

Minutes
REGULAR MEETING OF COUNCIL
Held in Town Hall Council Chambers
100 Central Avenue, Hammonton, N.J.
Monday, September 22, 2008 at 6:00 P.M.
Minutes can be viewed at www.townofhammonton.org

MEETING CALLED TO ORDER BY MAYOR DIDONATO

ROLL CALL

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

#R 119-2008 Enter Into Closed Session

#R 119 -2008

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 Minutes
2. Personnel
3. Litigation

BE IT FURTHER RESOLVED, that the minutes of any matters discussed in Executive Session shall be released to the public as soon as reasonably possible after Mayor and Council conclude that the basis for exclusion of the public ceases to exist.

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

ROLL CALL

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

Mayor DiDonato declared the motion carried.

Resume Regular Open Meeting

ROLL CALL

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

Petrongolo - P
Vitalo - P
Wuillermin - P

PRESENT ALSO

Brian Howell, Town Solicitor
Bob Vettese, Town Engineer

PLEDGE OF ALLEGIANCE

PUBLIC NOTICE

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

PUBLIC HEARD FOR AGENDA ACTION ITEMS

No one desired to be heard.

APPROVAL OF MINUTES

Motion by Councilperson Marino, seconded by Councilperson Vitalo, the minutes of the Regular Meeting of August 25, 2008 be approved as recorded by the Clerk. Motion carried.

DISPENSE WITH REGULAR ORDER OF BUSINESS

1. Hearing Ordinance # 29-2008 Update Drug Free School Zone Map

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

No one desired to be heard.

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

ROLL CALL

Councilpersons:

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

Mayor DiDonato declared the motion carried.

RESUME REGULAR ORDER OF BUSINESS

COMMITTEE REPORTS

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

ADMINISTRATION/QUALITY OF LIFE-Councilperson Barberio

Administrative committee meeting to be held September 23 re: organization chart, record keeping, use of office
Parks & Recreation renovation of fields and specialized work and training of employees
Senior citizen center bid package will be ready within next 10-12 days
Advised that Atlantic County has committed to providing transportation of seniors to and from senior center
Town to receive \$400,000 in funding for parking improvements at lake park

BUSINESS AND INDUSTRY-Councilperson Petrongolo

Little Italy project grant
September 25 downtown signage meeting to upgrade current ordinance
Implement Arts and Entertainment District
Annual Art & Wine Night

Councilperson Vitalo questioned status of funding on Little Italy project?

Councilperson Petrongolo responded we are receiving \$525,000.

Councilperson Vitalo welcomed new businesses to the Chamber of Commerce.

EDUCATION-Councilperson Bertino

Board of Education rejected bids for replacement of middle school parking lot
Reviewed NJ State testing results
Advised of changes to district policy manual
Awaiting Solicitor response on site issues Stockton project
Walmer Street and Third site triangle review to be performed by Police Chief

Councilperson Wuillermin questioned when will council receive more definitive information on progress of proposed Stockton project?

Councilperson Bertino responded we are currently awaiting response on grant applications.

PUBLIC WORKS-Councilperson Wuillermin

Councilperson Wuillermin advised there are a number of Public Works Committee issues that will be taken up under Engineer report as action items this evening.
Advised work will begin on 4th Street water tower painting in early October

Councilperson Vitalo encouraged Public Works Committee to address certain drainage issues and passed out photos.

LAW AND ORDER-Mayor DiDonato

Law and order committee meeting update on hiring of new police officer and no parking Central and Vine ordinance
Read NJ DOC letter approving our new town hall police facility

Councilperson Marino questioned if Mayor received an update on 9th and Egg Harbor Road concerning flashing lights?

Mayor DiDonato advised he will check with Police Chief, however, he did not believe county approved same.

Councilperson Marino stated he received complaints from residents in Moss Mill Road area and questioned if the roadways can be dedicated so that police can uphold the ordinance?

Mayor DiDonato advised he believes there is a punch list that must be completed prior to dedication of roadway at this project site.

Solicitor advised Councilman Marino concerning this issue and advised he will look into the status of the project.

ENGINEER REPORT

SEWER AND WATER ACTION ITEMS

1. Pleasant Mills Road Properties Sanitary Sewer Connection Fee Waiver (11-20180.03):

At the time of sanitary sewer extension approval for the KMD Main Road Subdivision, it was recommended that sanitary sewer be extended to service some of the properties fronting Pleasant Mills Road which abut the project. In order to complete these improvements sanitary sewer easements were requested from three property owners in the area. It has been the Town's policy in the past to allow for the waiver of a sanitary sewer connection fee in the amount of one Equivalent Dwelling Unit (EDU) on properties where easements were granted. We have discussed this condition with the PWT Committee and would therefore recommend that a waiver of the sanitary sewer connection fee for 1 EDU be granted for the affected properties.

Motion by Councilperson Bertino, seconded by Councilperson Vitalo, grant a waiver of a sanitary sewer connection fee for 1 EDU for the following properties:

- Block 4301, Lot 5
- Block 4301, Lot 6
- Block 4301, Lot 8

ROLL CALL

Councilpersons:

Barberio - Y

Bertino - Y

Marino - Y

Petrongolo - Y

Vitalo - Y

Deputy Mayor Wuillermin - Y

Mayor DiDonato - Recused

Deputy Mayor Wuillermin declared the motion carried.

PUBLIC WORKS ACTION ITEMS

2. Redistribution of Atlantic County Open Space Trust Funds

Round 6 Walmer Street/Chestnut Street Properties Westcott Parcel (11-01064):

As authorized by Council, ARH has completed the Preliminary Site Assessment report for the Walmer Street/Westcott Tract parcel. A copy of the report was forwarded to the Town Clerk for their files and we did review same with the PWTC. In summary, it was noted that with the prior use as a farmed area and with the present on-site deposits of debris (i.e. concrete, wood, metal, etc.) on-site soil testing and analysis will be required as per NJDEP protocol. We have provided a proposal for Council's consideration to complete the soil testing and analysis required should the Town desire to continue with the purchase of this parcel. At the last meeting prior to action on this proposal, Council had requested that we prepare a proposal to complete an application to the NJDEP to see if funding is available to offset any of the costs for the sampling and investigation of this property. To that end we have prepared the following for Council's consideration:

1. Copy of a proposal contained in the attached memorandum dated 9/16/08 from Henry Weigiel, PE of ARH. to complete the application for funding consideration to the NJDEP.

Motion by Councilperson Wuillermin, seconded by Councilperson Bertino, approve ARH proposal dated 9/16/08 attached totaling \$1,000.00 to complete the funding application request to NJDEP and issuance of a purchase order for this work.

ROLL CALL

Councilpersons:

Barberio - Y

Bertino - Y

Marino - Y

Petrongolo - Y

Vitalo - Y

Wuillermin - Y

Mayor DiDonato - Y

Mayor DiDonato declared the motion carried.

3. Celona Property Remediation, Block 2421, Lot 2.03, 130 Railroad Avenue (11-01054):

The Town received notice on August 20, 2008 from the NJDEP related to approval of the amended Scope of Work (SOW) prepared by ARH for the Celona property as authorized to be filed by the Mayor and Council. The notice also recommended that the NJ Economic Development Authority, NJEDA, obligate a grant amount of up to \$30,040 to complete the SOW at the above noted site. To that end, ARH has prepared a proposal to complete the Preliminary Assessment (PA) and Site Investigation (SI) consistent with the grant application and funding approved by the NJDEP. The NJEDA also requests that a \$500 Authority application fee be provided along with a narrative explaining what expected redevelopment of the project site will be after the remediation is completed.

Mayor DiDonato requested, if council is agreeable, that a bond ordinance be prepared for introduction next meeting.

Clerk advised she would need commitment letters.

Councilman Marino questioned if we are not certain of total anticipated cost for each property, then how can we prepare an accurate bond ordinance?

Bob Vettese advised he will get back to council with complete costs at next meeting of council.

Clerk questioned if there would be matching funds?

Mr. Vettese responded no. The grant requires expenditure to be made and then be reimbursed.

SEWER & WATER INFORMATION ITEMS

4. 1.5 Million Gallon Water Storage Tank Painting (11-30136.03):

A preconstruction meeting was held on Tuesday, September 16, 2008, to discuss the project with the contractor, the representative from MBA, ARH, the Water Superintendent and various School officials. The contractor intends to start work during the week of October 6, 2008, for which a Notice to Proceed was issued. We will review the final color scheme for the tank with the PWT Committee. We will keep Council informed of further progress.

5. **Getty Gas Station Remediation (11-50128):**

We have prepared a draft agreement which includes the conditions of approval for tie in to the Town's sanitary sewer system by the operators of the Getty Gas Station where a site remediation effort is being completed. The Solicitor is in the process of finalizing the agreement and Hold Harmless to include the items discussed by Council. The NJDEP has notified the applicant that the site remediation process must be started. The applicant brought the FRAC tank back on-site temporarily to keep the remediation process going.

Councilperson Vitalo questioned if remediation can be expedited?

Solicitor responded yes, they are working on same.

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

As authorized, we have prepared and submitted the documents to the NJDEP and the Cape Atlantic Soils Conservation District for review and issuance of a BSDW and SCD Permit. We are also in the process of completing the Wetlands permit application to the Pinelands Commission as authorized by Council.

The Solicitor is reviewing the contracts for project funding between the NJDEP and the Town for signature. Once approved and signed by the Town Officials it will be forwarded to NJDEP for execution so that the project funds could be properly secured. The NJDEP is looking for this document to be expedited as soon as possible. The solicitor is also drafting the agreement for execution between Richard Adamucci, property owner and Town officials related to a waiver from the well sealing requirement due to agricultural use of his existing well. Once signed, we must forward a copy to NJDEP for their records. The Town has also received another letter from the NJDEP related to the Torresi property which we are in the process of reviewing with the PWT Committee. We will keep Council informed of further progress.

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

As discussed we are revising the design plans for Phase I to allow for the installation of the sanitary sewer within existing or proposed public right-of-ways.

The Town Solicitor is preparing revisions to the initial agreement between the Town and the applicant to be executed by all parties associated with cost sharing of Master Plan improvement to the project area. We will keep Council informed of further progress.

8. **Sewer Department Maintenance Facility (11-50107.04):**

We have met with the Sewer Superintendent to review the conditions of the prior design plans and approvals. As discussed with the PWTC the building will remain at the previously approved location in order to reduce the extent of review required for amended approvals from the various agencies. We have also met with a pole barn and steel frame contractors to review building construction alternatives and options in order to provide a cost effective structure that would meet the needs of the department. We will discuss the results and recommendations with the PWTC for the options to be considered prior to completing additional design work.

ARH will be preparing a proposal to modify the present site plan to reflect the modifications to the building plans and specifications for bidding purposes and to obtain approvals and permits from the various agencies. We hope to have the completed proposal for a future PWTC meeting so that authorization to proceed could be sought at future Council meeting. We also discussed the possibility of bidding the project site work and building construction in phases.

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

The plans and specifications are almost ready for bid. As previously reported we are waiting for easements to be finalized. Once the easements have been secured we will advertise for bid.

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

As previously reported the funding source USRD has requested additional information prior to advertisement. We are currently addressing the USRD review letter and anticipate a submission back to USRD within the next week or so.

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

As previously reported, minor operational problems were experienced with Well #7 which required the Town to revert back to the use of Well #5 in the interim. Last week, Well #7 was pulled and the bowl assembly and impellers were re-examined since the specification required the delivery of 1,500 gpm. During the initial installation, Well #7 was not producing 1,500 gpm. When the well was pulled, modifications were made to the bowl assembly and impellers. As a result of the modifications, the well is now pumping at the design specifications. The contractor is now addressing the electrical problems since Well #7 has been returned to service. The rehabilitation of Well #5 will await the outcome of the trouble shooting associated with the remaining Well #7 issue.

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

As previously reported, due to limited progress achieved on this matter, ARH issued a letter on July 29, 2008 seeking a reply from NJDEP. Following the issuance of this letter, we reported that various NJDEP officials have reviewed the matter. Specifically, Ed Post of Southern Enforcement has taken the lead in having the applicable agencies meet with Town Representatives to move the reuse matter forward. Pinelands has suggested that the meeting not occur until USGS, who performed a study on the Boyer Avenue site one year ago, provides an update to the Commission. The meeting for the USGS is tentatively scheduled September 30, 2008.

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

Major Modification Application:

As previously reported, we do not expect a response until February 2009.

Future Well:

At the last Council meeting, our proposal was partially awarded for the testwell procedures associated with Well #8. Work has begun on the specifications for this project focusing in on the Chew Road option following a meeting with representatives from NJDEP, NJ Geological Survey and Pinelands.

PUBLIC WORKS – INFORMATION ITEMS

14. **Drug Free Map (11-01076):**

As authorized by the Mayor and Council, we have prepared a new the drug free map to be in compliance with the latest State, County and Town standards. We have reviewed the map with the Atlantic County Prosecutor's office, Local Police Department personnel and the Town Solicitor. The amendatory ordinance was introduced last meeting for first reading. The second reading, public hearing and final reading will occur at this Council meeting. Once passed, we will include the ordinance number on the map and last revision date. A copy of the map will then be provided to the Clerk's office, Police Chief and appropriate Town officials for implementation.

15. **Community Development Funds, 2006 ADA Curb/Walk Replacement, Washington Street Phase I Reconstruction (11-40026):**

As authorized, we are continuing with the design work for the Phase I portion of Washington Street reconstruction extending between 12th Street, Rt. 54, to Orchard Street. We have also met with the Water and Sewer Superintendent's related to required utility improvements. As authorized by Council we

forwarded a letter to the ACIA to request an extension of time for project award until January 1, 2009. We will keep Council informed on further progress.

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

As authorized, we have completed the roadway base plan to note the existing street sweeping routes and roadway mileage of the Town associated with this program. We will review the information with the PWTC before forwarding the information and map to the Atlantic County Utilities Authority for comment and input. We will also be discussing with the PWT Committee the possibility of providing a similar type map for Town related leaf collection routes.

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

It is our understanding that the Solicitor is drafting a sales agreement to forward to the three (3) property owners for the properties as requested by Council in order to peruse acquisition. Should the agreement be signed by the property owners, Council could then consider ARH's proposal to complete the required survey, subdivision, preliminary environmental assessment, etc. related to the properties.

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

We have received an inquiry from Atlantic County regarding the status of progress related to each of these properties in which funding approval was received for Round #8. We will need further direction on this matter from the Recreation Committee and Council on the proper response. Noted progress on quarterly reports is important to the Town in order to be considered for future funding consideration.

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

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

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

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

19. **Myrtle Street Survey/ (11-40036):**

We are continuing with the application for Discretionary Aid assistance for the section of Myrtle Street extending between Route 206 and Pine Road and the section of Pine Road presently unpaved. We would hope to have the application ready for resolution adoption and signature at the October Council meeting.

20. **Central Avenue – Walkways (11-40027):**

Previously we reported that the next step for this project will be to send a questionnaire to the residents/property owners along Central Avenue. We will have a draft questionnaire prepared to go over with the solicitor and PWTC at the next committee meeting. Additionally a public hearing will be scheduled to allow for residents to voice their concerns related to this project. We would like to have the public meeting on Monday, October 20, if acceptable to Mayor and Council.

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

The Contractor is substantially complete, however there are punch list items remaining. Since the last reporting period we have walked the site with the County. There are a few items of work the County is

requiring. We have forwarded the County's comments to the Contractor and we are currently waiting for the Contractor to provide our office with the cost to complete the additional work and time frame to complete same.

As previously reported, the Contract will require additional funds due to as built quantities and a number of changes that took place during the project including the additional work requested by the County. Some of the changes will be covered by the County; however, there may be some changes that are the Town's responsibility (i.e. electric modifications at Reagan Rock & Christmas Tree area). We will be preparing a change order for Council's consideration at a future meeting.

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

We have received comments from the Pinelands Commission that need to be addressed. We are currently working on the response back to the Commission and will resubmit as soon as we are complete.

Subsequently the lighting, irrigation and electrical designs are underway. Once we obtain more information on these designs, we will discuss further with the Town.

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

The Pinelands Commission approved the application for public development for this project on June 13, 2008. We have prepared and submitted an application to Cape-Atlantic SCD.

24. **Fourth Street Reconstruction (11-40034):**

Previously, our office made a submission to NJDOT for additional funding. It is anticipated that grant allotments will be announced in late October. We plan to complete plans and specifications allowing for the project to be bid early in 2009. The limits of the project will be based on availability of funds.

25. **Fiesta Mexicana Restaurant Performance Bond Release (11-23056.02)**

We will be meeting with the Quality of Life Committee on Saturday, September 20, 2008, to review the site improvements for the above noted property. We will prepare a listing of conditions to the applicant and the bonding company that must be completed prior to recommending a release of the project performance bond. We would hope to have an update and recommendation for the next Council meeting.

26. **Eleventh Street Park Diversion – ROSI (11-75002):**

Once again as previously reported, the application to remove the 11th Street recreational component consisting of 6.54 acres from the ROSI involves a decision from the Town to identify certain acreage to achieve the value associated with the 6.54 acres. We are awaiting the PWTC's determination on this matter.

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

In order to conclude the work on the application to remove the 11th Street recreational component consisting of 6.54 acres from the ROSI, a decision must be made by the Town to identify certain acreage to achieve the value associated with the 6.54 acres. A report was prepared for the PWTC listing Town owned properties, specifically those located in areas where development possibility is minimal, along with their associated assessed values. A final decision must be made by the PWTC for recommendation to Council of what properties to list which will be substituted on the ROSI in place of the 6.54 acre 11th Street tract. It is the goal to conclude this exercise by the end of the month and submit the application to NJDEP.

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

The Contractor is substantially complete. There are a few punch list items that are currently outstanding. Once complete we will work to close out the project.

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

Previously we made a submission to NJDOT requesting the remaining available funds. Since that time additional information has been requested. Additional documentation has been provided and we are currently waiting for NJDOT to respond.

Councilman Marino once again expressed the need to correct drainage on certain roadways.

A discussion was held with Councilman Bertino questioning different options for correction strategies.

SOLICITOR REPORT

1. Authorize Mayor to sign Ideal Fashions Inc. Airfield letter

Motion by Councilperson Wuillermin, seconded by Councilperson Barberio, authorize Mayor to sign letter stating town has no objection to transfer of airfield facility.

ROLL CALL

Councilpersons:

Barberio - Y

Bertino - Y

Marino - Y

Petrongolo - Y

Vitalo - Y

Wuillermin - Y

Mayor DiDonato - Y

Mayor DiDonato declared the motion carried.

2. COAH issues

General status of litigation

Appointment of Municipal COAH liason and authorize to attend classes

Approval of traffic consultant to participate in COAH litigation

Motion by Councilperson Bertino, seconded by Councilperson Marino, appoint Frank Zuber as COAH liason and authorize attendance at necessary classes.

ROLL CALL

Councilpersons:

Barberio - Y

Bertino - Y

Marino - Y

Petrongolo - Y

Vitalo - Y

Wuillermin - Y

Mayor DiDonato - Y

Mayor DiDonato declared the motion carried.

Motion by Councilperson Wuillermin, seconded by Councilperson Petrongolo, authorize purchase order not to exceed \$2500.00 to Horner and Canter, Traffic Engineers, for COAH litigation.

ROLL CALL

Councilpersons:

Barberio - Y

Bertino - Y

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

Mayor DiDonato declared the motion carried.

3. Authorization for Mayor to sign Main Street agreement

Councilperson Bertino questioned if council will be privy to Mainstreet agreement, as he would rather have time to review the document prior to voting upon it?

Motion by Councilperson Barberio, seconded by Councilperson Bertino, authorize Mayor to sign Main Street agreement contingent upon Solicitor forwarding agreement to council within 10 days and council approval of agreement upon review.

ROLL CALL

Councilpersons:

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

Mayor DiDonato declared the motion carried.

4. Wind energy ordinance to be forwarded to Planning and Zoning
5. Sign ordinance
6. Alarm ordinance revisions (referred to Clerk for wording)
7. Getty Gas Station remediation

Councilman Vitalo requested Solicitor to schedule a second ATV meeting, per residents request, at his earliest convenience.

Councilman Vitalo then questioned status of Pulte as he has had residents approach him with concerns?

Solicitor responded the problem is complicated and attorneys have become involved and there is another meeting scheduled for this Thursday at 8:00 p.m. He does acknowledge the issue of the road and basin, however, he does not have the equipment or authority to correct same as quickly as we'd like to.

Councilman Vitalo suggested those present come forward to be heard.

Mayor DiDonato advised we do have an agenda to follow, Solicitor has been in contact with Mr. Adolf who represents the Pulte residents, and there is also an attorney involved.

Councilman Bertino questioned Solicitor if he can ask them to prioritize correction of roadway problems?

Solicitor responded, yes.

Councilman Marino questioned Solicitor if he believes the problems at Pulte can be corrected?

Solicitor responded, yes, and stated he does sympathize with residents. He also advised that a bankruptcy was involved which hindered the remediation time table.

Mayor DiDonato advised those present in the audience from Pulte that they are welcomed to attend the meeting scheduled for this Thursday at 8:00 p.m., and, they are also welcomed to come forward during public session this evening to state their concerns.

MAYOR REPORT

Advised of Green Day Event

Reminder of Grand Opening of Town Hall, Saturday, September 27th at 12-4 pm

Council Meeting Agendas appear on www.townofhammonton.org Thurs prior to meeting

Motion by Councilperson Bertino, seconded by Councilperson Wuillermin, place all monthly bill payments on town website. Motion carried.

Set Trick or Treat Oct 31 (6-9 pm)

Motion by Councilperson Marino, seconded by Councilperson Petrongolo, set trick or treat for October 31 from 6-9 pm. Motion carried.

TOWN CLERK/ADMINISTRATOR REPORT

1. Approve Permanent CS title Sr. Operator/Repairer for Robert Butkowski
2. Approve Purchase Orders for Grants/Trust Funds/Bond Ordinances as follows:

<u>Invoices & Payments</u>			
<u>Charged to an Ordinance, Grants or Trust</u>			
<u>Needing Council Approval 9.22.2008</u>			
<u>Vendor</u>	<u>Amount</u>	<u>Purpose</u>	<u>Acct Charged</u>
Mcmanimon & Scotland	\$ 810.20	Fees for Bond Ord 28-2008	Ord 28-2008 Senior Center
Music Theatre International	\$2,471.77	Royalties for Back to 80's Play	Recreation Trust
Dynamite FX	\$2,528.00	Sound System for Back to 80's Play	Recreation Trust
Laurence Peterson	\$1,226.69	Reim for Lumber for Stage for Back to the 80's	Recreation Trust
Carisa Joyce	\$1,000.00	Choreographer back to the 80's	Recreation Trust
Lynn Pistone	\$1,000.00	Director Back to 80's Play	Recreation Trust
Ashley Brimfield	\$ 750.00	Assistant Director Back to 80's Play	Recreation Trust
Dana Giglio	\$750.00	Stage Management Back to 80s Play	Recreation Trust
Josh Tatora	\$ 750.00	Music/Choral Back to 80's Play	Recreation Trust
Harriet Lombardelli	\$1,000.00	Choral Director Back to 80's Play	Recreation Trust
Kevin Rigby	\$ 500.00	Musician Back to 80's Play	Recreation Trust
Rob Smith	\$ 500.00	Musician Back to 80's Play	Recreation Trust
Matt Tatora	\$ 500.00	Musician Back to 80's Play	Recreation Trust

Tony Mascara	\$ 500.00	Musician Back to 80's Play	Recreation Trust
Matt Landis	\$ 500.00	Musician Back to 80's Play	Recreation Trust
Health & Safety Services Inc.	\$1,350.00	Change Order for testing asbestos removal at old Town Hall	Ord 6-2006
		Original PO was for \$4,900.00, need additional \$1,350.00	
Al Szolack	\$1,968.00	Presentation at SJ High School & Peer Leadership Shirts & Supplies	Drug Alliance Grant
Dell	2780.00	Computer equipment	Ord 15-05

Motion by Councilperson Marino, seconded by Councilperson Wuillermin, approve Town Clerk items 1-2.

ROLL CALL

Councilpersons:

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

Mayor DiDonato declared the motion carried.

APPROVAL BILL LIST/PAYROLL/OVERTIME-ATTACHED

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

Motion by Councilperson Wuillermin, seconded by Councilperson Vitalo, approve bill list.

Councilman Vitalo questioned are toters available at this time for those who need additional?

Councilman Wuillermin responded, yes, toters are available to those residents requesting 1 additional toter. However, there is a limit of 2 toters per household. He stated that if the resident is recycling, per law, there should be no need for more than 2 trash toters. He also advised that repairs were made to existing toters and town owned toters are currently being retrieved from those households with more than 2.

Mayor DiDonato added that everyone should make every attempt to recycle and advised of some recyclable material that may be confused as trash. He encouraged residents to learn what is recyclable and to practice recycling.

ROLL CALL

Councilpersons:

- Barberio - Y
- Bertino - Y (abstain on photo bill only)
- Marino - Y
- Petrongolo - Y
- Vitalo - Y
- Wuillermin - Y
- Mayor DiDonato - Y

Mayor DiDonato declared the motion carried.

COMMUNICATIONS

1. Authorize employees to attend League of Municipalities

(dates to be determined per availability of necessary credits for licenses)

- 2. Accept resignation Belinda Santiago effective 10/1/08
- 3. Authorize Downtown trick or treat 10/18 (rain date 10/25) 1-4 pm with road closures & police assistance

Councilperson Barberio questioned if those employees attending the League of Municipalities are doing so to obtain license credits?

The Clerk responded, yes.

Motion by Councilperson Barberio, seconded by Councilperson Bertino, approve communication items 1-3.

ROLL CALL

Councilpersons:

Barberio - Y

Bertino - Y

Marino - Y

Petrongolo - Y

Vitalo - Y

Wuillermin - Y

Mayor DiDonato - Y

Mayor DiDonato declared the motion carried.

REPORTS-August 2008

Town Clerk

Registrar

Construction

NEW BUSINESS-ORDINANCES

Bond Ordinance #031-2008 Airport Improvements

Ordinance # 31-2008

BOND ORDINANCE PROVIDING FOR ROAD AND FENCE IMPROVEMENTS TO THE MUNICIPAL AIRPORT OF THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC, NEW JERSEY, APPROPRIATING \$158,985 AND AUTHORIZING THE ISSUANCE OF \$3,700 BONDS OR NOTES OF THE TOWN TO FINANCE A PORTION OF THE COST

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

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Town of Hammonton, New Jersey as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$158,985, including the aggregate sum of \$155,285 as the several down payments for the improvements or purposes required by the Local Bond Law, consisting of \$276 from the Capital Improvement Fund, \$151,035 grant from the United States Department of Transportation, Federal Aviation Administration, and \$3,974 grant from the State of New Jersey.

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

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments, negotiable bonds are hereby authorized to be issued in the principal amount of \$3,700 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation and Estimated Cost</u>	<u>Down Payment</u>	<u>Estimated Maximum Amount of Bonds or Notes</u>	<u>Period of Usefulness</u>
a) Design and permitting of Airport Academy Drive Access Road as shown on and in accordance with the plans and specifications on file in the office of the Clerk, which plans are hereby approved including all work and materials necessary and incidental thereto	\$99,087	\$96,787 (\$94,132 from Federal Aviation Grant, \$2,477 from the State Aviation Grant and \$178 from the Capital Improvement Fund)	\$2,300	10 years
b) Design and rehabilitation of the Airport's existing perimeter fencing as shown on and in accordance with the plans and specifications on file in the office of the Clerk, which plans are hereby approved including all work and materials necessary and incidental thereto.	59,898	58,498 (\$56,903 from a Federal Aviation Grant, \$1,497 from a State Aviation Grant and \$98 from the Capital Improvement Fund)	1,400	10 years
TOTALS	<u>\$158,985</u>	<u>\$155,285</u>	<u>\$3,700</u>	

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

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

notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

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

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

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

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 10 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 \$3,700, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$3,700 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated costs indicated herein for the purposes or improvements.

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

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

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

Section 10. The Town hereby declares the intent of the Town to issue the bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This ordinance is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

Section 11. 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 Bertino, the ordinance be taken up for and pass first reading and given legal publication.

ROLL CALL

Councilpersons:

Barberio - Y

Bertino - Y

Marino - Y

Petrongolo - Y

Vitalo - Y

Wuillermin - Y

Mayor DiDonato - Y

Mayor DiDonato declared the motion carried.

Ordinance #032-2008 Amend Chapter 271-6 Vehicles and Traffic

ORDINANCE # 032-2008

AN ORDINANCE AMENDING CHAPTER 271-6 OF THE CODE OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC ENTITLED "Vehicles and Traffic"

WHEREAS, the Police Chief has recommended an amendment to Chapter 271-6 Vehicles and Traffic and the Mayor and Town Council have considered it in the best interest of the Town to amend this specific section; and

WHEREAS, there is a need to provide safe passage of pedestrian traffic in the Town of Hammonton;

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

That Chapter 271-6 "Vehicles and Traffic" is hereby amended by the addition of the following:

<u>NAME OF STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
Central Avenue	Both	From Vine Street in an easterly direction to the entrance of town hall (replaces "east" Third St. to Vine Street)
Vine Street	Both	From 2 nd Street to 3 rd Street And at bend heading toward Rt. 54 (replaces existing chapter 271-6 Vine Street "no parking" interpretation from 2 nd to Rt. 54)

BE IT FURTHER RESOLVED, that all ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

This ordinance shall take effect upon final passage and publication as required by law and the approval of the New Jersey Commissioner of Transportation and the County of Atlantic as set forth in N.J.S.A. 39:4-8.

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

ROLL CALL

Councilpersons:

Barberio - Y

Bertino - Y

Marino - Y

Petrongolo - Y

Vitalo - Y

Wuillermin - Y

Mayor DiDonato - Y

Mayor DiDonato declared the motion carried.

RESOLUTIONS

#R120-2008 Authorize Kiwanis Halloween Parade

RESOLUTION # 120 - 2008

RESOLUTION AUTHORIZING AND ENDORSING
KIWANIS CLUB HALLOWEEN PARADE

WHEREAS, Kiwanis Club of Hammonton has and continues to promote the Town of Hammonton with scheduled events in the downtown business district; and

WHEREAS, Mayor and Council has and continues to support the efforts of Kiwanis Club of Hammonton; and

WHEREAS, October 29, 2008 is the scheduled date for the Annual Kiwanis Club Halloween Parade (rain date to be October 30, 2008);

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, STATE OF NEW JERSEY, that the Kiwanis Club Halloween Parade is acknowledged and endorsed with the following streets being closed:

N. Egg Harbor Road from Rt. 54 to Fairview Avenue from 6:00 – 7:00 pm
Rt. 54 (Bellevue) from N. Egg Harbor Road to Third St. from 7:00 – 9:00 pm

#R121-2008 Adopt Construction Fee Schedule (approved by dept head and counc comm)

#R 121 - 2008

RESOLUTION ADOPTING FEE SCHEDULE
FOR CONSTRUCTION OFFICE

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

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

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

#R122-2008 Authorize Mayor Execute Airport Agreement

#R 122 - 2008

RESOLUTION
OF
Town of Hammonton

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC, STATE OF NEW JERSEY that:

<u>Mayor</u>	<u>Mayor John DiDonato</u>	Title
	Name of Authorized Person	

is authorized to execute the Agreement: NJASP # 07-04-09S

Project Description: Infield Drainage Improvements Design & Construction

on behalf of the **Town of Hammonton**.

#R123-2008 Adopt National Incident Management System

#R 123-2008

A Resolution Authorizing the Adoption of the National Incident Management System (NIMS)
As the Basis for Incident Management in the Town of Hammonton

Whereas, response to and recovery from major emergencies and disasters requires integrated professional management and coordination; and

Whereas, the National Incident Management System (NIMS) has been identified by Homeland Security Presidential Directive – 5 as being the requisite incident management system for all levels of government and all political subdivisions in the United States; and

Whereas, NIMS provides a consistent nationwide platform to enable all government, private sector and non-governmental organizations to work together during domestic incidents regardless of cause, size or complexity; and

Whereas, THE Town of Hammonton acknowledges that emergency planning and response to incidents can best be accomplished by employing standardized terminology, standardized organizational structures, interoperable communications, consolidated action plans, unified command structures, uniform personnel qualification standards, uniform standards for planning, training, and exercising, comprehensive resource management, and pre-determined facilities during emergencies or disasters; and

Whereas, use of the Incident Command System (ICS) provides responders with a common terminology and principles for incident command and control, and is an integral part of incident management activities throughout the Town of Hammonton; and

Whereas, implementation of the NIMS standardized procedures for managing personnel, communications, facilities, and resources will enable the Town of Hammonton to be eligible for state and federal funding to enhance local emergency preparedness, agency readiness, first responder safety, and incident management processes:

Now, therefore, the Board of Selectmen for the Town of Hammonton hereby order and direct as follows:

1. The Town of Hammonton hereby adopts NIMS as the common foundation for incident management, coordination and support activities.
2. All town departments, offices and agencies responsible for managing and/or supporting incident response and disaster operations shall incorporate into their planning, training, and operations the NIMS as prescribed by the United States Department of Homeland Security.
3. The Town of Hammonton hereby adopts ICS for command and control of all incident response operations.

All employees of the Town of Hammonton are hereby directed to render such aid and assistance as is required for the implementation of the foregoing policy.

#R124-2008 Capital Budget Amendment Airport

#R 124-2008

TOWN OF HAMMONTON

CAPITAL BUDGET AMENDMENT

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

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

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

General Capital Fund

		<i>Federal</i>	<i>State</i>	<i>Debt</i>		
1) <u>Purpose</u>	<u>Total</u>	<u>Grant</u>	<u>Grant</u>	<u>Authorized</u>	<u>CIF</u>	
a) Airport Academy Drive Access Road - Design & Permitting	\$ 99,087	\$ 94,132	\$ 2,477	\$ 2,300	\$ 178	
b) Airport Rehabilitation of Existing Perimeter Fence - Design	<u>\$ 59,898</u>	<u>\$ 56,903</u>	<u>\$ 1,497</u>	<u>\$ 1,400</u>	<u>\$ 98</u>	
Total	<u>\$ 158,985</u>	<u>\$ 151,035</u>	<u>\$ 3,974</u>	<u>\$ 3,700</u>	<u>\$ 276</u>	

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

#R125-2008 Renew 2008/09 Liquor License EJ's West End Grill

R# 125 -2008

RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF HAMMONTON,
ATLANTIC COUNTY, NEW JERSEY,
AUTHORIZING THE ISSUANCE OF ABC LICENSES
BEGINNING JULY 1, 2008 AND EXPIRING JUNE 30, 2009

WHEREAS, it is a requirement of NJ ABC that in the matter of the authorization and issuance of license of the sale of Alcoholic Beverages, a resolution must be adopted, which resolution shall specifically determine and name the person, firm or corporation adjudged by such resolution to be entitled to such license as adjudged to be issued, and further such resolution must also fix the name and the licensed premises; and

NOW, THEREFORE, BE IT RESOLVED, BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC AND THE STATE OF NEW JERSEY:

That it is hereby specifically determined and declared that the following named persons and corporation, if any, be and they are hereby adjudged to be entitled to a license of the class hereinafter specified to sell alcoholic beverages at or on the premises as herein fixed and described to wit:

	<u>License Number</u>	<u>Plenary Retail Consumption License</u>
C-7	0113 33 019 006	EJ's West End Inc. t/a West End Grill Location: 201-12 th St.

BE IT FURTHER RESOLVED that each and everyone of the foregoing hereinbefore named persons and corporations be and the same are hereby granted a License of the class specified for the sale of Alcoholic Beverages at retail at and on the premises as hereinbefore in connection with each licensee described. Such license shall be for the term of one year.

#R126-2008 Implement Evacuation Plan

Resolution 126 - 2008

Resolution Amending Resolution #93-2004
Authorizing Mayor and Council to
Implement Fire and Emergency Evacuation Plan

WHEREAS, the Town of Hammonton needs to implement a fire and emergency evacuation plan and

WHEREAS, it is in the best interest of all Town Employees to have a fire and emergency evacuation plan in place.

WHEREAS, The Town wishes to establish a policy in order to provide personnel with a systematic guideline for evacuation.

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

1. In the event of sight/smell of smoke or visible flames, it shall be the responsibility of all town employees to set off the fire alarm (by activating fire pull station). Suspicious articles or persons should be reported by dialing extension 221.
2. Police communication shall notify the appropriate fire, rescue or response agency.
3. All employees will interrupt all phone conversations with "there is an emergency, I must leave the building and hang up".
4. All department heads must be responsible for the following:
 - a. Close all files in drawers
 - b. Close all doors
 - c. Secure all cash.
 - d. Locate and be familiar with all fire extinguishers.
 - e. Make sure that no one is left in the area.
 - f. Make a visual inspection of your area and report any abnormal circumstance to the first police officer or fire official in sight.
 - g. Assemble employees in the following areas: Phase I in front of the "Town of Hammonton" sign located at the entrance of the parking lot (sidewalk area), Phase II, parking lot on the corner of Vine and Central Avenue, Phase III, corner of Third and School House Lane, St. Joe's building
 - h. No one is to re-enter the building until the fire chief or the building inspector declares it is safe to enter.
 - i. The press and media will be controlled by the Town Administrator's office.
 - j. Evacuation drill shall be practiced periodically.
 - k. Each department head should assess and develop a plan for particular problems, which could arise when the building is evacuated because of an emergency. i.e., prisoners, special equipment, etc.

#R127-2008 Accept Drunk Driving Enforcement Grant

#R 127-2008

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

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

WHEREAS, the Town has received **\$ 12,457.53 from Division of Motor Vehicles**, and wishes to amend its Budget to include this amount as a revenue.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Town of Hammonton hereby requests the Director of the Division of Local Government Services to approve the insertion of grant in the **2008 Budget** of the Town of Hammonton to reflect:

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

Drunk Driving Enforcement Fund

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

#R128-2008 Accept Recycling Tonnage Grant

#R 128-2008

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

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

WHEREAS, the Town has received **\$ 28,089.26 from Solid Waste Administration**, and wishes to amend its Budget to include this amount as a revenue.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Town of Hammonton hereby requests the Director of the Division of Local Government Services to approve the insertion of grant in the **2008 Budget** of the Town of Hammonton to reflect:

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

Recycling Tonnage Grant

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

#R129-2008 Amend Resolution 40-08 Clarify and Include Pay Increases

R 129-2008

RESOLUTION AMENDING RESOLUTION 40-2008
TO CLARIFY AND INCLUDE PAY INCREASES

WHEREAS, there exists a need to establish a policy for Town of Hammonton Employee promotions and pay increases that is fair and consistent; and

WHEREAS, the Town of Hammonton Promotion Policy is intended to work in conjunction with all New Jersey Department of Personnel policies and promotional procedures;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC, STATE OF NEW JERSEY, that the following be adopted as the official promotional and/or pay increase procedure for the Town of Hammonton:

All requests for promotions and/or pay increases must be submitted to the Town Clerk/Administrator by the Department Head no later than January 15 along with the necessary employee evaluation form marked "promotional evaluation".

The Town Clerk/Business Administrator is the designated official to review employee qualifications based on NJ DOP regulations, past employee evaluations, letters of discipline or commendation in employees file, and department head recommendation.

The Mayor and Council will then review the Town Clerk/Administrator's recommendation as well as budgetary restrictions.

If the promotion and/or pay increase is granted, it will take effect the first payroll of July of that year.

#R130-2008 Tax Resolution September

#R 130-2008

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

B&L	NAME	ADDRESS	AMOUNT	ACCT.	REASON	PER
3105-20	Rongone	534 French	159.21	Water	Remove excess broken meter	Jim
3105-20	Rongone	534 French	109.62	Water	Corrected excess	Jim
4012-7.07	Berenato	23 Samuel Dr	3945.24	Tax	Refund Washington Mutual	Rosie

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

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

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

Motion by Councilperson Marino, seconded by Councilperson Bertino, resolutions 120-130 be adopted.

Councilperson Bertino questioned Resolution 122-2008, airport grant, as a grant amount is not listed on same?

The Clerk responded that the State e mailed this resolution to her, as is, and required council action. She suggested to have Frank Zuber, Accountant, ascertain additional information and provide same to Mayor and Council.

Councilperson Bertino stated that would be sufficient.

ROLL CALL

Councilpersons:

Barberio - Y

Bertino - Y

Marino - Y

Petrongolo - Y

Vitalo - Y

Wuillermin - Y

Mayor DiDonato - Y

Mayor DiDonato declared the motion carried.

#R131-2008 Authorize Professional Service Contract – Triad Assoc.

RESOLUTION # 131-2008

RESOLUTION AWARDING A PROFESSIONAL SERVICES
CONTRACT TO TRIAD ASSOCIATES

WHEREAS, the Town of Hammonton desires to retain the services of a consultant to provide professional services for **Housing Rehab Program**; and

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

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

NOW, THEREFORE BE IT RESOLVED by the Mayor and Common Council of the Town of Hammonton in the County of Atlantic and State of New Jersey that a Professional Services contract be entered into with Triad Assoc. consistent with the form of contract which is annexed hereto and made a part hereof for a total compensation not to exceed **\$ 9,750.00**; and

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

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

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

Motion by Councilperson Marino, seconded by Councilperson Bertino, resolution 131 be adopted.

ROLL CALL

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

Mayor DiDonato declared the motion carried.

LICENSE APPROVAL

- | | |
|--------------------------------------|----------|
| Hammonton Revitalization Corp raffle | 12/19/08 |
| Sons of Italy Special Permit ABC | 10/3/08 |

Motion by Councilperson Marino, seconded by Councilperson Barberio, the licenses be approved.
Motion carried.

PUBLIC HEARD

Bruce Montgomery – Alexander Drive – Pulte Development

Mayor DiDonato thanked Mr. Montgomery for waiting for the public portion to be heard.

Mr. Montgomery stressed the primary concern of the residents of Pulte are the roadways. The retention pond cannot be corrected without the roadways being corrected first. He also questioned the dollar amount of the bond being held by the Town of Hammonton?

Solicitor advised he will bring bond information with him and provide answers to questions at the meeting planned for this Thursday.

Vincenzo Penza – Representative Republican Club

Sam Mento – Representative Democrat Club

Dwight Baldwin – Representative Hammonton First

Mr. Penza, Mr. Mento, and Mr. Baldwin, together requested use of council chambers for live political debate between the 3 parties to be held on Sunday, October 19th at 7:00 p.m. He also advised they will pay for any cost for services and use of local channel 9. He advised there will be seating reserved for 25 persons per party and public can fill the remainder of seats.

Councilman Wuillermin suggested they request input from League of Women Voters on how to conduct debate as well.

Mr. Penza stated he is in touch with League of Women Voters.

Solicitor advised he is agreeable to the reserved seating and made himself available to work with these gentlemen to come up with a fair seating plan.

Motion by Councilperson Barberio, seconded by Councilperson Wuillermin, authorize use of town hall and channel 9 for political debate October 19 at 7 pm contingent upon facility being opened to the public, and reimbursement to Nick DeStefano for services rendered.

Solicitor advised Councilpersons Bertino, Vitalo and Marino that they may vote on this motion.

ROLL CALL

Councilpersons:

Barberio - Y

Bertino - Y

Marino - Y

Petrongolo - Y

Vitalo - Y

Wuillermin - Y

Mayor DiDonato - Y

Mayor DiDonato declared the motion carried.

Mark Santora – Old Forks Road

Mr. Santora, referring to the Pulte Development meeting, requested that Solicitor request of those representing Pulte who are to attend meeting be able to present to concerned residents what scientifically is Pulte proposing that they feel will correct this drainage basin this time and how it differs from last time. He questioned if the tape from the Planning Board meeting has been found?

Solicitor responded no, however, it is a typical practice to destroy old records including tape recordings of meetings.

MEETING ADJOURNED

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

Minutes recorded by April Boyer Maimone, Assistant Municipal Clerk

Minutes approved by Susanne Oddo, Town Clerk/Adm.