

Regular Meeting of Mayor and Council – August 27, 2012
Town Hall Council Chambers, 100 Central Avenue
Executive Session 6:00 P.M.
Public Session 7:00 P.M.

Minutes can be viewed at www.townofhammonton.org

MEETING CALLED TO ORDER

ATTENDANCE ROLL CALL

Councilpersons:

Carpo - Present

Esposito - Present

Furgione - Present

Pullia - Present

Rodio – Entered Later In Executive Session

Torrissi - Present

Mayor DiDonato - Present

PRESENT ALSO

Brian Howell, Town Solicitor

Jerry Barberio, PWM/Business Administrator

#R077-2012 Enter Into Executive Session

#R077-2012

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. Treatment Solutions: expert retention
2. Berenato Litigation: settlement authorization
3. Water Department/SCADA (supervisory control & data acquisition) System/Licensed Operator
4. COAH request for models
5. Veteran's Park/Leo Park
6. Paradise Lakes
7. Tax Appeals (cases in New Jersey Tax Court)
8. Discuss bills – slip and fall claim

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 Esposito, seconded by Councilperson Pullia, the resolution to enter into executive session is adopted.

ROLL CALL

Councilpersons:

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Absent

Torrissi - Yes
Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

RESUME REGULAR MEETING-ROLL CALL

Councilpersons:
Carpo - Present
Esposito - Present
Furgione - Present
Pullia - Present
Rodio - Present
Torrissi - Present
Mayor DiDonato - Present

PRESENT ALSO

Brian Howell, Town Solicitor
David Cella of ARH, Town Engineer
Jerry Barberio, PWM/Business Administrator

PUBLIC NOTICE

Notice of this meeting has been posted and given to official newspapers. Please familiarize yourselves with the fire exits to the right and rear of the Council Chambers. Please do not proceed beyond the front benches without invitation from the Mayor to do so.

PLEDGE OF ALLEGIANCE

PUBLIC HEARD FOR AGENDA ACTION ITEMS

Dan Bachalis – Green Committee

Mr. Bachalis thanked Mayor and Council for their endorsement of Green Day Festival which appears later on the agenda this evening and advised on the event. He invited Mayor and Council to participate in the event.

Leon Gazzara – 223 Vine Street

Mr. Gazzara stated he wanted to address the damage to his property.

Mayor DiDonato referred the matter to Chief Jones and Administrator Barberio.

APPROVAL OF MINUTES

Special Meeting June 15, 2012
Executive Session July 23, 2012
Regular Meeting July 23, 2012

Motion by Councilperson Carpo, seconded by Councilperson Esposito, the minutes are approved as recorded by the Clerk

ROLL CALL

Councilpersons:
Carpo - Yes
Esposito - Yes
Furgione - Yes

Pullia - Yes
Rodio - Yes
Torrissi – Yes (recused on July 23 meetings only)
Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

DISPENSE WITH REGULAR ORDER OF BUSINESS

1. Public Hearing – ACO (Hearing held later in evening to comply with the 7:30 p.m. advertisement)
2. Hearing Ordinance #021-2012 Capital Appropriation Hudson Energy

Motion by Councilperson Rodio, seconded by Councilperson Torrissi, the ordinance is taken up for second reading and public hearing.

No one desired to be heard.

Motion by Councilperson Esposito, seconded by Councilperson Furgione, the hearing is closed the ordinance is passed second reading and adopted.

ROLL CALL

Councilpersons:
Carpo - Yes
Esposito - Yes
Furgione - Yes
Pullia - Yes
Rodio - Yes
Torrissi - Yes
Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

3. Hearing Ordinance #022-2012 Amend Chapter 261-9 Towing Fee Schedule

Motion by Councilperson Torrissi, seconded by Councilperson Esposito, the ordinance is taken up for second reading and public hearing.

No one desired to be heard.

Motion by Councilperson Torrissi, seconded by Councilperson Furgione, the hearing is closed the ordinance is passed second reading and adopted.

ROLL CALL

Councilpersons:
Carpo - Recused
Esposito - Yes
Furgione - Yes
Pullia - Yes
Rodio - Yes
Torrissi - Yes
Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

COMMITTEE REPORTS

Administration -Councilperson Esposito

Report on 8/16 Administrative Committee meeting with department heads

Business & Industry-Councilperson Esposito

Report on 8/22 Revitalization Committee meeting

Advised on current and upcoming events including Cruisin Main Street 9/22

Declared the week of August 27 Puerto Rican Week and advised on the annual event

Education-Councilperson Furgione

Updated on status of projects at the various Schools

Reported on the start of the school year 9/5

School board meeting moved to 9/20

9/15 Elementary School Playground and Library will be dedicated and invited everyone to attend

Public Works & Transportation-Councilperson Rodio

Wished Jerry Barberio, PWM/Business Administrator a quick recovery

Advised on action item involving Skinner Building that appears later on agenda

Wished everyone a great holiday

Law & Order-Mayor DiDonato

No action items this evening

Wished the Puerto Rican Civic Assoc. well during their event

Quality of Life – Councilperson Torrissi

No action items this evening

Advised on upcoming events

Report on Lake Quality consideration of spraying at lake in future

Water & Sewer – Councilperson Pullia

Defer action items to engineer report

Reported on various projects

Reported on water flow and stressed conservation of water

Radium report will be given by Mr. Joseph Pantalone at 7:30 this evening

ENGINEER REPORT

PUBLIC WORKS ACTION ITEMS

1. **Skinner Building – Egg Harbor Road (ARH# 11-01074)**

An HDSRF Grant (\$39,643) was prepared by ARH sometime ago as requested by Council for this case and recently approved by NJDEP and NJEDA on May 16, 2012.

In connection with the grant approval, ARH provided the Town with a proposal dated May 21, 2012, totaling \$38,535.00 (copy attached) to complete the 'site investigation' work. It is our understanding that formal action on the proposal can occur once all required paperwork, resolutions, etc. are passed by the Town and forwarded to the State EDA for the establishment of the funds. Jerry Barberio, PWM/BA has prepared a resolution for Council's consideration to authorize the Mayor and Town Officials to execute the documents.

ARH also recently met on-site with Town staff and a tank removal contractor to discuss the scope of the non-grant funded work (i.e., tank removals, waste disposal, etc.). As requested, ARH has prepared a proposal dated 8/2/12 (copy attached) totaling \$3,750.00 to prepare a request for services from various

contractors to complete the tank investigation process along with the removal/disposal of the four (4) storage tanks and the various drums, oils, aerosols, etc. described in our 8/2/12 proposal.

We have requested a proposal from five (5) different contractors and are awaiting their responses which are due on Friday, August 25th. We will prepare a summary/report for Jerry Barberio, PWM/BA of the proposals obtained for Council's consideration. It is understood that the Town intends to fund some or all of this work through Ordinance #017-2012, which provided for \$158,130 for the safe demolition of the building and other environmental tasks.

Motion by Councilperson Rodio, seconded by Councilperson Pullia, authorize:

1. Adoption of the Resolution 89-2012 authorizing the Mayor and Town Officials to execute the funding documents as stipulated by the EDA to allow for the acceptance of the \$38,543.00 grant.

ROLL CALL

Councilpersons:

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

Motion by Councilperson Esposito, seconded by Councilperson Pullia, authorize:

2. Approval of the ARH proposal dated 5/21/12 totaling \$38,535.00 subject to final execution of the funding documents by the EDA and certification of funding availability by the CFO.

Councilman Furgione questioned time frame on investigations.

Mr. Cella advised the investigation will be ongoing and in conjunction with the project.

ROLL CALL

Councilpersons:

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

Motion by Councilperson Rodio, seconded by Councilperson Esposito, authorize:

3. Approval of the ARH proposal dated 8/2/12 totaling \$3,750.00 to prepare the request for proposals for the storage tank removal/disposal along with related environmental work as detailed.

ROLL CALL

Councilpersons:

Carpo - Yes

Esposito - Yes

Furgione - Yes
Pullia - Yes
Rodio - Yes
Torrissi - Yes
Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

Motion by Councilperson Furgione, seconded by Councilperson Rodio, authorize:

4. Approval of award of Tank Closure bid to ENR Contracting of Winslow, NJ in an amount of \$16,050.00

RESOLUTION # 090- 2012
RESOLUTION AWARDING BIDS ON UST CLOSURES SKINNER SITE

WHEREAS, the Town of Hammonton received bids on August 24, 2012; and

WHEREAS, the low bid received was from ENR Contracting in an amount of \$16,050.00; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Town of Hammonton, County of Atlantic, State of New Jersey that the bid for UST closure at Skinner Building is awarded to ENR Contracting of Winslow, NJ in the amount of \$16,050.00.

Councilman Furgione questioned when do we go to the next phase?

Mr. Barberio, PWM/BA, advised on the multi phases.

ROLL CALL

Councilpersons:

Carpo - Yes
Esposito - Yes
Furgione - Yes
Pullia - Recused
Rodio - Yes
Torrissi - Yes
Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

Public Hearing ACO Held Here – 7:30 p.m. as advertised

Mr. Joseph Pantalone of ARH was present to give an update of the status of the NJ DEP ACO.

Mr. Pantalone advised Mayor and Council and the public on the NJ DEP requirements for radium reporting, as well as the status of each individual well in the Town of Hammonton. He reported on the status of the air stripper. He advised of the measures the Town is taking to remedy the radium exceedance in certain wells. He advised the Town is currently seeking a W2, T3 water operator as part of DEP requirements for Hammonton's needs. He stated that the public must also be notified each time the ACO is revised. He advised on the time frame NJ DEP has negotiated with the Town to become compliant with radium treatment as well as licensed water operator. Town representatives continue to negotiate with NJ DEP as necessary and must report any changes to the public.

He advised that Well 5 scheduled revision is on target as contract has been awarded and we have had pre construction meetings. He also advised that a portion of the project will be funded by grant to lessen the burden

on the community. He advised on the time frame for Well 5 radium treatment as negotiated with NJ DEP. He also advised that NJ DEP has approved Well 4 Radium Treatment to take place after an approved test period of Well 5.

He advised the NJ DEP is also interested in the Town setting a succession plan of licensed operators by April 30, 2013. He stated the NJ DEP has been very cooperative and if we run into problems they are there to help. The amended ACO will be placed in writing in an effort to stay in compliance and to assure the public that the town is taking the necessary course of action. Our average radium that exceeds threshold is just over the minimal, however, we still must take action according to law. Radium is a long term health affect. NJ DEP is the monitor of our compliance schedule. Mr. Pantalone advised of NJ DEP Bureau of Southern Enforcement contacts for public: Mary Simpson or Mike Pagano 856-614-3655. He also offered himself as a contact for those who may have questions or concerns by dialing 561-0482 jpant@arh-us.com. He also advised that the funding cycle for NJ EIT for well 4 grant has been raised from 20% to 50% which is good news.

Mayor reiterated the schedule of active wells and radium treatment and opened the hearing to the public.

Kelly Longo

Mrs. Longo stated she was troubled by the lack of notification the public received concerning the water rate increase.

Mayor advised the water rate increase was discussed at several public council meetings over the last year as well as noticed in newspapers per law.

Mrs. Longo then posed several questions to which Mayor and Council and Mr. Pantalone responded.

John Bee

Mr. Bee stated he is a professional hydro geologist and offered his advice to Mayor and Council.

Mayor and Council thanked Mr. Bee.

Mayor DiDonato, seeing no one further wishing to be heard, advised the hearing is closed.

Approve ACO

Motion by Councilperson Pullia, seconded by Councilperson Rodio, approve the ACO to be submitted to NJ DEP.

ROLL CALL

Councilpersons:

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

SEWER & WATER ACTION ITEMS:

2. Hammonton Water System - Radium (ARH #11-30152):

Radium at Well #5/#7:

As previously reported, on June 25, 2012 the contract was awarded to TKT Construction of Williamstown, NJ for the following:

Base Bid	\$1,532,900.00
Alternate 2A	\$21,000.00
Alternate 2B	\$21,000.00
Alternate 3	<u>\$23,000.00</u>
TOTAL	\$1,597,900.00

Note : Alternate #1 (natural gas generator) was not awarded.

The award was conditioned upon consent from NJEIT (the funding agency), at which time consent was received on July 24, 2012. A preconstruction meeting was held on July 30, 2012, as attended by Town representatives, the contractor and NJDEP officials. Notice to Proceed was issued on August 6, 2012, with a 180 calendar day completion time frame thus resulting in substantial completion on or before February 1, 2013.

At this writing, the contractor has started the shop drawing and submittal process. They are scheduled to mobilize within the next two weeks for site work and initiation of building construction.

Radium at Well #4:

As Council is aware, the gross alpha limit and the Running Annual Average (RAA) on Well #4 is exceeded. Throughout the peak summer demand currently being experienced, the Town continues to rely on Wells #1, #2 and #4 for the Town's daily water supply. Thus far, the Town has been capable of refraining on the use of Wells #5 and #7.

Well #4 – Air Stripper:

From previous reports, Council has been made aware that the air stripper must be upgraded to avoid future enforcement action. The schedule for the correction to the air stripper was included in the proposed amended ACO.

We are still attempting to obtain coverage of the upgrade, estimated to be in the \$40,000.00 to \$50,000.00 range from the NJDEP Spillfund Program. A final determination has not yet been remitted. Since the ACO will require the upgrade to be made regardless of whether funding becomes available, we are including our proposal for these services for consideration.

Licensed Operator:

As a reminder, a time frame for resolution to the licensed operator issue was also included in the proposed amended ACO. The Town has begun its search on resolving this problem.

No action taken this evening.

SEWER & WATER INFORMATION ITEMS:

3. Administrative Consent Order (ACO) – Water System (ARH #11-30150):

Per the previous section of the report, there are various issues that will be covered under an amendment to the existing ACO. These issues involve the following:

- ~ Wells #5/#7 construction schedule
- ~ Well #4 Radium contamination and compliance schedule
- ~ Well #4 Air stripper upgrade
- ~ Licensed Operator issues

Over the past month, the Town has proposed schedules to achieve compliance and said schedules were reviewed by NJDEP. For the most part, the proposed schedules were accepted without modification by the Enforcement Bureau. A summary of the ultimate compliance deadlines for the issues contained in the AACO are as follows:

- ~ Licensed Operator compliance – October 31, 2012

- ~ Well #4 Air stripper upgrade – project completion March 31, 2013
- ~ Licensed Operator succession plan – April 30, 2013
- ~ Wells #5/#7 Radium Removal – project completion July 1, 2013
- ~ Well #4 Radium Removal – project completion February 28, 2015

The AACO was formally issued to the Town on August 15, 2012 whereby the Town is requested to execute same. Commitment to the schedules listed above alleviate the imposition of penalties associated with non-compliance. Accordingly, due to the modification of the ACO and changes in scheduling, the Town is required to conduct a public hearing which is scheduled for the August 27, 2012 Council meeting at 7:00 p.m. The hearing will serve to update the public on the issues for which the Town is required to address.

4. **Wastewater Treatment Plant Surface Water Permit (ARH #11-50058):**

As reported last month, on July 10, 2012, the NJDEP - Bureau of Surface Water Permitting has issued the FINAL NJPDES Discharge to Surface Water (DSW) Renewal permit for the plant. The professionals along with the operator have reviewed the permit and submitted written comments stating the objections to the final permit. This submission was made on August 8, 2012. Essentially, the issues raised in the comment letter involve the frequency of the quarterly copper monitoring requirement and the ability to perform a site specific study as we did for lead to address the zinc limit that was included in the permit against our initial objection when the draft permit was issued. We are awaiting a reply from NJDEP. Their response will dictate the suggested course of action to follow.

5. **Pine, Basin & Oak Road Water Main Extension/Well Contamination (ARH #11-30138):**

Construction on the water main portion of this project began on May 29, 2012 at the intersection of Pine Road and the White Horse Pike. At this writing, the main has been completely installed on all affected roads. Hydrant installation is nearly completed and service installation has commenced along Pine Road. Shortly, the lateral contractor (Contract 2) will commence his activity to those in the area of the Contaminated Known Extent (CKE).

We continue to work with local residents depending on their situation and their willingness to participate in the project at this time frame. Since all affected roads (except WHP) will receive edge to edge road restoration, we are attempting to place service laterals to existing structures who are not obligated to connect as well as vacant lots with subdivision potential for future development.

6. **Boyer Avenue Land Application and Surface Water Permit Appeal (ARH #11-50058):**

Following our meeting with Pinelands on July 11, 2012, we have requested information on other examples (namely Buena Borough) to assure that some form of continued stream discharge is allowed and that the Pinelands is uniformly applying their rules to the few communities that have surface water discharges under their jurisdiction. We are concerned that there is not an “apples to apples” comparison. Ultimately for the Pinelands to allow some form of stream discharge to be permitted, they may need to insist on additional treatment since stream discharge in any form will require a waiver of strict compliance to an inflexible regulation. We continue to discuss what may be acceptable to the Pinelands in this regard.

To re-emphasize maximum trench loading along with the installation of drip irrigation was theorized to better achieve consistent discharge to the Boyer Avenue land application facility. To achieve permission to implement drip irrigation at Boyer Avenue, we need to submit an application for a NJDEP-TWA approval. We are in the process of resubmitting the TWA application following a discussion with NJDEP regarding the most favorable way to submit in order to gain a timely approval. Resubmission of the TWA should occur prior to the next meeting.

7. **Drainage Projects: Anderson Avenue (11-60208.01) & Chew Road/Jacobs Street (11-60207.01):**

We have made a follow-up contact with Atlantic County related to their review of the conceptual design submitted. We are awaiting their decision related to a possible joint effort to resolve the problem.

Subsequent discussions appear that this joint effort may not materialize. We are waiting for the County's final decision.

As related to the Anderson Avenue drainage project, we completed a conceptual design which we generally discussed with the County. We will need to meet and discuss the conceptual designs with some of the affected property owners and receive their input. We will keep Council informed of further progress.

8. **Route 54/Bellevue Avenue Utilities (ARH #11-50120): - No Status Change**

The sub-contractors have completed all of their required punch list items. We are currently waiting for the Contractor to provide outstanding items, allowing the contract to be closed out. Unfortunately in order to close out this project there are a few issues that need to be addressed. There are currently claims in against the payment bond by the sub-contractors. The Contractor cannot close out the project without a release of liens form filled out by the sub-contractors. Until the issues that have led to the claims against the payment bond are resolved we will not be able to close out this project. We will make efforts to move this project to closure; however potential litigation issues may continue to delay this process.

PUBLIC WORKS INFORMATION ITEMS

9. **Boyer Avenue Recreation Complex (ARH #11-75003):**

The Contractor has mobilized and completed clearing activities for this phase of work. Water service main was started on site the week of August 13, 2012; the Contractor is also installing on site sanitary to allow for future restroom facilities to be installed. Utility installations (storm, sanitary and potable water) will be on-going for the next few weeks.

10. **Drainage Projects: Lakeshore and White Horse Pike (ARH #11-60202.03):**

A revised submission of the drainage design plans was made to the Pinelands Commission. We are waiting on their review of the latest revision. Once accepted by the Pinelands Commission, the design plans construction estimate, Resolution adopted last meeting, etc. will be submitted to the NJDOT to seek discretionary aid funding. As requested, we will provide a copy of the approved plans to the Hammonton Lake Water Quality Committee. We will notify Council when the submission to the NJDOT for Discretionary Aid is made so that area legislatures could be contacted to seek their support of the funding application request.

11. **Stockton College Parcel Property Remedial Investigation/ Action – Front Street (ARH #11-40042):**

Our office met with Town officials and a representative from the State to seek their assistance in expediting the review and possible waiver process for the remaining items associated with the Stockton Site. The back-up information related to the request was forwarded to the State as requested.

The Town did receive approval from Stockton for the ARH proposal authorized by Council last meeting. We are working with the Jerry Barberio, PWM/BA to schedule the excavation work to be completed by Town forces along with the soil sampling at the site. We will also be completing the next round of monitoring well ground water sampling and quarterly analysis as required. We will keep Council advised of further progress.

12. **Hammonton Lake Lowering Permit 2012/2013 (ARH#: 11-90016):**

As authorized, ARH completed and forwarded the Lake Lowering Application to the NJ Division of Fish and Wildlife. We will request a copy of the permit when it is issued so that we can review any conditions contained within the permit.

13. **Former Mazza Property, Egg Harbor Road Parking Lot at the Historic Train Station (P2012.0153):**

After meeting with the Mayor, Solicitor, Council representatives and the Downtown Advocate, we were requested to resubmit our proposal dated 4/3/12 to complete Environmental Investigative Work at the above noted site. This Preliminary Site Assessment will be required as an initial phase of any funding

application the Town may consider to complete the parking lot improvements at this location. Our proposal dated 4/3/12 totaling \$16,700.00 relates to the work required to complete the Preliminary Site Assessment investigation and report. We are waiting for further direction by the Mayor and Council.

14. **2012 Roadway/Drainage Projects (ARH #11-40045 & 46):**

As authorized, our Survey Department has completed the fieldwork for the Grape Street and Pratt Street cluster of roads. The base plan has been plotted for all roadways. We are working on a conceptual design plan and will meet with the Public Works Committee to discuss options for design consideration next month.

15. **Hammonton Tax Map Revisions, Property Revaluation (P2011.0485):**

As authorized by Council, ARH is continuing with the work as detailed in our proposal associated with the initial submission of the Tax Map to the State, Division of Taxation. We will keep Council informed of further progress.

16. **Community Development Block Grant (CDBG) Funding (ARH #11-40044):**

We have finalized the contract reimbursement documents and forwarded same to the Atlantic County Improvement Authority for their review. We understand that a portion of that reimbursement has been approved and forwarded to the Town.

17. **Fiscal Year 2012, NJDOT, Federal Aid Safe Routes to School Program (ARH #11-01071.02): No Status Change**

As authorized by Council at the last meeting, our office prepared and submitted an application to NJDOT for this program for sidewalk improvements along the following streets:

1. North Street
2. Fourth Street
3. Walnut Street towards Old Forks Road
4. Tilton Street
5. Fairview Avenue

A total of \$625,000.00 was requested from NJDOT to help fund these improvements. The application was submitted on December 21, 2011.

18. **Multimodal Grant Applications (ARH #11-01053): - No Status Change**

As previously reported, the NJDOT has announced they will be receiving applications for the Multimodal Grant program. As authorized, our office worked with L.R. Kimball to submit an application for a new taxiway and runway lighting system.

Currently; it is our understanding the Town will be receiving \$821,883.10 in the form of a grant from NJDOT. Additionally as a requirement of the funding program, the Town will need to contribute 5% or \$43,257.01 toward this project.

19. **Municipal Aid Applications (ARH #11-40041):**

As previously reported, we applied on behalf of the Town for the following projects:

Municipal Aid – Pratt Street from Egg Harbor Road to Tilton Street
\$156,641.00 Grant Allocation Announced

Bikeways – Phase I to provide a link from NJTRANSIT Train Station to the Lake Park. Phase I would utilize existing ROW and easements to extend from Eleventh Street to the Veterans Place rail road crossing.
No allotments made to the Town.

Currently, it should be noted the NJDOT announced the bikeway program allotments for this year and the Town will not be receiving funding. While announcing the allotments, NJDOT also announced they will be accepting applications for FY2013. It is anticipated the Town will want to continue seeking funds for Pratt Street and the Bike Path; however we will discuss the funding opportunities with the PWTC. Applications are due on or before October 16, 2012.

20. Berenato Property – Second Road (11-01083):

ARH has recently been working with the Town Solicitor and Town officials related to the lawsuit/mediation effort for the parcel in question, the Solicitor will provide an update related to this discussion in closed session.

SOLICITOR REPORT

1. Rescue Squad Agreement

2. Berenato Settlement

Motion by Councilperson Pullia, seconded by Councilperson Rodio, authorize the Solicitor to negotiate a settlement in accordance with guidelines consistent with discussion in executive session.

ROLL CALL

Councilpersons:

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

3. Revaluation Specifications

4. Treatment Solutions Litigation: Retention of expert

Motion by Councilperson Furgione, seconded by Councilperson Rodio, authorize retention of expert ParenziBeard.

ROLL CALL

Councilpersons:

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

5. PULTE/Traditions at Blueberry Ridge

MAYOR REPORT

Set Trick or Treat

Motion by Councilperson Furgione, seconded by Councilperson Torrissi, set trick or treat for October 31st from 6:00 p.m. to 8:30 p.m.

ROLL CALL

Councilpersons:

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

PWM/BUSINESS ADMINISTRATOR REPORT

Rutgers Stewardship Intern Program

Motion by Councilperson Carpo, seconded by Councilperson Torrissi, authorize Business Administrator to advertise for an intern from Rutgers to work on Community Forestry Management Plan at no cost to the Town.

ROLL CALL

Councilpersons:

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

Spectrotel Agreement

Report on agreement to be voted upon under New Business Resolutions this evening.

Department Budget Reviews

Report on meetings with Department Heads concerning budget balances for 2012.

Equipment-Shared Services (Enter Into Discussion with Atlantic County)

Authorize Attend CPWM Courses

Motion by Councilperson Rodio, seconded by Councilperson Pullia, authorize Jerry Barberio PWM/BA to attend "Management Tasks, Responsibilities and Practices" at a cost of \$927.00 and "Managing and Developing Human Resource" at a cost of \$749.00.

Councilperson Furgione questioned the amount of time the classes will take the Public Works Manager/Business Administrator away from work as well as the cost to the Town?

A discussion was held concerning a succession plan for this position such as the succession plan the Town is considering for the licensed water operator.

ROLL CALL

Councilpersons:

Carpo - Yes

Esposito - Yes

Furgione - No

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

Skinner Building

Report on various action items under Engineer Report and New Business this evening along with receipt of bids August 24, 2012 for tank closures.

Recycling

Report on 2010 Recycling Rate for Hammonton at 73%.

Fuel

Report on fuel savings.

Bulky Week

September 3-7

Brush Week

September 10-14

TOWN CLERK REPORT

1. Hire Helen Bell FT Public Safety Telecommunicator Trainee eff 9/4/12 \$26,000 AN and benefits

Motion by Councilperson Pullia, seconded by Councilperson Torrissi, hire Helen Bell FT Public Safety Telecommunicator Trainee eff 9/4/12 \$26,000 annual salary and benefits.

ROLL CALL

Councilpersons:

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

2. Accept resignation Anthony DiMeo, Board of Adjustment Member, eff 8/21/12
Accept resignation Robert Frankenfield, Board of Adjustment Member, eff immediately

Motion by Councilperson Esposito, seconded by Councilperson Rodio, accept resignation Anthony DiMeo, Board of Adjustment Member, eff 8/21/12 and Robert Frankenfield, Board of Adjustment Member immediately.

ROLL CALL

Councilpersons:

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

APPROVE BILL LIST & PURCHASE ORDERS

Motion by Councilperson Esposito, seconded by Councilperson Torrissi, approve bill list and purchase orders for August 2012.

ROLL CALL

Councilpersons:

Carpo - Yes

Esposito - Yes

Furgione - Yes (recused on Lafayette only)

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato - Yes (recused on Matthew DiDonato only)

Mayor DiDonato declared the motion carried.

RESOLUTIONS

#R078-2012 Approve Drive Sober Grant

#R078-2012

RESOLUTION SUPPORTING THE DRIVE SOBER OR GET PULLED OVER
2012 STATEWIDE CRACKDOWN

WHEREAS, impaired drivers on our nation's roads kill someone every 30 minutes, 50 people per day, and almost 18,000 people each year; and

WHEREAS, 25% of motor vehicle fatalities in New Jersey are alcohol-related; and

WHEREAS, an enforcement crackdown is planned to combat impaired driving; and

WHEREAS, the summer season and the Labor Day holiday in particular are traditionally times of social gatherings which include alcohol; and

WHEREAS, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the Drive Sober or Get Pulled Over 2012 Statewide Crackdown; and

WHEREAS, the project will involve increased impaired driving enforcement from August 17 through September 3, 2012; and

WHEREAS, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways;

THEREFORE, be it resolved by the Mayor and Council of the Town of Hammonton, County of Atlantic, State of New Jersey that the Town of Hammonton declares its support for the Driver Sober or Get Pulled Over 2012 Statewide Crackdown from August 17 through September 3, 2012 and pledges to increase awareness of the dangers of drinking and driving.

#R079-2012 Authorize Green Day Festival and Road Closure

RESOLUTION #079-2012

RESOLUTION AUTHORIZING AND ENDORSING
HAMMONTON GREEN DAY FESTIVAL AND GREEN WEEKEND

WHEREAS, Hammonton's Green Committee and MainStreet Hammonton have promoted and continue to promote the Town of Hammonton with scheduled events in the downtown business district; and

WHEREAS, these organizations have forged positive relationships with other key organizations and institutions in Hammonton, particularly the Hammonton Education Foundation, St. Joseph's High School, the Hammonton Lions Club, and the Hammonton High School Green Earth Club, and

WHEREAS these positive working relationships have helped to grow the Green Day Festival into a two-day celebration of environmental awareness known as Green Weekend, featuring a multi-faceted recycling event (Recycling Central) and a well-coordinated town-wide yard sale, and culminating in Green Day, and

WHEREAS, Mayor and Council has and continues to support the efforts of these organizations to promote the Town of Hammonton and particularly their efforts at ensuring the environmental, economic, and cultural sustainability of the Town,

NOW THEREFORE BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC, STATE OF NEW JERSEY that the Town of Hammonton authorizes and endorses the Hammonton Green Day Festival and Green Weekend scheduled to take place September 15 and 16, 2012 as follows:

Recycling Central to take place from 9:00 a.m. till 12:00 noon on Saturday, September 15,
Town-wide yard sales to take place from 9:00 a.m. till 2:00 p.m. on Saturday, September 15,
Green Day Festival to take place from 12:00 noon till 4:00 p.m. on Sunday, September 16, at 328 Vine Street (St. Joseph School),
Close Vine Street and School House Lane between Third and Bellevue from 9:30 a.m. - 4:30 p.m. on Sunday, September 16.

BE IT FURTHER RESOLVED that the Town of Hammonton will provide municipal services required for this event including police assistance.

BE IT FURTHER RESOLVED that the Mayor is authorized to sign the necessary Hold Harmless with Atlantic County for use of their parking lot located at 310 Bellevue Avenue for the Green Day Event.

BE IT FURTHER RESOLVED that the Clerk is authorized to submit the Hold Harmless and Town of Hammonton Certificate of Insurance to Atlantic County for use of their parking lot located at 310 Bellevue Avenue for the Green Day Event.

#R080-2012 Authorize Downtown Trick or Treat Event and Road Closure

RESOLUTION # 080-2012
RESOLUTION AUTHORIZING AND ENDORSING
MAINSTREET HAMMONTON DOWNTOWN TRICK OR TREAT EVENT
WITH ROAD CLOSURES

WHEREAS, Saturday, October 20 (rain date October 27) is the scheduled date for the MainStreet Hammonton Downtown Trick or Treat Event from 1:00 – 3:00 p.m.; and

WHEREAS, Mainstreet Hammonton is requesting the following road closures and police assistance for this event:

Central Avenue between Bellevue Ave. (Rt. 54) and Vine Street

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, STATE OF NEW JERSEY, that the MainStreet Hammonton Downtown Trick or Treat Event is approved with road closures and police assistance specifically crossing assistance at intersections on Bellevue Avenue; and

#R081-2012 Authorize Town Tree Lighting Event and Road Closure

RESOLUTION # 081-2012
RESOLUTION AUTHORIZING AND ENDORSING
MAINSTREET HAMMONTON TOWN TREE LIGHTING EVENT

WHEREAS, Saturday, December 1st is the scheduled date for the MainStreet Hammonton Town Tree Lighting Event from 5:30 to 9:00 p.m. at the intersection of Bellevue and Central (request road closure Central Avenue between Bellevue and Vine 5-9 pm); and

WHEREAS, Saturday, December 1st, has been scheduled as the date for the MainStreet Hammonton carriage rides from 6:00 to 9:00 pm with the request of no parking on Bellevue Avenue between 2nd and Third from 6pm-9 pm

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, STATE OF NEW JERSEY, that the MainStreet Hammonton Town Tree Lighting Event and Carriage Ride Event is acknowledged and endorsed with road closures, no parking, and police assistance; and

BE IT FURTHER RESOLVED the below listed roadway closure is approved:

Carriage Route December 1st

Rides will begin in front of 219 Bellevue Avenue.

Proceed down Bellevue and turn right onto 2nd Street.

Proceed down 2nd Street and turn right into Pleasant Street

Proceed down Pleasant Street and turn right onto 3rd Street.

Proceed down 3rd Street and turn right onto Bellevue Avenue and return to 219 Bellevue.

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.

#R085-2012 Approve Click it or Ticket Grant

#R 85-2012

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 notice of a grant award in the amount of **\$4,000.00 from The State of New Jersey for Click It or Ticket 2012 Seat Belt Mobilization**, and wishes to amend it's Budget to include this amount as a revenue.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Town of Hammonton hereby requests that the Director of the Division of Local Government Services approve the insertion of an item of revenue in the **2012 Budget in the sum of \$4,000.00** which is now available as a revenue from:

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

2012 Click It or Ticket Seat Belt Mobilization

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

#086-2012 Approve Pedestrian Safety Grant

#R 86-2012

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 notice of a grant award in the amount of **\$15,000.00 from The State of New Jersey for Pedestrian Safety Grant**, and wishes to amend it's Budget to include this amount as a revenue.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Town of Hammonton hereby requests that the Director of the Division of Local Government Services approve the insertion of an item of revenue in the **2012 Budget in the sum of \$15,000.00** which is now available as a revenue from:

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

2012 Pedestrian Safety Grant

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

#R087-2012 Approve Drive Sober or Get Pulled Over Grant

#R 87-2012

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 notice of a grant award in the amount of **\$4,400.00 from The State of New Jersey for Drive Sober or Get Pulled Over**, and wishes to amend it's Budget to include this amount as a revenue.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Town of Hammonton hereby requests that the Director of the Division of Local Government Services approve the insertion of an item of revenue in the **2012 Budget in the sum of \$4,400.00** which is now available as a revenue from:

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

2012 Drive Sober or Get Pulled Over

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

#R088-2012 Approve Service Agreement with Spectrotel

Resolution #088-2012

RESOLUTION APPROVING SERVICE
AGREEMENT WITH SPECTROTEL

WHEREAS, the Town of Hammonton is in need of a telephone service provider; and

WHEREAS, the Town of Hammonton Business Administrator has investigated telephone service providers, and recommends a contract with Spectrotel; and

WHEREAS, Spectrotel has provided a Master Service Contract and Telephone Service Agreement in the form attached; and

WHEREAS, the Town of Hammonton Business Administrator has recommended the entry into these contracts, as saving the Town fees over it's present providers.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Town of Hammonton, County of Atlantic, State of New Jersey that the Business Administrator and Purchasing Agent are authorized to enter into Agreement in the form attached with Spectrotel.

#R089-2012 Approve NJ EDA Grant-Skinner Building

#R 89-2012

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 notice of a grant award in the amount of **\$38,543.00 from the New Jersey Economic Development Authority**, and wishes to amend it's Budget to include this amount as revenue.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Town of Hammonton hereby requests that the Director of the Division of Local Government Services approve the insertion of an item of revenue in the **2012 Budget in the sum of \$38,543.00** which is now available as a revenue from:

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

2012 Skinner Building Grant NJEDA

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

Motion by Councilperson Torrissi, seconded by Councilperson Carpo, resolutions 78 through 88 are adopted with 89 being approved earlier under Engineer Report.

ROLL CALL

Councilpersons:

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia – Yes (recused on Resolution 84 only)

Rodio - Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

PUBLIC HEARD

Anthony Mortellite

Mr. Mortellite questioned water bills for a friend who could not attend the meeting this evening.

Mayor DiDonato referred Mr. Mortellite to Anthony DeCicco, Superintendent.

Mark Santora

Mr. Santora posed questions concerning Pulte/Blueberry Ridge to which Mayor and Council and the Solicitor responded.

John Bee

Mr. Bee questioned can his plan to build townhouses be modified?

Solicitor advised that Mr. Bee should go before Planning Board for consideration.

Mr. Melendez

Mr. Melendez approached the podium to speak about the Puerto Rican Civic Assoc. annual event.

MEETING ADJOURNED

Motion by Councilperson Torrissi, seconded by Councilperson Furgione, the meeting is adjourned.

April Boyer Maimone, Municipal Clerk