

Minutes
REGULAR MEETING OF COUNCIL
Held in Town Hall Council Chambers
100 Central Avenue, Hammonton, N.J.
Monday, December 17, 2007 at 7:00 P.M.
Minutes can be viewed at www.townofhammonton.org

SPECIAL CLOSED SESSION 5:00 P.M.

ROLL CALL

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

PUBLIC HEARD

No one desired to be heard.

#R175B-2007 Enter Closed Session

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

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

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

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

ROLL CALL

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

Mayor DiDonato declared the motion carried.

RESUME REGULAR MEETING CALLED TO ORDER BY MAYOR DIDONATO at 7:30 pm

Mayor DiDonato noted all members of council are present per previous roll call.

PRESENT ALSO

Brian Howell, Town Solicitor
Bob Vettese, Town Engineer

PLEDGE OF ALLEGIANCE

PUBLIC NOTICE

This meeting has been posted on Town Hall bulletin board and e mailed to official newspapers pursuant to law. Please familiarize yourselves with the 3 fire exits to the right of the Council Chambers. Also, there is to be no smoking in the Town Hall at any time.

PUBLIC HEARD FOR AGENDA ACTION ITEMS

No one desired to be heard.

APPROVAL OF MINUTES

Motion by Councilperson Vitalo, seconded by Councilperson Bertino, approve the minutes of the Regular Meeting – 11/19/07 as recorded by the Clerk. Motion carried.

DISPENSE WITH REGULAR ORDER OF BUSINESS

Discussion Background Check for Recreational Volunteer Coaches

Mayor DiDonato stated he wanted to give the citizens an opportunity to comment on the proposed background checks for recreational coaches even though action will not be taken this evening.

Mark Bianchini

Mr. Bianchini advised Mayor and Council that the Hammonton Little League already performs A nationwide background check on all coaches.

Mr. Borda further advised Mayor and Council on specifics of their current background checks and offered handouts to those who are interested in additional information. He advised the background checks are nationwide criminal background checks and include all forms of crime.

Councilman Vitalo questioned what is the drug/alcohol tolerance?

Mr. Bianchini advised they have a no tolerance policy but have not had anyone come back with a drug record.

Councilman Vitalo suggested that Mr. Borda be present at next Parks and Recreation meeting to advise members of his background check procedure.

Paul Galletta

Mr. Galletta advised that he introduced the idea of Recreational Coaches Background Checks at the request of various citizens and members of council in an effort to keep the children of this community safe. He advised that he did not intend to overstep his authority and would be agreeable to an amicable solution.

John Rodio

Mr. Rodio advised Mayor and Council on statistics on drug use among males and stated our coaches are primarily males. He reiterated that he feels that whatever background check is adopted should include a zero tolerance for drug use. He handed each councilmember 50 grams of parsley to demonstrate the amount of marijuana the current policy allows.

Councilman Vitalo advised he now agrees with John Rodio on his request for zero tolerance however he still wants to implement something as soon as possible and still does not want to hold a past drug charge against a minor that made one mistake. He stated his intentions are to protect the children of this community.

Mr. Rodio stated the applicant coach will have a right to appeal the outcome of the background check.

Councilperson Wuillermin stated he does not feel the background check necessarily needs to be created and governed by the municipality but can be accomplished privately as the Little League has proven. The council can adopt their proposed policy as the standard background check policy for all Town of Hammonton Recreational purposes.

Councilperson Colasurdo stated he agrees with a no tolerance drug policy and does not feel we need to rush into the adoption of a background check just to get one in place. He'd rather take the time to review and approve a background check that is efficient and acceptable to those groups involved in same.

Mayor DiDonato referred this matter go back to Park Commission and requested they work with Solicitor and various Recreational Groups to come up with an acceptable background check for Mayor and Council to approve.

Police Officers Robert Zbikowski and Jonathan O'Neil sworn in by Mayor John DiDonato

Nick Bradford – Resident of Hammonton and Student of Stockton College

Mr. Bradford stated he was invited here this evening by Mayor DiDonato to make a presentation concerning Climate Protection Agreement. He explained he and the Mayor are both interested in preserving our environmental and reduce global warming. He read the plan allowed to the governing body.

Mayor DiDonato thanked and applauded Mr. Bradford for getting involved and suggested he be a part of the committee.

Mr. Bradford advised he will be leaving the country in February to study abroad but would like to be a part of this committee at a later date.

Town Hall Committee Report-Approval of Change Order Dolan \$4,535.76 Tower Conduits

Mr. Steve DiDonato advised Mayor and Council on the progress of the new town hall project.

Motion by Councilperson Wuillermin, seconded by Councilperson Colasurdo, approve change order for Dolan Construction in the amount of \$4535.76.

ROLL CALL

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

Mayor DiDonato declared the motion carried.

Councilperson Bertino questioned if the building committee has a cost estimate for demolition of the old town hall building yet?

Mr. Steve DiDonato responded ARH has a demolition plan and bid specs ready to bid as soon as the new town hall is functional as far as computer wiring security.

Hearing Ordinance 33-2007 Update Employee Handbook

Motion by Councilperson Marino, seconded by Councilperson Bertino, ordinance 33-07 be taken up for second reading and public heard. Motion carried.

No one desired to be heard.

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

ROLL CALL

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

Mayor DiDonato declared the motion carried.

Hearing Ordinance 34-2007 Amend Chapter 6-13 Adding Alt 1 & 2 Env. Comm.

Motion by Councilperson Wuillermin, seconded by Councilperson Vitalo, ordinance 34-07 be taken up for second reading and public heard. Motion carried.

No one desired to be heard.

Motion by Councilperson Wuillermin, 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 - Y
- Vitalo - Y
- Wuillermin - Y
- Mayor DiDonato - Y

Mayor DiDonato declared the motion carried.

Hearing Ordinance 35-2007 Amend Ord 12-07 Lake Water Quality Advisory Comm.

Motion by Councilperson Wuillermin, seconded by Councilperson Vitalo, ordinance 35-07 be taken up for second reading and public heard. Motion carried.

No one desired to be heard.

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

ROLL CALL

Councilpersons:

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

Mayor DiDonato declared the motion carried.

Hearing Ordinance 36-2007 Amend Ord 11-95 Job Performance Review

Motion by Councilperson Bertino, seconded by Councilperson Massarelli, ordinance 36-07 be taken up for second reading and public heard. Motion carried.

No one desired to be heard.

Motion by Councilperson Wuillermin, 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 - Y
- Vitalo - Y
- Wuillermin - Y
- Mayor DiDonato - Y

Mayor DiDonato declared the motion carried.

RESUME REGULAR ORDER OF BUSINESS

COMMITTEE REPORTS

Councilperson Vitalo Report

- Parks and Rec Report
- Environmental Report
- Enforce Ord 241-20 stormwater runoff
- Thank residents for allowing him to serve them and wished everyone a Merry Christmas

Councilperson Bertino Report

Business and Industry Report on Replacing Highway Garage if and when proposed State office comes to fruition

Motion by Councilperson Bertino, seconded by Councilperson Marino, authorize ARH to perform needs assessment for new highway garage and prepare RFQ and advertise.

Councilperson Massarelli advised that Councilman Bertino attended the meeting in her absence and she concurs with his report and request for ARH to prepare and advertise RFQ's this evening.

ROLL CALL

Councilpersons:

- Bertino - Y
- Colasurdo - Y
- Marino - Y
- Massarelli - Y
- Vitalo - Y
- Wuillermin - Y

Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

Councilperson Marino Report

Colwell Avenue Street light is on order

Request extension leaf pickup

Advised on changes and additions such as new mechanic at highway dept that occurred this year

Trash removal to Veterans

Councilperson Marino motioned to authorize amendment to include trash pickup to the veterans of Hammonton as well as our emergency officials.

The Clerk advised that an amendment to the current ordinance may be introduced as early as January 1, 2007 organization meeting.

Solicitor authorized to prepare necessary amendment.

Mayor questioned what was the intent of the current amendment made in 2005 that discontinues trash pickup to non residential (profit or non profit)?

Councilman Bertino advised the intent was to distinguish between commercial and residential users in 2005. However, the Veterans and Rescue Squad were not intended to be a part of this amendment. He stated that he agrees that their trash should be picked up and suggested they include recycling pickup for the Veterans and Rescue Squad as well.

Mayor read the list of those non residential users that highway department is currently picking up which included a location outside of Hammonton boundary.

Councilperson Vitalo suggested the town reinstate pickup to all those listed until the ordinance can be amended and then give those not included in trash pickup enough time to arrange an alternate solution.

Solicitor advised that he does not feel anyone is intentionally disrespecting our veterans. The challenge we are facing is to amend the ordinance in a fair manner.

Solicitor questioned Mr. Schiernbeck how did he decide on what churches to pick up, since all churches are not currently being picked up.

Mr. Schiernbeck responded it was past practice and he just continued same.

Councilman Colasurdo agreed that we should continue picking up the veterans trash until the ordinance is amended.

Sal Mazza – Commander of the VFW

Mr. Sal Mazza questioned how can this council even classify the veterans as being inclusive in this ordinance? He feels the veterans should be taken care of in the same way that they have taken care of their country. He stated he and others are very upset about this decision. He has had the opportunity to review the ordinance and does not feel it was intended for the veterans.

Mayor DiDonato questioned how would veterans want to be classified?

Mr. Mazza responded as a "recognized service organization."

Thomas Costa

Mr. Costa advised Mayor and Council to read the actual ordinance which does state non residential but then goes on to list those considered non residential and does not reference recognized service organizations such as the veterans.

Joseph Ingemi

Mr. Ingemi stated that he has observed that council is trying to remedy this situation. He stated that he hopes this council will find a way to include all our service groups.

Mr. Lance Schiernbeck, Road Superintendent, was present to advise the public on the proposed 2008 trash schedule which excluded Monday pickup and moved each day of week up one day in which Friday would be pickup for Thursday and Friday.

After a discussion of Mayor and Council, Lance Schiernbeck was requested to meet with

Mr. Owen of Atlantic County Recycling to ascertain whether the county could accommodate the Town and change their recycling pickup schedule in Hammonton to coincide with the Town's proposed trash pickup schedule and then report back to council.

A discussion was held concerning the extension of leaf pickup. Mayor DiDonato invited Scott Rivera, Assistant Road Superintendent, who is operating highway department this week due to Mr. Schiernbeck being on vacation, to update council on the status of repair to the leaf machines.

Mr. Rivera advised one leaf machine has been repaired and is on the road. He is expecting the parts for the others to arrive within the week.

Mr. Schiernbeck advised of placing DARE cans at recycling transfer station as he receives a large amount of clothing in the current dumpsters.

Mr. Schiernbeck wished everyone a Merry Christmas and was excused.

Councilperson Vitalo offered the surplus in parks and rec budget to the highway department for repair of leaf machines.

Councilperson Wuillermin Report

Pump test results completed
 Updated council on firm source project
 Well 7 & 5 update
 Committee requests that council give ARH approval to move forward with plan
 2008 Capital Project Report
 Report on December 18 Pinelands Commission Meeting
 Authorize Clerk to advertise for vacant position as sewer dept.
 Report on repairs

Councilperson Massarelli Report

Update on proposed State Building
 Thank you to those who she has worked with during her service to the Town

Councilperson Colasurdo Report

Update on Pump Station at PR Civic Assoc.
 Thank you to those who he's worked with during his years of service to the Town

ENGINEER REPORT

SEWER & WATER - ACTION ITEMS

1. Mortelite 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. We will hope to have a proposal for full consideration by Council for Monday nights meeting which could also include the potential to seek USRD funding assistance for the project if desired.

No action taken this evening.

PUBLIC WORKS - ACTION ITEMS

2. 11th/Washington Street NJDEP Site Evaluation (11-01065):
 As authorized last meeting, we have begun the process to conduct the evaluation and complete the testing required by NJDEP for the 11th Street site. We are also completing the application to try and secure Hazardous Discharge Site Remediation Fund to assist in the Town seeking reimbursement of monies expended for this work. We have attached a resolution for Council's consideration which must accompany the funding request.

Refer to New Business for resolution.

3. Route 54/Bellevue Avenue Utilities (11-50120/ARH Proposal #07-0776)
 In recent committee meetings this project has been discussed and is known to be a target project for the Town in the up in coming year. The permitting aspect of this project is nearly 100% complete and with a few minor modifications, all permits should be in hand and the project will be ready to bid. Prior to bidding the project there are some final design modifications that should be made, including the incorporation of any conditions from applicable regulatory agencies and modifications to include the extension of the decorative sidewalk to School House Lane. In order to proceed further into the construction of this project our office has prepared a proposal to complete final design modifications, public bidding and the construction management of the project. The proposal is included as an attachment to this report. It should be noted a majority if not all of our proposal is reimbursable through the USRD.

Motion by Councilperson Wuillermin, seconded by Councilperson Colasurdo, authorize ARH's proposal (\$95,500.00) to complete the final design, coordination of the public bid and construction management in accordance with the attached proposal and authorize ARH to respond to USRD.

ROLL CALL

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

Mayor DiDonato declared the motion carried.

4. Redistribution of Atlantic County Open Space Trust Funds (11-01064):

ARH has completed the revised application to Atlantic County for the parcel noted as a portion of Block 3001, Lot 1.01 which is part of the Harborwood Condominium complex fronting Walmer Street. We have received a review letter from the County. They have requested that the Council pass a resolution for a time extension for the application and revise the funding amount to match the \$57,000.00 allotment stipulated on the original application. They also request the Town seek funding assistance from an alternate source such as Green Acres. We are waiting for the certification from the Harborwood Condominium Association officers to permit access to the property so it could be included with the application.

Refer to New Business for resolution.

5. Myrtle Street Survey/Pinelands Inquiries (07-0750):

As requested, we have prepared a proposal for Council's consideration to complete the research, survey work, wetlands locations, legal descriptions, base plans and Pinelands inquiries to allow for the improvement to Myrtle Street. We have divided the proposal into various categories for Council's consideration depending on the extent of the roadway improvement limits directed by Council. The project limits and amounts estimated for each phase presented for Council's consideration are as follows. Council can choose any combination as so desired to best fit its needs:

Myrtle Street ~ Pine Road ~ Oak Road

▪ Phase I – Myrtle Street Route #206 to Pine Road 2900 LF±	\$11,300.00
▪ Phase II – Myrtle Street – Pine Road to Oak Road 2800 LF±	\$9,800.00
▪ Phase III – Pine Road – Myrtle Street to edge of existing pavement 500 LF±	\$3,200.00
▪ Phase IV – Oak Road – Myrtle Street to edge of existing pavement 2800 LF±	\$9,200.00

Motion by Councilperson Wuillermin, seconded by Councilperson Massarelli, authorize ARH to proceed with Phase I and Phase III.

On the question: Councilman Bertino questioned are we paving Myrtle Street?

Mr. Vettese of ARH outlined the proposed project for Mayor and Council.

Mr. Tim Aglialoro of Myrtle Street was present and stressed the severity of paving Myrtle Street.

ROLL CALL

Councilpersons:
 Bertino - N
 Colasurdo - Y
 Marino - Y (with provision to reach out to Tuckahoe Turf)
 Massarelli - Y
 Vitalo - Y
 Wuillermin - Y
 Mayor DiDonato - Y

Mayor DiDonato declared the motion carried.

6. Central Avenue – Walkways (ARH Proposal #07-0733)

Our office was asked to prepare a proposal to complete the design of a walkway along Central Avenue. The proposal has been included as an attachment to this report. It is anticipated we will provide at a

minimum a four foot walkway along one side of the roadway extending to the White Horse Pike. Additionally we plan to seek public input and get the affected property owners involved in the decision of where to locate the walkway.

Motion by Councilperson Bertino, seconded by Councilperson Wuillermin, authorize ARH's proposal (\$29,000.00) to complete the scoping and design of a walkway along Central Avenue extending between Broadway to the White Horse Pike.

ROLL CALL

Councilpersons:

Bertino - Y

Colasurdo - Y

Marino - Y

Massarelli - Y

Vitalo - Y

Wuillermin – Y

Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

7. Vine Street & Second Street (11-40033/ARH Proposal #07-0713)

Previously our office was authorized to perform a survey of Vine Street from Egg Harbor Road to Central Avenue along with Second Street from Bellevue Avenue to Cherry Street. The field work is complete and a base plan has been prepared. In order to allow the project to continue moving forward, our office has prepared a proposal for Council's consideration. The proposal is included as an attachment to this report. It should be noted there are two sections described as follows:

Section I: Vine Street (Egg Harbor Road to Central Avenue) & Second Street (Bellevue Avenue to Vine Street)

Section II: Second Street (Vine Street to Cherry Street)

The project has been broken into these sections because funds may not allow the entire project to be completed at once. ARH has provided two options on our proposal for Council to consider.

Option I: Design Section I only \$21,500.00

Option II: Design Section I & II \$30,000.00

Motion by Councilperson Wuillermin, seconded by Councilperson Colasurdo, authorize ARH's proposal to complete the design per Option I Section I:

ROLL CALL

Councilpersons:

Bertino - Y

Colasurdo - Y

Marino - Y

Massarelli - Y

Vitalo - Y

Wuillermin – Y

Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

SEWER & WATER INFORMATION ITEMS

8. Well #5-#7 (11-30131):

Change Order #4 was authorized at the last meeting which involved the modifications to Well #3 building and the chemical building. Current activity includes the completion of the masonry work at Well #7. The electricians are installing conduit for Well #7 and also inside Well #5. The demolition inside the chemical building is underway. Revised submittals have begun to be provided for review. No work on Well #3 building has begun at this time.

9. Water Allocation (11-30088):

Major Modification Application:

The step draw down test has been completed on Wells #3, #4 & #5. The 72-hour pump test has been completed on Wells #3 & #4. The 72 hour pump test has been started on Well #5. We are waiting a submission of results of the test from the contractor for each of the wells. 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 request.

Future Well:

As previously reported, following the collection of data regarding the three pilot well locations from the Aquifer Testing Program, we will submit to the Town a proposal for siting the test well for Well #8.

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

A meeting with Lee Rain and the Drip Irrigation Manufacturer was held on Friday, November 16, 2007. At the meeting, we discussed the strategy for moving forward for a formal application to NJDEP. As a reminder, the goal is 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.

It was the consensus of the group to request that this very presentation be given to the USGS staff who are investigating the Boyer Avenue site. Additionally, it was believed that it would be helpful if NJDEP representatives interested in the USGS status and who will also review the drip irrigation process be invited to the meeting. All have agreed to attend the meeting scheduled for December 18, 2007.

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

As authorized last meeting we had made contact with various painting consultants to establish the tank painting specifications and preparation of documents for bid distribution.

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

We are waiting for a confirmation date from NJDEP relating to the establishment of a possible public hearing date related to the water main extension project which will most likely occur early next year. We will keep Council informed of further progress.

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

A Development Application has been forwarded to the Pinelands Commission for review and approval. Concurrently, the Town Solicitor is working on securing easements for this work. Once these two tasks have been completed, submissions to the NJDEP can be made.

PUBLIC WORKS – INFORMATION ITEMS

14. **Fourth Street Reconstruction Proposal (07-0668):**

Our survey crew have begun the research and fieldwork for the project as authorized last meeting.

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

We have contacted the State and they have assigned a reviewer to the restriping request. We are waiting for the report from the NJDOT investigator related to their findings and recommendations for the stop bar placement in the area of the above noted intersection.

16. **11th Street Soils Investigation/Disposal (11-01000-101):**

Aqua Tex Transport has completed the removal and disposal of the contaminated soil at the 11th Street site as authorized by Council.

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

Since the last reporting period the Contractor has substantially completed work from Bellevue Avenue to Chestnut Street just short of Broadway which are the limits of the Phase I section. There are some punch list items that need to be addressed, but the roadway in this section is now open full time to the commuting public.

The Contractor has begun work in the second section between Chestnut Street and the White Horse Pike. A majority of the storm sewer improvements have been completed. The base pavement from the end of section one to just before Bachelor Lane is installed.

Discussions have been taking place related to a winter work stoppage. It is our impression that the Contractor prefers to stop work at this time, it is also our recommendation to cease work until the winter weather season has past. We have also had discussions with the County Engineer's office related to the work stoppage. While the completion of this project has been long awaited, we caution not to move hastily and work during an ill advised weather period. If Mayor and Council prefer to keep moving forward regardless of weather, we suggest a project meeting to discuss the obstacles and limitations that need to be tackled in order to proceed in this manner.

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

We are waiting the results for the NJDEP investigation of the pesticide application completed by Great Blue at the Hammonton Lake.

19. **14th Street Culvert Investigation (11-01000):**

The County forces have completed the cleaning of the box culvert. As requested by the County, periodic inspection of this area should occur by the Town Public Works Department to ensure the culvert is clear.

20. **Route #30 NJDOT Resurfacing Project (11-20204):**
As authorized by Council at a prior meeting, we prepared a letter for the Mayor's signature requesting the NJDOT to coordinate their resurfacing project of a portion of Route #30 with any improvements possibly to be completed within the area of the intersecting streets extending between Linda Avenue and Pleasant Mills Road. We have been contacted by Mr. Steve Witkowski from the NJDOT who indicated they will delay this resurfacing project until the intersection improvements are completed at the adjoining intersections first. After the intersection work is completed, they could possibly complete the resurfacing work under the State contract.
21. **Elm & Cottage Roadway Reconstruction (11-40032):**
The contractor has completed the roadway surfacing. We have placed a payment request on the bill list for Council's consideration. All that remains is punchlist items and trench repair work requested by Council on Route #54 and Walnut Street
22. **Transportation Enhancements, Bellevue Ave-12th Street Improvements (11-40011):**
Our office has prepared and will be submitting a final submission package to be sent to NJDOT. Subject to unforeseen circumstances, the Town should receive a final reimbursement from the NJDOT in the amount of \$414,251.78.
23. **Boyer Avenue Recreation (11-50099):**
Phase III
As authorized our office has begun work on the design of the phase III facility. We will be reaching out to the Recreation Committee to discuss this project once we've complete the grading and drainage calculations for the project.
24. **Eleventh Street Park Diversion (11-75002):**
The Green Acres Program has provided guidelines to proceed with the diversion of the Eleventh Street Park. Our office will be working to outline the steps needed, and illustrate the plan of attack. Once that is complete, the next step will be to hold a scoping hearing, which can be completed at a regularly scheduled Council meeting. However, the meeting must be adjourned to conduct the public hearing in accordance with Green Acres protocol.
25. **Hammonton Lake Park (11-90028):**
Plans have been submitted to the Pinelands Commission and we are awaiting their review. In addition to the submission to the Pinelands Commission we have directed the plans to the Atlantic County Engineer's office to ensure the modifications to the bike path and emergency access will be permitted in the County ROW of Egg Harbor Road.
26. **Gypsy Moth (11-01000):**
The Department of Agriculture has completed the gypsy moth egg mass survey in Hammonton. They indicated that heavy outbreaks of the pest are expected in the spring for this area. Certain areas qualify for the moth suppression program. It is estimated that to complete the spraying it would cost the Town approximately \$90,000.00 - \$100,000.00 with a possibility of being reimbursed 50% of that cost. Briefly, the Town must agree to the following conditions if they wish to participate in the program:
- Arrange to finance the total cost of the treatments and make contractual agreement with a vendor to complete the spraying.
 - Assist in administration and coordination of program (including marking the sites) and provide a coordinator for contact purposes.
 - Adopt a resolution declaring the gypsy moth a public nuisance.
 - Provide newspaper notices related to the program.
 - Provide mailing of notices to occupants of properties where spraying will occur.
 - Provide mailing of notices to schools related to the program.

The Department will indicate to the Town what sites to mark. The Town is to supply the personnel to mark the sites.

The deadline for December 14, 2007 is to indicate whether or not the Town will participate and who the Town's representative would be in order to attend a regional meeting to be held in January. No motion or resolution is required to be sent with the 2 page form at this time.

There does not appear to be a penalty if the Town indicates affirmatively at this time that the Town will participate in the program, then decide to drop out at a later date due to an unfavorable situation.

In summary, financially, the Town fronts the program costs and then, there might be a reimbursement of possibly 50% of the monies expended for aerial spraying. All other costs and expenses are the Town's responsibility.

Regarding the actual spraying time, the spray is to be applied at the first sign of infestation. The eggs hatch in early spring. Three of four areas in Hammonton are indicated to be sprayed twice.

In order for the Town to at least be considered as eligible for the program, the forms were completed by our office at the direction of the Mayor and sent to the State. We will seek the Town's direction as to any further action they may request our office to complete at a later date.

Authorize Extension of Force Main

Motion by Deputy Mayor Wuillermin, seconded by Councilperson Marino, authorize ARH to extend force main to Pleasant Mills Road.

ROLL CALL

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

Deputy Mayor Wuillermin declared the motion carried.

SOLICITOR REPORT

Disqualify himself in matter of KMD/Tomasello and have Conflict Solicitor handle same K&K Laundry Easement NJM settlement

Motion by Councilperson Bertino, seconded by Councilperson Vitalo, authorize Solicitor to prepare necessary paperwork for NJM settlement.

ROLL CALL

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

Mayor DiDonato declared the motion carried.

Solicitor Report continued

Cara Lane Homeowners Assoc./Basin Approval

MAYOR REPORT

Update on Kessler Hospital-Congratulate all citizens for their help in this effort Presentation Plaques to Councilpersons Massarelli and Colasurdo Wished everyone a Merry Christmas

TOWN CLERK/ADMINISTRATOR REPORT

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

Request approval of Transfer Resolution and authorize add ons as needed for end of year payroll #R175A-2007 Transfer Resolution Attached

After a discussion was held concerning areas in need of funding, it was on motion by Councilperson Bertino, seconded by Councilperson Vitalo, the transfer resolution be adopted with permission to add on necessary end of year payroll transfers and transfer \$6500 for tree removal if funds are available.

ROLL CALL

Councilpersons:
Bertino - Y
Colasurdo - Y
Marino - Y
Massarelli - Y
Vitalo - Y
Wuillermin – N

Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

Authorize Reimburse \$300 to Nick DeStefano for use of personal cell phone in yea 2007

The Clerk explained that this figure was determined as fair by herself as this is the authorized reimbursement given to those police officers utilizing their personal cell phones annually.

Motion by Councilperson Colasurdo, seconded by Councilperson Marino, authorize reimbursement of \$300 to Nick DeStefano for use of personal cell phone for year 2007 only and issue a town cell phone for future work related issues requiring contact by cell phone.

ROLL CALL

Councilpersons:

Bertino - Y

Colasurdo - Y

Marino - Y

Massarelli - Y

Vitalo - Y

Wuillermin – Y

Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

APPROVAL BILL LIST/PAYROLL/OVERTIME-ATTACHED

Motion by Councilperson Bertino, seconded by Councilperson Vitalo, approve December bill list.

ROLL CALL

Councilpersons:

Bertino - Y

Colasurdo - Y

Marino - Y

Massarelli - Y

Vitalo - Y

Wuillermin – Y

Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

COMMUNICATIONS ACTION ITEMS:

1. From Planning Board request authorize release of escrow fees:
 Anthony Varsaci \$ 100.00
 Victory Bible Church \$1,053.75 (pending payment of outstanding bills)
2. From St. Joseph High School request to publicize events on Channel 13 R66-03 att.

Motion by Councilperson Bertino, seconded by Councilperson Marino, approve communications action item number 1 and refer number 2 to Solicitor for review of policy.

ROLL CALL

Councilpersons:

Bertino - Y

Colasurdo - Y

Marino - Y

Massarelli - Y

Vitalo - Y

Wuillermin – Y

Mayor DiDonato – Y

Mayor DiDonato declared the motion carried.

COMMUNICATIONS INFORMATIONAL ITEMS:

1. From NJ DOT advising of review and recommendation not to lower speed limit Rt 54

Councilman Vitalo disagreed with States assessment of Rt. 54.

REPORTS-November 2007

Town Clerk

Registrar

Construction Official

UNFINISHED BUSINESS

None

NEW BUSINESS-RESOLUTIONS

#R176-2007 Schedule Council Meeting Dates 2008

#R 176-2007

WHEREAS, the Open Public Meeting Act otherwise known as Chapter 231 of the Public Laws of 1975 requires that all municipalities adopt a Resolution setting the time, place and date of their meeting; and

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

1. That there shall be an Organization Meeting at 12:00 o'clock noon on January 1, 2008 at which time Mayor and Common Council of the Town of Hammonton will reorganize for the full year and conduct such emergent business as is necessary.
2. That the following is the list of meeting dates for year 2008 and said meetings will be held at 7:00 p.m. in the Town Council Chambers, Town Hall, 100 Central Avenue, Hammonton, New Jersey 08037:

The list of meetings for 2008 are as follows:

January 1 Organization Meeting	
January 21	July 28
February 25	August 25
March 17	September 22
April 28	October 27
May 19	November 24
June 23	December 22

3. That the council meetings will be open to the public.
4. That the Hammonton News, the Hammonton Gazette and the Atlantic City Press are those newspapers designated as the papers to which all notices are to be sent as to all meetings not specifically provided for in this Resolution to Chapter 231 of the Public Laws of 1975.
5. That minutes shall be kept and provided as required by said statute by the Town Clerk of all the meetings set forth above and shall be available to the public pursuant to the requirements of said law.

Motion by Councilperson Bertino, seconded by Councilperson Vitalo, resolution 176 be adopted.

ROLL CALL

Councilpersons:

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

Mayor DiDonato declared the motion carried.

#R177-2007 Authorize Tax Exemption

RESOLUTION # 177 - 2007

RESOLUTION GRANTING TAX EXEMPTION PURSUANT TO ORDINANCE 8-2000

WHEREAS, the following properties have made application pursuant to Ordinance 8-2000 for a five (5) year exemption and abatement application:

Block 403 Lot 1	Vision Properties/Raspberry Run LLC
Block 1102 Lot 41	Onsite Properties LLC
Block 2519 Lot 5	Cornelius, Theodore & Beverly
Block 2526 Lot 1	Berenato, Joseph Jr.

WHEREAS, Mary Joan Wyatt, Tax Assessor of the Town of Hammonton has reviewed application(s) and determined property(s) qualify for exemption and/or abatement consistent with the provisions of Ordinance 8-2000.

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 above listed property(s) be granted a tax exemption per Ordinance 8-2000 for no more than (5) years.

Motion by Councilperson Bertino, seconded by Councilperson Vitalo, resolution 177 be adopted.

On the question: Councilperson Bertino questioned if all aspects of requirements have been satisfied.

Deputy clerk responded this was approved by Tax Assessor prior to being placed on agenda.

ROLL CALL

Councilpersons:

Bertino - Y

Colasurdo - Y

Marino - Y

Massarelli - Y

Vitalo - Y

Deputy Mayor Wuillermin – Y

Mayor DiDonato – Recused

Deputy Mayor Wuillermin declared the motion carried.

#R178-2007 Salary Resolution Radio (2007 Longevity)

#R 178-2007

WHEREAS, the Mayor and Common Council of the Town of Hammonton, by Ordinance #25-2005 fixed a salary range for the employment of certain officials and employees of the Town of Hammonton, County of Atlantic, New Jersey; and

WHEREAS, said ordinance provides that the amount to be paid to such official or employee within the salary range shall be fixed from time to time by Resolution of the Mayor and Council; and

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:

JANUARY 1, 2007

<u>NAME</u>	<u>TITLE</u>	<u>BASE</u>	<u>LONG.</u>	<u>HEAD DISP.</u>	<u>TOTAL</u>
Theresa Bradbury	PubSafTele	41,000.	1700.	-0-	42,700.
Dean Humphries	PubSafTele	41,000.	1300.	-0-	42,300.
Santo Ciraolo	PubSafTele	41,000.	1300.	-0-	42,300.
Paul Sacco	PubSafTele	41,000.	1000.	-0-	42,000.
Linda Martinelli	PubSafTele	28,000.	-0-	-0-	28,000.

Hourly salary for 2007 will be at the discretion of the Police Chief.

AND BE IT RESOLVED that the said salary shall be in place for the calendar year 2007.

#R179-2007 Tax Resolution December

#R 179 -2007

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

BLOCK & LOT	NAME	PER	AMOUNT	ACCT	REASON
3101-7	Chiofalo	Rosie	230.90	Sewer	Tran to 2709-25
3101-7	Chiofalo	Rosie	69.00	Water	Tran to 2709-25
4802-14	Martinelli	Rosie	280.24	Tax	Tran to 4802-14QFARM

2522-14 SUB 1	12th & Railroad	Jim	2,360.22	Sewer	Remove excess
2522-14 SUB 1	12th & Railroad	Jim	1,658.39	Water	Remove excess
2201-13	Vitale	Rosie	151.49	Tax	Refund Fidelity Tax, LLC
1102-3	Sergi	Rosie	260.43	Tax	Cancel Added 2007 & 2008
2407-3	DeStefano	Rosie	1,427.77	Tax	Post Error Tr to 2409-3

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.

#R180-2007 Cancel Balances

#R 180-2007

WHEREAS, there are several items on the Town's books that can be canceled and it is the recommendation of the Governing Body of the Town of Hammonton that these items be canceled; and

WHEREAS, the following is the detail of the items to be canceled:

<u>Fund</u>	<u>Account/Description</u>	<u>Amount</u>
<i>General Capital Fund</i>	Grant Receivable – Ord. #7-97 (c)	\$180,268.56
	Grant Receivable – Ord. #3-03 (b)	.38
<i>General Capital Fund</i>	Improvement Auth. No. 7-97 (c)	180,268.56
	Improvement Auth. No. 7-99 (d)	3,037.53
	Improvement Auth. No. 18-01 (f)	23.75
	Improvement Auth. No. 26-02 (a)	12,545.43
	Improvement Auth. No. 26-02 (f)	6,197.06
	Improvement Auth. No. 3-03 (b)	9,090.35
	Improvement Auth. No. 7-04 (b)	5,905.99
	Improvement Auth. No. 7-04 (e)	710.00
	Improvement Auth. No. 15-05 (a)	46.40

BE IT RESOLVED, that the items listed above be canceled and that the Accountant record this action in the books and records of the Town of Hammonton.

#R181-2007Support Redevelopment Study

RESOLUTION # 181-2007

**Resolution Supporting a Redevelopment Study at the
Hammonton Storage Yard
(a.k.a., proposed Skate Park)
151 Eleventh Street
Block 2608, Lot 1
Hammonton, Atlantic Co, NJ**

WHEREAS, pursuant to N.J.S.A. 40A:12A-6, the Mayor and Town Council of the Town of Hammonton, County of Atlantic, State of New Jersey, desires to undertake a Preliminary Assessment (PA), Site Investigation (SI) and, if applicable, Remedial Investigation (RI) to determine whether the former Hammonton Storage Yard identified as Block 2608, Lot 1, located at the intersection of Eleventh & Washington Streets (herein referred to as the "Property") is an area in need of redevelopment according to the criteria set forth in N.J.S.A.40A:12A-5; and

WHEREAS, the Governing Body of the Town of Hammonton have determined that there has been, or it suspects that there has been, a discharge of hazardous substances or a hazardous waste on the Property; and

WHEREAS, the Town of Hammonton is applying for funding from the Hazardous Discharge Site Remediation Fund for the assessment and investigation of the Hammonton Storage Yard in order to determine the extent or the existence of any hazardous substance or hazardous waste; and

Motion by Councilperson Colasurdo, seconded by Councilperson Wuillermin, authorize issuance of licenses. Motion carried.

Approve Police Chief Contract 4/8/06 – 12/31/09

Motion by Councilperson Wuillermin, seconded by Councilperson Colasurdo approve police chief contract.

ROLL CALL

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

Mayor DiDonato declared the motion carried.

#R 183 -2007 Salary Resolution - Police Chief

#R 183 -2007
 R E S O L U T I O N

WHEREAS, the Mayor and Common Council of the Town of Hammonton, by Ordinance # 25 -2007 fixed a salary range for the employment of certain Town Officials of the Town of Hammonton, County of Atlantic, New Jersey; and

WHEREAS, said ordinance provides that the amount to be paid to such official or employee within the salary range shall be fixed from time to time by Resolution of the Mayor and Council; and

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>
Frank Ingemi	Police Chief	107,877.00	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>
Frank Ingemi	Police Chief	110,277.00	

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>
Frank Ingemi	Police Chief	112,677.00	

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

Effective January 1, 2009

<u>NAME OF</u>	<u>TITLE</u>	<u>2009 TOTAL</u>	<u>NOTATIONS</u>
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EMPLOYEE

Frank Ingemi

Police Chief

115,077.00

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

Motion by Councilperson Wuillermin, seconded by Councilperson Colasurdo, Police Chief salary resolution be adopted.

ROLL CALL

Councilpersons:

Bertino - Y

Colasurdo - Y

Marino - Y

Massarelli - Y

Vitalo - Y

Wuillermin - Y

Mayor DiDonato - Y

Mayor DiDonato declared the motion carried.

Authorize solicitor to acquire quotes for appraisers downtown parking project

Motion by Councilperson Bertino, seconded by Councilperson Wuillermin, authorize Solicitor to acquire quotes for appraisers for downtown parking project.

ROLL CALL

Councilpersons:

Bertino - Y

Colasurdo - Y

Marino - Y

Massarelli - Y

Vitalo - Y

Wuillermin - Y

Mayor DiDonato - Y

Mayor DiDonato declared the motion carried.

PUBLIC HEARD

Mark Santora - Old Forks Road

Mr. Santora requested the Deputy clerk to read 2 letters concerning sewer/water extension to his property on Old Forks Road. He once again requested Mayor and Council to write to Attorney General concerning the issues with this development area.

After a discussion of Mayor and Council it was suggested that Mr. Santora refer the response from the Attorney General to himself to council for review prior to a determination being made.

Gene Gullo - Bellevue Ave.

Mr. Gullo thanked everyone for the beautification of Bellevue Avenue and requested his corner sidewalk be re done and requested signs to deter the loitering in the area. Further, since he resides at his apartments he feels he should be allowed to utilize our transfer station.

MEETING ADJOURNED 10:50 pm

Motion by Councilperson Massarelli, seconded by Councilperson Colasurdo, the meeting be adjourned. Motion carried.

Minutes recorded by April Boyer Maimone, Assistant Municipal Clerk

Minutes approved by Susanne Oddo, Town Clerk/Administrator