limited time basis to the Town's sanitary sewer system. We are in the process of establishing design, discharge, sampling and volume parameters for the project with the Sewer Superintendent, the Sewer and Water Committee and Solicitor. The request will require a discharge permit from the NJDEP. The goal would be to establish necessary safeguards and limitations to this request for discharge so as to have no impact to the Town's treatment process. Once we obtain additional information for review, we will provide updates to the Mayor and Council.

20. **The Heritage Assisted Living Sanitary Sewer Service Addition (11-20149):**

The Sewer and Water Committee along with the Sewer Superintendent have met with the complex owner and attorney related to the requirements to request sanitary sewer approval for connection of a proposed additional 19 units, 30 beds and related appurtenances for the above noted complex. We have also discussed the request for additional information with the projects design consultants. We will keep Mayor and Council informed of further progress.

21. **Well #7 Change Order #1 (11-30131):**

At the last meeting, the Town authorized Change Order #3 in the amount of \$48,732.00 representing electrical upgrades to the Well #5 facility to accommodate the addition of Well #7. Additionally, the structural repairs at the Lincoln Street complex involving Well #3 and the Chemical Building were also discussed. In the event that the estimated cost of demolishing and rebuilding the Well #3 building and the Chemical Building was authorized, the total change orders including #1 through #4 would raise the bid amount above 20% of the original awarded contract. As a result, Council desired the Solicitor to review the parameters associated with increasing the cost above the 20% threshold with the Department of Community Affairs. A draft form of resolution was sent to the DCA representative for his review and comment. The representative has provided feedback to the draft resolution and suggested certain modifications to aid in the clarity of intent, but indicated that the resolution met the objectives of the law.

Council was advised last meeting that the proposed change order called for the demolition of Well #3 and the chemical building and replacement of each within the same building footprint. Throughout the month while investigating the acceptability of exceeding the 20% threshold, the Water and Sewer Subcommittee entertained a recommendation from ARH staff to consolidate Well #3 and the chemical building into one structure. There may be certain economies of scale that are realized by this alternative. In order for a cost estimate to be provided to the Town from the Contractor, a preliminary sketch/design must be provided to him. In so doing, ARH will be preparing the preliminary design so that a more accurate cost projection of a consolidated building can be obtained.

ARH will have the preliminary design completed and forwarded to the contractor in an effort to obtain a cost projection prior to the next meeting. Therefore, action on Change Order #4 involving the demolition and replacement of Well #3 and the chemical building is on hold until such time. ARH will complete the design for an additional \$1,500.00 to our current contract.

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

Lee Rain was authorized at the last meeting to install probes to derive the volume and rate of drip irrigation that would be acceptable to NJDEP in an effort to safeguard the Department's concern that the operation did not over-saturate the vegetation and cause irrevocable harm. Lee Rain completed the probe activity on Friday, August 17, 2007. They continued to collect data to provide the values in order to calculate the rest time that the soil needs to return to its original moisture level. By the time of the meeting, Lee Rain should be completed their data collection and summary report. If the findings are available we will convey them to Council. Once Lee Rain is completed their exercise, ARH will be in the position to present a proposal for the formal application to NJDEP.

**PUBLIC WORKS - INFORMATION ITEMS**

**23. FY 2008 NJDOT Municipal Aid (11-40031):**

ARH has prepared and forwarded the FY 2008 grant packages to the NJDOT. The applications included three roadways in priority order as follows:

- Fourth Street – Bellevue Avenue to French Street
- Vine Street – Egg Harbor Road to Central Avenue
- Pleasant Street – Packard Street to Fourth Street

We will provide Council with any correspondence or notification of funding as it may be received.

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

Subsequent to the last meeting of Mayor and Council, the Contractor has provided an approved Maintenance Guarantee. Therefore, final payment has been released to the Contractor. Once the final check has cleared, our office will seek reimbursement through the NJDOT.

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

ARH has received approval from the Atlantic County Division of Planning and Engineering with regards to this project. Subsequently, our office has advertised the project and will receive bids on Friday, September 7, 2007. Furthermore, a Mandatory Pre-Bid meeting has been scheduled for Friday, August 24, 2007. It is anticipated that an award recommendation can be provided to Mayor and Town Council at the special meeting on Monday, September 10<sup>th</sup>. If approved by the governing bodies, construction will be slated to commence on or about October 1, 2007 with an estimated 90 day construction period.

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

As previously noted, the Contractor has substantially completed all of the project improvements. This past month the Contractor was onsite to remedy a number of the punchlist items of which included the sign removal and replacement. The additional Okame Cherry Trees have been ordered and will be delivered towards the end of the month. All currently installed hornbeam and magnolia trees are slated to be transplanted by months end as well. Payment #7 appears on this months agenda for consideration.

**27. Hammonton Lake Pesticide Treatment (11-90027-03):**

As per our last conversation with the NJDEP representatives, they are still conducting an investigation of the pesticide application completed by Great Blue at the Hammonton Lake. Once their investigation is completed, we will request a report of their findings and recommendations. We also had a request from Lorainne Mizak at Great Blue asking the status of their payment of purchase order related to the project. I informed her that the Town is presently waiting for the NJDEP report first. I also informed Paul Galletta of the Lake Quality Committee of the payment request and asked for their recommendation

**28. Eleventh Street Park Diversion (11-75002):**

The Town authorized our office to begin the process to divert the Eleventh Street recreation area off of the Recreation and Open Space Inventory (ROSI). We have directed a letter to the Green Acres Program to determine the requirements to divert the property off of the ROSI.

**29. Hammonton Lake Park (11-90028):**

Since the last reporting period the project has been discussed publicly at the recent chat with the Mayor. Based on the discussion that took place and the efforts to create a Senior's/Community Center we are currently looking into ways to provide additional parking near the existing boat house. It is believed with a few minor revisions a submission to the Pinelands Commission will shortly follow. We will keep Mayor and Council informed as we progress.

**Five Minute Break****SOLICITOR REPORT**

Bob Wetherbee subordination agreement-Under New Business  
Downtown parking survey  
Airport leases  
Airport advisory subcommittee  
DEP/Tuckahoe Turf meeting  
Pulte Bankruptcy report  
Historical Preservation Designation

**MAYOR REPORT**

Rededication of Historic Building to be held September 9th at 12:00 noon  
Authorize Mayor Sign Agreement-Grant Application Housing Improvement

Motion by Councilperson Marino, seconded by Councilperson Bertino, authorize Mayor to sign grant agreement after review of Solicitor.

**ROLL CALL**

Councilpersons:

Bertino - Y  
 Colasurdo - Y  
 Marino - Y  
 Massarelli - A  
 Vitalo - Y  
 Wuillermin - Y  
 Mayor DiDonato -Y

Mayor DiDonato declared the motion carried.

MAYOR REPORT CONTINUED

Tuckahoe Turf Farm  
 Town Code Review Committee  
 Mayor's Arts & Cultural Committee (request to make a formal committee)  
 Recreation Advocate Report  
 Downtown Advocate Report  
 Airport Advocate Report

TOWN CLERK/ADMINISTRATOR INFORMATIONAL ITEMS:

<u>Budget Balances as of</u>	<u>August 21,2007 for review only</u>		
	<u>Appropriated</u>	<u>Expended</u>	<u>Balance</u>
Administration SW	378,346.23	193,961.19	184,385.04
Administration OE	38,850.00	20,077.74	18,772.26
Elections	5,500.00	3,865.00	1,635.00
Finance SW	169,053.05	97,482.21	71,570.84
Finance OE	9,700.00	7,161.11	2,538.89
Assessment Tax SW	100,600.00	56,563.27	44,036.73
Assessment Tax OE	16,515.00	4,630.01	11,884.99
Collection Tax	17,500.00	3,378.69	14,121.31
Legal SW	75,000.00	41,827.00	33,173.00
Legal OE	46,800.00	26,563.42	20,236.58
Engineering	17,500.00	7,145.00	10,355.00
Historic Society SW	700.00	-	700.00
Historic Society OE	10,603.41	-	10,603.41
Economic Dev.	10,000.00	10,000.00	-
Computer SW	48,200.00	25,162.99	23,037.01
Computer OE	12,200.00	8,503.43	3,696.57
Planning Board SW	42,260.00	24,615.91	17,644.09
Plan Bd OE \$10,000 added	24,350.00	4,594.09	19,755.91
Board of Adjustment SW	3,700.00	2,063.49	1,636.51
Board of Adjustment OE	1,250.00	362.67	887.33
Rent Control SW	1,200.00	669.15	530.85
Rent Control OE	200.00	55.76	144.24
Shade Tree SW	1,200.00	500.00	700.00
Shade Tree OE	500.00	70.86	429.14
Construction SW	190,040.00	113,103.62	76,936.38
Construction OE	15,395.00	3,169.74	12,225.26
Other Code Enforce SW	21,000.00	4,430.76	16,569.24
Other Code Enforce OE	1,000.00	-	1,000.00
Group Insurance	1,340,505.48	648,536.34	691,969.14
Ins (reimb \$55,000)	89,000.00	24,308.00	64,692.00
Fire (enc \$65802.86)	88,550.00	8,392.47	80,157.53
Uniform Fire SW	23,800.00	13,593.51	10,206.49
Uniform Fire OE	17,113.20	6,542.41	10,570.79
Police SW	2,548,998.83	1,429,241.13	1,119,757.70
Police OE	200,600.00	129,291.30	71,308.70
Special Services OE	5,500.00	-	5,500.00
Radio SW	251,100.00	119,983.79	131,116.21
Radio OE	13,700.00	11,734.77	1,965.23

Rescue Squad	5,000.00	-	5,000.00
Bldgs. & Grounds SW	39,951.52	16,980.15	22,971.37
Bldgs. & Grounds OE	34,800.00	21,103.15	13,696.85
Highway SW	750,429.57	403,160.07	347,269.50
Highway OE	807,505.00	516,378.50	291,126.50
Environmental SW	1,200.00	700.00	500.00
Environmental OE	1,000.00	380.00	620.00
Dog Regulations OE	7,200.00	4,200.00	3,000.00
Registrar	3,000.00	1,554.66	1,445.34
Parks SW	1,200.00	800.00	400.00
Parks OE	1,000.00	-	1,000.00
Recreation SW	49,100.00	27,215.34	21,884.66
Recreation OE	28,000.00	8,911.59	19,088.41
Holiday Observance	1,000.00	1,000.00	-
Advertising	55,000.00	28,715.56	26,284.44
Airport SW	3,000.00	1,673.15	1,326.85
Airport OE (inc 755.81 reimb)	4,505.81	4,491.49	14.32
Gasoline	167,000.00	77,759.82	89,240.18
Natural Gas	48,000.00	43,494.08	4,505.92
Electric	70,000.00	38,891.27	31,108.73
Street Lighting	310,000.00	185,135.42	124,864.58
Telephone (reimb 111.47)	55,111.47	30,345.07	24,766.40
Municipal Court SW	193,444.10	104,696.42	88,747.68
Municipal Court OE	16,900.00	7,264.02	9,635.98
Water SW (reimb 1422.00)	296,906.00	166,128.80	130,777.20
Water OE (reimb 493.85)	855,522.17	468,450.03	387,072.14
Sewer SW	348,765.16	186,853.96	161,911.20
Sewer OE (reimb 365.96)	1,285,822.26	686,634.38	599,187.88

**Bid Results Instrumentation Services**

Universal Instrument Service Co.

Calibration Services Yearly Amt.	\$ 8,478.18
Hourly Rate	85.00
Hourly Emergency Rate	85.00
% Parts/Material Over Vendor Cost	15 %

**\*Refer to New Business for resolution of award.**

**Bid Results Water Meters**

Rio Supply-SLC Meter East

5/8" X 3/4" T10 Neptune water meters	123.00 ea
1" T10 Neptune water meters	243.00 ea
1 1/2" T10 Neptune water meters	488.00 ea
2" T-10 Neptune water meter	622.00 ea
R-900 Neptune Wall Radio Trans.	131.00 ea
R-900 Neptune PIT Radio Trans.	157.00 ea
Radio Trans. Brackets for Reg.	13.95 ea
1 1/2" brass flange kit	46.00 ea
2" brass flange kit	62.00 ea
Neptune Lead Seals	.15 ea

**\*Refer to New Business for resolution of award.**

TOWN CLERK/ADMINISTRATOR ACTION ITEMS:

1. Unfreeze Ord 7-04 bal \$7927.27 for Landlord Program \$4950.00+1200.00=6150.00
2. Credit PFRS Service 14 yr 4 mo. Sam Mavilla
3. Hire Abigale Cassetta, Historic Preservation Commission Secretary, \$100 per mtg
4. Hire Dawn Gottardi, Shade Tree Commission Secretary, \$100 per mtg
5. Advertise Special Meeting 9/10/07 at 3:00 p.m.
6. Approve Road Superintendent Contract
7. Set Trick or Treat October 31st from 6-8 pm

Motion by Councilperson Vitalo, seconded by Councilperson Wuillermin, approve Town Clerk action items.

ROLL CALL

Councilpersons:

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

Mayor DiDonato declared the motion carried.

APPROVAL BILL LIST/PAYROLL/OVERTIME-ATTACHED

Motion by Councilperson Wuillermin, seconded by Councilperson Colasurdo, approve August bill list.

ROLL CALL

Councilpersons:

- Bertino – Y (abstain on photo lab bills only)
- Colasurdo - Y
- Marino - Y
- Massarelli - A
- Vitalo - Y
- Wuillermin - Y
- Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

COMMUNICATION ACTION ITEMS:

1. Alberta Eppler resigning her position as secretary to Shade Tree Commission 9/1/07
2. Robert Bartolone request tree removal (referred to Shade Tree 8/27/07)
3. Fire Co. #1 dropped member Joshua Merlino (Chief approved)
4. Fire Co. #2 resignation of member Nicole DeSordi (Chief approved)
5. Hammonton Ministerium request police & council for Crop Walk 10/14/07 at 2:00 pm
6. Refund Escrow Acct 0001 1001 Grand Ave. Assoc. \$20.90 plus int accrued

Motion by Councilperson Bertino, seconded by Councilperson Colasurdo, approve communications action items 1, 3, 4, 6.

ROLL CALL

Councilpersons:

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

Mayor DiDonato declared the motion carried.

REPORTS-July 2007

- Town Clerk
- Registrar
- Construction Official

UNFINISHED BUSINESS

NEW BUSINESS-ORDINANCES FOR FIRST READING / INTRODUCTION

Ordinance #027-2007 Bond Ordinance Boyer Avenue Rec Improvements

BOND ORDINANCE PROVIDING FOR BOYER AVENUE RECREATION IMPROVEMENTS IN AND BY THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC, NEW JERSEY, APPROPRIATING \$80,000 AND AUTHORIZING THE ISSUANCE OF \$76,000 BONDS OR NOTES OF THE TOWN TO FINANCE PART OF THE COST THEREOF.

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

Section 1. The improvement described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Town of Hammonton, New Jersey as a general improvement. For the improvement or purpose described in Section 3, there is hereby appropriated the sum of \$80,000, including the sum of \$4,000 as the down payment required by the Local Bond Law. The down payment has been made available in the Capital Improvement Fund.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$76,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is Boyer Avenue recreation improvements, including all costs necessary or incidental thereto.

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

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

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

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

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

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

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this ordinance, is 15 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Town as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$76,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$16,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

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

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

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

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

Motion by Councilperson Wuillermin, seconded by Councilperson Vitalo, the ordinance be taken up for and pass first reading and given legal publication.

#### ROLL CALL

Councilpersons:

Bertino - Y

Colasurdo - Y

Marino - Y

Massarelli - A

Vitalo - Y

Wuillermin - Y

Mayor DiDonato - Y

Mayor DiDonato declared the motion carried.

#### Ordinance #028-2007 Reappropriation Bond Ordinance

ORDINANCE REAPPROPRIATING \$12,000 PROCEEDS OF OBLIGATIONS NOT NEEDED FOR THEIR ORIGINAL PURPOSES IN ORDER TO PROVIDE FOR THE REMOVAL OF NON HAZARDOUS SOIL AT 11<sup>TH</sup> STREET IN AND BY THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC, NEW JERSEY

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

Section 1. Pursuant to N.J.S.A. 40A:2-39, it is hereby determined that \$12,000 of the proceeds of obligations originally made available pursuant to the following bond ordinance of the Town of Hammonton, in the County of Atlantic, New Jersey are no longer necessary for the various purposes for which the obligations previously were authorized:

<u>Ordinance Number</u>	<u>Improvements Description &amp; Date Adopted</u>	<u>Reappropriated Amount</u>
26-2002, as amended by 20-2004	f) Various improvements to 11 <sup>th</sup> Street Public Works property, finally adopted 6/17/02, as amended on 8/23/04	\$12,000



WHEREAS, the time of service of any employee shall be computed as commencing in January of the year when the employee was hired.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Common Council of the Town of Hammonton, Atlantic County, New Jersey as follows:

Effective April 8, 2006

<u>NAME OF EMPLOYEE</u>	<u>TITLE</u>	<u>2006 TOTAL</u>	<u>NOTATIONS</u>
Lance Schiernbeck	Road Superintendent	68,100.00	effective 4/8/06

AND BE IT FURTHER RESOLVED that said salary shall be in place effective 4/8/06.

Effective January 1, 2007

<u>NAME OF EMPLOYEE</u>	<u>TITLE</u>	<u>2007 TOTAL</u>	<u>NOTATIONS</u>
Lance Schiernbeck	Road Superintendent	70,500.00	

AND BE IT FURTHER RESOLVED that said salary shall be in place effective 1/1/07.

Effective January 1, 2008

<u>NAME OF EMPLOYEE</u>	<u>TITLE</u>	<u>2008 TOTAL</u>	<u>NOTATIONS</u>
Lance Schiernbeck	Road Superintendent	72,900.00	

AND BE IT FURTHER RESOLVED that said salary shall be in place effective 1/1/08.

Effective January 1, 2009

<u>NAME OF EMPLOYEE</u>	<u>TITLE</u>	<u>2009 TOTAL</u>	<u>NOTATIONS</u>
Lance Schiernbeck	Road Superintendent	75,300.00	

AND BE IT FURTHER RESOLVED that said salary shall be in place effective 1/1/09.

#R121-2007 Firemen Christmas Parade 12/8/07

RESOLUTION # 121-2007  
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 December 8, 2007 (rain date December 9, 2007) @ 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 8, 2007 (rain date December 9, 2007) 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 event 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 Ave to Fairview Ave) from 5:00 to 8:00 pm

#R122-2007 Professional Services WWTP – Foxboro

#R 122-2007  
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 **\$12,000.00**; 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.

#R123-2007 Dedication By Ryder – Street Opening Account

#R 123-2007  
TOWN OF HAMMONTON

A RESOLUTION REQUESTING DEDICATION BY RIDER  
APPROVAL FOR FEES FOR STREET OPENINGS DEPOSITS  
AND INSPECTIONS PURSUANT TO N.J.S.A. 40A:4-39

WHEREAS, N.J.S.A. 40A:4-39 provides that the Director of the Division of Local Government Services may, at the request of the governing body of any municipality, approve the appropriation of certain dedicated revenues for specific purposes; and

WHEREAS, the governing body of the Town of Hammonton, County of Atlantic has by ordinance established an escrow fee for the use of a street opening and engineer inspections; and

WHEREAS, it is the desire of the governing body to authorize the expenditure of those funds directly from the street opening fund for these services.

NOW, THEREFORE BE IT RESOLVED by the governing body of the Town of Hammonton in the County of Atlantic, State of New Jersey, hereby requests approval for the Director of the Division of Local Government Services to maintain a dedicated fund for the purpose of accounting for fees collected and expenditures made for the aforementioned purpose.

BE IT FURTHER RESOLVED, that two certified copies of this resolution be forwarded to the Director of the Division of Local Government Services.

#R124-2007 Governing Body Certification of Annual Audit

#R 124-2007  
GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT

WHEREAS, N.J.S.A. 40A: 5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2005 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A: 5-6, and a copy has been received by each member of the governing body; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations; and

WHEREAS, the members of the governing body have personally reviewed, as a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE BE IT RESOLVED, That the Town Council of the Town of Hammonton, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

#R125-2007 Authorize Change Order #3 - JPS Construction – Well #7

RESOLUTION # 125-2007  
CHANGE ORDER #3 TO THE JPS CONSTRUCTION, INC. CONTRACT CONCERNING THE WELL #7  
CONSTRUCTION PROJECT

WHEREAS, the Mayor and Town Council of the Town of Hammonton, County of Atlantic, State of New Jersey authorized a construction contract to JPS Construction on February 27, 2006 in the amount of \$671,000.00; and

WHEREAS, after the contract was awarded, issues regarding the placement of said well were discussed with SJ Gas Company who have the responsibility of performing a site remediation project; and

WHEREAS, the discussions between the Town and SJ Gas resulted in a mutually agreeable decision to relocate the proposed Well #7 from the Lincoln Avenue site to that of the Well #5 site located on 14<sup>th</sup> Street; and

WHEREAS, the purpose of agreeing to relocating the well involved the practicality of avoiding the Town's construction effort from becoming in conflict with SJ Gas's future remediation activity; and

WHEREAS, due to the change of location regarding the placement of Well #7 from the Lincoln Street Complex to the 14<sup>th</sup> Street site, the Town authorized Change Order #1 on April 23, 2007 in the net amount of \$68,891.10, to increase the project from \$671,000.00 to \$739,891.10; and

WHEREAS, on July 9, 2007, the Town issued Change Order #2 to JPS Construction in the amount of \$7,000.00 to address additional roof repairs to the operations building; and

WHEREAS, the Water and Sewer Subcommittee have reviewed additional issues involving the construction activity at both the Lincoln Street Complex and the 14<sup>th</sup> Street site; and

WHEREAS, it has been determined that the electrical equipment at the Well #5 site due to its age and incompatibility to the instillation of Well #7 at this location, warrants an upgrading to assure maximum system reliability; and

WHEREAS, certain improvements to the Well #3 pump house and the chemical building at the Lincoln Street Complex caused the Water and Sewer Subcommittee to reevaluate the most efficient means of upgrading the facilities; and

WHEREAS, due to age and structural deficiencies at both the Well #3 pump house and the chemical building, it was determined that it would be in the Town's best interest to demolish and totally reconstruct the structures as opposed to attempt to repair same; and

WHEREAS, both the electrical upgrades at the 14<sup>th</sup> Street complex and the structural modifications at the Lincoln Street complex will involve an increase to the existing JPS Construction contract; and

WHEREAS, the electrical upgrades as detailed in correspondence from Adams, Rehmann & Heggan dated July 19, 2007 which is attached hereto are in the net amount of \$48,732.00; and

WHEREAS, these changes are presented as Change Order #3, entitled Electrical Upgrades at the Well #5/#7 (14<sup>th</sup> Street) site; and

WHEREAS, the structural changes also as detailed in correspondence from Adams, Rehmann & Heggan dated July 19, 2007 are in the net amount of \$50,817.00; and

WHEREAS, JPS Construction has been previously awarded change orders throughout the contract that begin to approach the 20% maximum threshold; and

WHEREAS, the issuance of Change Order #3 places the contract at 18.5% above the original bid; and

BE IT FURTHER RESOLVED THAT the Town of Hammonton has authorized these Change Order #3 in the amount of \$99,549.00 subject to the certificate of availability of funds from the CFO.

#R126-2007 Amending Capital Budget for Boyer Avenue Rec Project

**#R 126-2007  
TOWN OF HAMMONTON**

CAPITAL BUDGET AMENDMENT

WHEREAS, the local capital budget for the year 2007 was adopted on the 21st day of May, 2007; 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:

General Capital Fund

<u>Purpose</u>	<u>Total</u>	<i>Capital</i>	
		<i>Debt</i>	<i>Imp.</i>
	<u>Authorized</u>	<u>Fund</u>	
Boyer Avenue Recreation Improvements	\$ 80,000	\$ 76,000	\$ 4,000

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.

#R127-2007 Refund Hammonton Industrial Airport

#R127-2007

WHEREAS, the following account block 5702 lot 11, now owned by The Town of Hammonton has a credit due to an error made by adjusting a bill on September 9, 2005 and the automatic transfer process.

WHEREAS, a payment was made by the previous owner, Hammonton Industrial Airport on June 20, 2005 in the amount of \$1,603.74

WHEREAS, an incorrect manual bill was put on the account on September 9, 2005 in the amount of \$807.92, the amount should have been, according to the Tax Assessor, \$339.32

WHEREAS, the 2005 tax records are no longer available to make adjustments and the above parcel has a credit of \$795.82 on the year 2007 due to the automatic transfer process

Whereas, the Town of Hammonton does owe Hammonton Industrial Airport \$1,264.42 (\$1,603.74 minus \$339.32) for this overpayment

NOW THEREFORE BE IT RESOLVED by mayor and council to authorize and direct the tax collector to refund Hammonton Industrial Airport c/o Albert Colangelo, Etals, 1315 Robynwood Lane, West Chester, PA 19380. The amount to be refunded from said parcel is \$795.82. Also, an additional payment of \$468.60 the reason being the tax year 2005 cannot be properly adjusted.

#R128-2007 Remove Excess Water/Sewer Accounts – Italia III

#R128-2007

WHEREAS, the following property, Italia III, Block 3502 Lot 3.7 has gone out of business. Whereas they no longer occupy the unit at 10 N. White Horse Pike Hammonton, New Jersey, but still have an excess of \$8,205.05 on the sewer account and an excess of \$5,154.79 on the water account. These excessive amounts are due to a dispute regarding their freezer (chiller) running excessively versus a malfunction of the town’s meter system. Also there is a sewer minimum for the February 2007 quarter of \$125.00, and a water minimum for the February 2007 quarter of \$35.25.

Given that Italia III did honor the 2006 excess and the minimum charges for both water and sewer. I am requesting that the 2007 excess and minimums for the February 2007 quarter accumulated by Italia III be waived.

NOW THEREFORE BE IT RESOLVED by mayor and council to authorize and direct the tax collector to remove the excess and February minimums on both the water and sewer accounts.

#R129-2007 Refund CIPC Foundation

#R129-2007

WHEREAS, the property located at 740 Bellevue Ave. Hammonton, NJ, CIBC Foundation, Block 3606 Lot 15, became tax exempt for the year 2007.

WHEREAS, payment was made for the first half of 2007 in the amount of \$2,980.23, which created a credit on the above-mentioned property. CIBC Foundation is requesting a full refund in the amount of \$2,980.23.

NOW THEREFORE BE IT RESOLVED by mayor and council to authorize and direct the tax collector to refund the amount of \$2,980.23 to CIBC Foundation, 904 Sumneytown Pike, Lower Gwynedd, PA 19002.

#R130-2007 Refund Dovenmuehle Mortgage

#R 130-2007

WHEREAS, the property located at 563 Peach Street Hammonton, NJ, Block 3203 Lot 19 Sean & Lizabeth Thomas, refinanced in April 2007 and a payment was made on 4/17/07 for \$931.84 to their property, by Washington Mutual for the 2<sup>nd</sup> quarter of 2007.

WHEREAS, the mortgage company, Dovenmuehle Mortgage, also made a payment on 5/1/07 for \$931.84 for the above-mentioned property and it too was applied to the 2<sup>nd</sup> quarter, creating an overpayment in the amount of \$931.84. Dovenmuehle Mortgage is requesting the funds to be returned to them so they can refund them to Sean & Lizabeth Thomas.

NOW THEREFORE BE IT RESOLVED by mayor and council to authorize and direct the tax collector to refund the amount of \$931.84 to Dovenmuehle Mortgage Inc., 1 Corporate Drive Suite 360, Lake Zurich, IL 60047.

Whereas, the above amount has been corrected in the tax screen to show the correct amount due. However, a requisition form will not be presented for payment to be made until after the approval at the August meeting. If approval is not given a retraction can be done.

#R131-2007 Corrective Action Plan – 2006 Audit

#R131-2007

**CORRECTIVE ACTION PLAN TOWN OF HAMMONTON 2006 AUDIT**

Corrective Action Plan of the Town of Hammonton, County of Atlantic, State of New Jersey, for the year 2006.

WHEREAS, in accordance with the requirements of the Division of Local Government Services, at the completion of the audit, the local government unit shall prepare a Corrective Action Plan to address each audit finding in the current year audit report; and

WHEREAS, the Corrective Action Plan of the Town of Hammonton for the 2006 Report of Audit is as follows:

**Finding No. 2006-1:**

**Programs:**

Airport Improvement Program (CFDA No. 20.106)

Highway Planning and Construction (CFDA No. 20.205)

**Condition:** Not all grant agreements, cost reimbursement vouchers and other financial records pertinent to projects funded by grant awards were on file at the Town offices. Additionally, the Town's financial accounts and records do not separately identify each individual project funded by grant awards.

**Recommendation:** That all grant agreements, cost reimbursement vouchers and other financial records pertinent to projects funded by grant awards be maintained at the Town offices and that the Town's financial records separately identify all projects funded by grant awards.

**Corrective Action:** The Town had relied on its appointed engineers and consultants to maintain the aforementioned agreements, vouchers and other financial information. The Town will revise this practice and acquire and maintain all grant agreements, cost reimbursement vouchers and related financial information in the Town. The Town will create sub accounts in their Capital Ordinances in order to separately identify all projects funded by grant awards.

**BE IT RESOLVED**, that the Corrective Action Plan for the 2006 Report of Audit of the Town of Hammonton be approved by the Governing Body of the Town of Hammonton; and

**BE IT FURTHER RESOLVED**, that one certified copy of this resolution be filed with the Division of Local Government Services.

#R132-2007 Renew Membership Atlantic County Municipal JIF

**#R 132-2007**

**Resolution For Renewal Of Membership In The**

**ATLANTIC COUNTY MUNICIPAL JOINT INSURANCE FUND**

WHEREAS, the Town of Hammonton is a member of the Atlantic County Joint Insurance Fund (hereinafter the "FUND"); and

WHEREAS, said membership terminates as of January 1, 2008 unless earlier renewed by agreement between the municipality and the FUND; and

WHEREAS, the Town of Hammonton desires to renew said membership;

NOW THEREFORE, be it resolved as follows:

1. The Mayor and Council of the Town of Hammonton agrees to renew its membership in the FUND and to be subject to the Bylaws, Rules and Regulations, coverages, and operating procedures thereof as presently existing or as modified from time to time by lawful act of the FUND.
2. Susanne Oddo, Fund Commissioner, shall be and hereby is authorized to execute the "Agreement to Renew Membership" annexed hereto and made a part hereof and to deliver same to the FUND evidencing the Town of Hammonton's intention to renew its membership.

#R133-2007 Remove Amounts Billed In Error

**#R 133-2007**

WHEREAS, the owner of the property located at 19 Middle Road Hammonton, NJ, Thomas D. Penza is now permanently disabled and was an honorably discharged veteran.

WHEREAS, there is still a billing on the August 2007 quarter in the amount of \$1,268.33, the November 2007 quarter in the amount of \$1,268.33, the February 2008 quarter in the amount of 1,276.84 and the May 2008 quarter in the amount of \$1,276.83. I am requesting to remove the above billing charges from this parcel Block 4602 Lot 2.

Whereas, as long as Thomas D. Penza is the owner of the above property he will be tax exempt according to (N.J.S.A. 54:4-3.30 et seq.; L.1948, c.259 as amended).

NOW THEREFORE BE IT RESOLVED by mayor and council to authorize and direct the tax collector to remove the above said amounts.

#R134-2007 Award Bid Water Meters

**#R134-2007  
RESOLUTION**

WHEREAS, there has been advertised for bids for the supply of Water Meters required by the Town of Hammonton for the **year 2008** as required by the Public Contracts Law of the State of New Jersey; and

WHEREAS, Rio Supply Inc. dba SLC Meter East Inc., 407 Bloomfield Drive #3, West Berlin, N.J. 08091, is the only bidder who submitted a conforming bid to meet the Town's requirements at a rate of:

5/8" X 3/4" T10 Neptune water meters	123.00 ea
1" T10 Neptune water meters	243.00 ea
1 1/2" T10 Neptune water meters	488.00 ea
2" T-10 Neptune water meter	622.00 ea
R-900 Neptune Wall Radio Trans.	131.00 ea
R-900 Neptune PIT Radio Trans.	157.00 ea
Radio Trans. Brackets for Reg.	13.95 ea
1 1/2" brass flange kit	46.00 ea
2" brass flange kit	62.00 ea
Neptune Lead Seals	.15 ea

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC, STATE OF NEW JERSEY, that the bid for the supply of Water Meters to the Hammonton Water Department for the **year 2008** is awarded to Rio Supply Inc. dba SLC Meter East of West Berlin, N.J. for their low bid.

#R135-2007 Award Bid Instrumentation Services

#R135-2007

WHEREAS, there has been advertised for bids for the supply of Instrumentation Services required by the Town of Hammonton for **Year 2008** as required by the Public Contracts Law of the State of New Jersey; and

WHEREAS, Universal Instrument Service Co., PO Box 91, Pitman, NJ 08071, is the only bidder who submitted a conforming bid to meet the Town's requirements at a rate of:

Calibration Services Yearly Amt.	\$ 8,478.18
Hourly Rate	85.00
Hourly Emergency Rate	85.00
% Parts/Material Over Vendor Cost	15 %

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC, STATE OF NEW JERSEY, that the bid for the supply of Instrumentation Services to the Hammonton Water Department be awarded to Universal Instrument Service Co. of Pitman, NJ, for **Year 2008**; and

BE IT FURTHER RESOLVED that bid bond check #0937361 in the amount of \$848.09 is authorized to be released.

#R136-2007 Cancel Outstanding Bail Account Checks

#R 136 -2007

R E S O L U T I O N

WHEREAS, the following checks from the Municipal Court Acct. and the Bail Acct. are still outstanding for over 6 months.

CHECK	AMOUNT	CHECK	AMOUNT
2366	1.00	3933	2.00
2373	325.42	4083	1.00
2380	1.00	4153	3.30
2381	1.00	4155	125.00
2388	2.00	4163	2.00
2396	.80	4318	2.00
2397	4.00		
2404	1.00		
2406	76.00		
2407	.50		
2417	.80		
2427	5.00		
2441	1.00		
2442	10.00		
2449	1.00		
2455	1.00		
2456	1.00		
2469	1.00		

2470 1.00

NOW THEREFORE BE IT RESOLVED by Mayor and Council to authorize and direct the Municipal Court Administrator to cancel the above checks and turn over the money to the Town of Hammonton to deposit into the general fund.

#R137-2007 Transfer Payment Carruolo

#R137-2007

WHEREAS, the property located at 120 West Lane Hammonton, NJ, Block 4114 Lot 4 Joseph Carruolo, had a payment posted to their water in the amount of \$200 and their sewer in the amount of \$400, but intended the payment to be posted to another parcel.

WHEREAS, the intended parcel is on property tax located at 223 Francis St. Hammonton, NJ, Block 1706 Lot 23, Joseph and Bridget Carruolo. Mrs. Carruolo is requesting the payment be transferred from the sewer in the amount of \$400 and from the water in the amount of \$200.

WHEREAS, the above amounts have been corrected in the utility screen's and tax screen to show the correct amount due. Whereas, the funds were transferred manually from the water and sewer accounts to the treasurer account. If approval is not given a retraction can be done.

NOW THEREFORE BE IT RESOLVED by mayor and council to authorize and direct the tax collector to keep the above changes on said accounts.

#R138-2007 Tax Resolution – August

#R138-2007

WHEREAS, the following accounts have credits or balances that need to be removed or transferred to other lots due to automatic transferring error

Block 2201 Lot 61, Anthony Caruso 550 4<sup>th</sup> Street, \$441.00 credit, this was removed per resolution on 7/30/2003 which never should have been done. It was credited on tax bill. The credit has been transferred ever since through automatic transfer process, action to be taken remove credit.

Block 3707 Lot 5, KMD Construction 362 11<sup>th</sup> Street, \$640.50 credit, this was removed on 7/18/2003 and credited on tax bill which created the credit. The credit has been transferred ever since through automatic transfer process, action to be taken remove credit.

Block 1001 Lot 20farm, Living Stones Construction 800 14<sup>th</sup> Street, \$58.24 credit, this was removed on 10/17/2006 and credited on tax bill which created the credit. The credit has been transferred ever since through automatic transfer process, action to be taken remove credit.

Block 4102 Lot 3 C0001, Southern Jersey Family Medicine 860A S White Horse Pike, \$.01 credit, this was removed on 9/8/2003 per resolution one cent too much was removed. The credit has been transferred ever since through automatic transfer process, action to be taken remove credit.

Block 3706 Lot 3.02, JJP Properties LLC 371 S Grand Street, \$65.27 credit, payment was made 5/2/2006, billing was removed. The credit has been transferred ever since through automatic transfer process, action to be taken transfer credit to active block 3706 lot 3.01.

Block 5101 Lot 2.02, Samuel Sofia 313 N Union Road, \$9.98 credit, payment was made 4/18/2007, billing was removed. The credit has been transferred ever since through automatic transfer process, action to be taken transfer credit to active block 5101 lot 2.

Block 2817 Lot 7, Minotola National Bank 14 Tilton Street, \$926.61 credit, payment was made on 5/1/2006, billing was removed. The credit has been transferred ever since through automatic transfer process, action to be taken transfer credit to active block 2817 lot 6.

Block 2103 Lot 1, Richard Chasteen 200 Francis Street \$.06 credit, payment was made on 12/11/2006, billing was removed. The credit has been transferred ever since through automatic transfer process, action to be taken transfer credit to active block 2103 lot 1.01.

Block 3001 Lot 13, Ronald Roff 196 Walmer Street \$75.15 credit, payment was made on 1/26/2005, billing was removed. The credit has been transferred ever since through automatic transfer process, action to be taken transfer credit to active block 3001 lot 14.

Block 4501 Lot 36.01QFARM, Bellevue Prop Group 201 N White Horse Pike, \$45.66 credit, payment was made on 11/23/04, billing was removed. The credit has been transferred ever since through automatic transfer process, action to be taken transfer credit to active block 4501 lot 36.01.

Block 4501 Lot 33.08, Pine Basin Farms 99 Basin Road, \$.05 credit, payment was made on 8/20/2002, billing was removed. The credit has been transferred ever since through automatic transfer process, action to be taken transfer credit to active block 4501 lot 33.

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.

#R139-2007 Subordination of Mortgage – Wetherbee

**R#139-2007**

RESOLUTION AUTHORIZING SUBORDINATION OF MORTGAGE

WHEREAS, the Town of Hammonton received a request from Robert L. Wetherbee to subordinate its mortgage to a new mortgage being placed on the property in the amount of \$159,250.00; and

WHEREAS, the Coordinator of the Hammonton Rehabilitation Program has reviewed the request and has determined that a postponement of mortgage by the Town of Hammonton will not cause any damage to the Town of Hammonton.

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON COUNTY OF ATLANTIC AND STATE OF NEW JERSEY that the mortgage of the Town of Hammonton under the Hammonton Rehabilitation Program is and shall be subordinated to a mortgage in the amount of \$159,250.00 issued by Financial Freedom Senior Funding Corp. a subsidiary of IndyMac Bank, against the property of Robert L. Wetherbee, 5 North Liberty Street, Hammonton, New Jersey.

BE IT FURTHER RESOLVED that the Mayor and Town Clerk/Administrator are hereby authorized to execute the postponement of mortgage on behalf of the Town of Hammonton.

#R140-2007 Transfer Account – Samuel Angello

#R 140-2007

WHEREAS, the property located at 31 Samuel Drive Hammonton, NJ block 3801 lot 17.06, Samuel Angello had a payment posted, in error, to their taxes in the amount of \$1,673.40.

WHEREAS, Wells Fargo Home Mortgage pulled the wrong account off of the disk. Wells Fargo intended to pay on 30 Samuel Drive Hammonton, NJ block 3801 lot 17.20 Susan Reese. Wells Fargo is requesting we transfer the payment from block 3801 lot 17.06 to block 3801 lot 17.20.

WHEREAS, the transfer has been made to the said accounts to show the correct amounts due on each parcel. If approval is not given a retraction can be made.

NOW THEREFORE BE IT RESOLVED by mayor and council to authorize and direct the tax collector to keep the above said changes.

#R141-2007 Remove Excess on Account – M Ruberton & DJ Berenato

#R141-2007

WHEREAS, the property located at 309 Bellevue Ave. Hammonton, NJ, block 2817 lot 13, M. Ruberton and D J Berenato, had a water pipe freeze, according to Jim Massara.

WHEREAS, do to this water pipe freeze an excess of usage was billed on their water account in the amount of \$442.40 and their sewer account in the amount of \$645.13. Jim Massara is requesting this excess be removed.

The above action has been made on the said account, to reflect the correct balance due. However, if approval is not given a retraction can be made.

NOW THEREFORE BE IT RESOLVED by mayor and council to authorize and direct the tax collector to keep the above said changes.

#R142-2007 Refund Overpayment Petrongolo

#R 142-2007

WHEREAS, the property located at 131 Winding Way Hammonton, NJ, block 3904 lot 82 Dino & Tracy Petrongolo, sold their property in August 2007. There was a payment made by, Landis Title, on August 1, 2007 for \$1,629.04 and another payment was made, by disk, by their Mortgage company, Wells Fargo, on August 8, 2007 in the amount of \$1,629.04.

WHEREAS, the Mortgage Company, Wells Fargo, is requesting the overpayment back so they can refund it to Dino & Tracy Petrongolo.

WHEREAS, the above said property has been corrected in the tax screen to show the correct amount due. However, a requisition form will not be presented for payment to be made until after the approval at the August 2007 council meeting. If approval is not given a retraction can be done.

NOW THEREFORE BE IT RESOLVED by mayor and council to authorize and direct the tax collector to refund \$1,629.04 to Wells Fargo Real Estate Tax Services, LLC, ATTN: Financial Support Unit-Region 1, One Home Campus, Mac X2302-03D, Des Moines, IA 50328-0001.

#R143-2007 Small Cities Grant Rec/Senior Center Lake Park

**RESOLUTION #143-2007  
TOWN OF HAMMONTON  
COUNTY OF ATLANTIC**

SCHEDULE 1: RESOLUTION

Whereas, the Town of Hammonton desires to apply for and obtain a grant from the New Jersey Department of Community Affairs for \$400,000 to convert the Town Recreation Building to a Senior/Community Center, and

Whereas, the Town of Hammonton also desires to apply for and obtain a second grant from the New Jersey Department of Community Affairs for \$200,000 to carry out a project to rehabilitate to local code standards, homes owned and occupied by low or moderate-income households.

Be it therefore RESOLVED,

- 1) that the Town of Hammonton does hereby authorize the application for such a grant; and
- 2) recognizes and accepts that the Department may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of any such grant agreement; and also, upon receipt of the the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between the Town of Hammonton and the New Jersey Department of Community Affairs.

Be it further RESOLVED, that the persons whose names, titles, and signatures appear below are authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection therewith:

#R144-2007 Citizen Participation Plan in Small Cities Grant Rec/Senior Center

**TOWN OF HAMMONTON**

**RESOLUTION #144-2007  
CITIZEN PARTICIPATION PLAN**

**FY 2008 Small Cities Programs**

**Public Facilities Fund: Convert the Town Recreation Building to a Senior/Community Center**

**Housing Rehabilitation Fund: Town-Wide Housing Rehabilitation for Low and Moderate Income Home Owners**

WHEREAS, the Town of Hammonton is applying for two Small Cities grants under the Public Facilities Fund and Housing Rehabilitation Fund and if awarded intends to enter into Grant Agreements with the New Jersey Department of Community Affairs; and

WHEREAS, these Grant Agreements will require the Town of Hammonton to comply with all federal regulations with respect to citizen participation;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and the Town Council of the Town of Hammonton, County of Atlantic and State of New Jersey, that:

The Citizen Participation Plan developed by the New Jersey Department of Community Affairs, Small Cities CDBG Program, is adopted by the Town of Hammonton; and

The Town of Hammonton will follow all regulations set forth in that document throughout the term of the Grant Agreement cited above, if awarded.

This is to certify that the foregoing Resolution was duly adopted at a Regular Meeting of the Town of Hammonton's Town Council which was held on August 27, 2007.

#R145-2007 Fair Housing Officer for Small Cities Grant Rec/Senior Center

#R145-2007

Identifying CDBG Fair Housing Officer FY 2008

Public Facilities Fund: Convert the Town Recreation Building to a Senior/Community Center

Housing Rehabilitation Fund: Town-Wide Housing Rehabilitation for Low and Moderate Income Home Owners

WHEREAS, the Town of Hammonton is applying for two Small Cities Community Development Block Grants from the New Jersey Department of Community Affairs to convert the Town Recreation Building to a Senior/Community Center and to assist low and moderate income home owners to rehabilitate their homes to appropriate code standards; and

WHEREAS, the Town of Hammonton must make efforts to affirmatively further fair housing; and

WHEREAS, the Town of Hammonton has reviewed various actions that would be acceptable to the New Jersey State Department of Community Affairs and the US Department of Housing and Urban Development; and

WHEREAS, the Town of Hammonton has made assurance in the grant agreement that:

1. It will comply with the Housing and Community Development Act of 1974, as amended, and regulations issued thereto; and
2. It will comply with the Civil Rights Act of 1964, and the regulations issued thereto it; and
3. It will comply with the Fair Housing Act of 1968 and will affirmatively further fair housing; and
4. It will comply with the Age Discrimination Act of 1975 and with the Rehabilitation Act of 1973.

NOW, THEREFORE, BE IT RESOLVED that Susanne Oddo, shall be designated as the Fair Housing Officer for the Town of Hammonton; and

BE IT FURTHER RESOLVED that the Fair Housing Officer shall contact USHUD Regional Office of Housing and Equal Opportunity and the NJ Division on Civil Rights, inform those agencies of his/her appointment as Fair Housing Officer and request Fair Housing Information, and

BE IT FURTHER RESOLVED that the Fair Housing Officer shall provide fair housing advisory services and assistance and referral advise to persons requesting such assistance from the Town of Hammonton; and

BE IT FURTHER RESOLVED that the Town of Hammonton will publish in the local newspaper of record and post at the municipal building a public notice announcing the appointment of the Fair Housing Officer and the availability of local fair housing services.

#R146-2007 Adopt Policy & Procedural Manual for Small Cities Grant

#R146-2007

A RESOLUTION APPROVING THE POLICY AND PROCEDURAL MANUAL FOR THE FY 2008 SMALL CITIES REHABILITATION PROGRAM

Whereas, the Town of Hammonton, by resolution authorized the Mayor to enter into an agreement with the State of New Jersey and to obtain a FY 2008 CDBG Small Cities Rehabilitation Grant from the Department of Community Affairs, and

Whereas, as a condition of the grant, the Town of Hammonton must adopt the Policy and Procedural Manual which describes the guidelines and activities of operation for the Small Cities Rehabilitation Program; and

Whereas, approval of the Mayor and Council is required of the said Policy and Procedural Manual

Now, Therefore, Be It Resolved the Mayor and Council of the Town of Hammonton, has reviewed the Policy and Procedural Manual of said Small Cities Rehabilitation Program; and

Be It Further Resolved, that the said Policy and Procedural Manual is approved by the Mayor and Council of the Town of Hammonton.

#R147 -2007 Interlocal School Agreement – Police Officer Middle School-By Title Only

**#R147-2007  
INTERLOCAL SERVICES AGREEMENT  
BETWEEN  
TOWN OF HAMMONTON AND HAMMONTON BOARD OF EDUCATION  
FOR  
SCHOOL RESOURCE OFFICERS**

**WHEREAS** the Town of Hammonton, a municipal corporation of the State of New Jersey, and the Hammonton Board of Education, a body politic and corporate, are desirous of entering into an Interlocal Services Agreement for two (2) School Resource Officers; and

**WHEREAS** the parties have discussed the terms and conditions of said Interlocal Service;

**NOW THEREFORE**, in consideration of the mutual foregoing promises and consideration, the undersigned parties hereby agree as follows:

1. The Hammonton Board of Education shall be responsible for payment of one hundred fifty thousand dollars (\$150,000.00) to the Town of Hammonton for two (2) full time SROs to be School Resource Officers
2. The School Resource Officers program will be administered in accordance with the attached Memorandum of Understanding for the 2007-2008 school year which is incorporated herein.
3. The Town of Hammonton shall reimburse the Hammonton Board of Education the sum of forty thousand dollars (\$40,000.00) for costs it shall incur associated with the Board of Education’s Drug Awareness Resistance Education Programs (DARE) for grades kindergarten through fifth and other school security expenditures.

#R148 -2007 award bid Cottage & Elm

**RESOLUTION # 148  
AUTHORIZING THE AWARD OF CONTRACT FOR THE  
ELM AND COTTAGE ROADWAY RECONSTRUCTION PROJECT**

WHEREAS, the Mayor and Town Council of the Town of Hammonton have determined that there is a need to reconstruct the existing roadway, concrete curb, and other applicable improvements along Elm Street between Cottage Street and Fairview Avenue as well as along Cottage Street between 2<sup>nd</sup> and 3<sup>rd</sup> Streets; and

WHEREAS, bids were received for the roadway reconstruction project as noted above on August 24, 2007; and

WHEREAS, the lowest responsible bidder for the project appears to be Marandino Concrete Co. of Vineland New Jersey whose Base Bid and Alternate #1 total was \$189,605.00; and

THEREFORE BE IT RESOLVED, that the Mayor and Council of the Town of Hammonton hereby awards the construction contract for the **Elm and Cottage Roadway Reconstruction Project** to Marandino Concrete Co. of Vineland NJ in the amount of \$189,605.00 for the Base and Alternate #1 bid subject to compliance with conditions as noted below:

1. Review and Approval of the bid documents by the Town Solicitor.
2. Certification as to the availability of funds from the Town’s Chief Financial Officer.

That the residing officer (Mayor) of this body be and is hereby directed to sign for and on its behalf the contract in the prescribed form for said construction.

Motion by Councilperson Bertino, seconded by Councilperson Colasurdo, resolutions 119 through 148 be adopted.

ROLL CALL  
Councilpersons:

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

Mayor DiDonato declared the motion carried.

LICENSE APPROVAL

St. Martin de Porres Church	10/27/07
Hammonton Education Foundation	11/2/07
MB Taylor Lodge	11/21/07
St. Anthony of Padua	11/21/07
Hammonton Lions Club	12/1/07

Motion by Councilperson Marino, seconded by Councilperson Bertino, license applications be approved.  
Motion carried.

PUBLIC HEARD

Mark Santora – Old Forks Road

Mr. Santora appeared once again concerning retention pond on Old Forks Road and thanked Solicitor for the update. He requested to be kept up to date with additional information that may arise . He stated he was concerned with so many mistakes being made on this project and more concerned that corrective measures still have not been taken.

Brian Howell, Solicitor, stated he can only speak for the current Mayor and Council and could not speak on behalf of previous administrations. He stated this Mayor and Council have been proactive in helping to remedy this situation.

#R 149 -2007 Resolution Enter Into Executive Session at 10:35 pm

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

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

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

Motion by Councilperson Marino, seconded by Councilperson Vitalo, the resolution be adopted.

ROLL CALL

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

Mayor DiDonato declared the motion carried.

Resume Regular Order of Business

Hire Christina Storey – School Crossing Guard

Motion by Councilperson Colasurdo, seconded by Councilperson Bertino, hire Christina Storey as a School Crossing Guard at an annual salary of \$10,560.00 and no benefits, effective 9/2/07.

ROLL CALL

Councilpersons:

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

Mayor DiDonato declared the motion carried.

Hire Robert Michael Zbikowski – Police Officer

Motion by Councilperson Colasurdo, seconded by Councilperson Bertino, hire Robert Michael Zbikowski as a police officer at an annual salary of \$54,573.00 with benefits effective upon approval of civil service transfer.

ROLL CALL

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

Mayor DiDonato declared the motion carried.

Ordinance #029-2007 Salaries Sewer Department

ORDINANCE # 29 -2007

AN ORDINANCE FIXING THE SALARIES OF CERTAIN  
 EMPLOYEES OF THE WASTEWATER TREATMENT PLANT FOR  
 THE TOWN OF HAMMONTON

Be it ordained by Mayor and Common Council of the Town of Hammonton, County of Atlantic, New Jersey as follows:

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

<u>TITLE</u>	<u>MINIMUM</u>	<u>MAXIMUM</u>
Sewer Plant Oper/ Sewer Repairman	\$51,350.00	\$56,600.00
Sr. Sewer Plant Oper/ Sewer Repairman	\$53,350.00	\$60,600.00
*Prin.Sr.SewerPlantOper/ Prin.Sr.Sewer Repairman		

Employees Hired Effective 1/1/99 Only

<u>TITLE</u>	<u>MINIMUM</u>	<u>MAXIMUM</u>
Laborer	\$26,250.00	\$30,250.00

New Hire – Promotions

When promoted to the following title from Laborer position, the employee will receive the following increment:

Sewer Plant Operator	2,000.
Lab Tech/Sewer Plant Oper.	2,000.
Lab Tech/Laborer	2,000.
Sewer Plant Oper/Repairer	5,000.
Sr. Sewer Plant Oper/Repairer	7,000.

\*When promoted from one promotional title to another, the employee will receive the difference of the increment.

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

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

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

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

Section 6. This ordinance shall take effect after final passage and publication according to law and its provisions shall be retroactive to April 8, 2006.

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

ROLL CALL

Councilpersons:

Bertino - Y

Colasurdo - Y

Marino - Y

Massarelli - A

Vitalo - Y

Wuillermin - Y

Mayor DiDonato - Y

Mayor DiDonato declared the motion carried.

MEETING ADJOURNED at 11:35 p.m.

Motion by Councilperson Marino, seconded by Councilperson Vitalo, the meeting be adjourned. Motion carried.

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Minutes recorded by April Boyer Maimone, Assistant Municipal Clerk

\_\_\_\_\_  
Minutes approved by Susanne Oddo, Town Clerk/Adm.