

Regular Meeting of Mayor and Council  
Held in Town Hall Council Chambers  
100 Central Avenue, Hammonton, N.J.  
February 28, 2011 at 6:00 P.M. Executive Session  
7:00 P.M. Public Session  
**Minutes can be viewed at [www.townofhammonton.org](http://www.townofhammonton.org)**

MEETING CALLED TO ORDER

ATTENDANCE ROLL CALL

Councilpersons:

Barberio - Present

Esposito - Present

Gribbin - Present

Pullia - Present

Rodio - Present

Torrissi – Present (sworn in by Judge Raso prior to commencement of meeting)

Mayor DiDonato - Present

PRESENT ALSO

Brian Howell, Town Solicitor

#R 034B -2011 Executive Session

#R 034B-2011

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. COAH
2. Tax Re-Valuation
3. Flores-Zoning Board

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

Motion by Councilperson Barberio, seconded by Councilperson Rodio, enter into executive session.

ROLL CALL

Councilpersons:

Barberio - Yes

Esposito - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

RESUME REGULAR MEETING-ROLL CALL

Councilpersons:  
Barberio - Present  
Esposito - Present  
Gribbin - Present  
Pullia - Present  
Rodio - Present  
Mayor DiDonato - Present

PRESENT ALSO

Brian Howell, Town Solicitor  
Bob Vettese of ARH, Town Engineer

OATH OF OFFICE CEREMONY - COUNCILMAN MICHAEL TORRISSI

After giving a brief history of the various transitions in offices that led up to his appointment, Judge Frank Raso issued the official oath of office to Councilman Michael Torrissi with his wife at his side.

OFFICIAL ROLL CALL OF COUNCIL

Councilpersons:  
Barberio - Present  
Esposito - Present  
Gribbin - Present  
Pullia - Present  
Rodio - Present  
Torrissi - Present  
Mayor DiDonato - Present

Mayor DiDonato recognized dignitaries in attendance.

Councilman Michael Torrissi thanked everyone for this opportunity and stated he looked forward to serving the town and representing the Town of Hammonton.

FIVE MINUTE RECESS

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

No one desired to be heard.

APPROVAL OF MINUTES

Special Meeting – February 10, 2011

Motion by Councilperson Rodio, seconded by Councilperson Esposito, the minutes be approved.

ROLL CALL

Councilpersons:

Barberio - Yes  
Esposito - Yes  
Gribbin - Yes  
Pullia - Yes  
Rodio - Yes  
Torrissi - Recused  
Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

DISPENSE WITH REGULAR ORDER OF BUSINESS

1. Prosecutor Police Officer Award

Mrs. Shirley Grasso, Town of Hammonton Prosecutor presented “Officer of the Year” award to Patrolman Jason Rigby with his family at his side.

Officer Rigby thanked Prosecutor Grasso, and Mayor and Council.

Mayor DiDonato commented on Officer Rigby’s ability to handle stress with class and dignity and stated he is a special officer.

2. NJ Apartment Assoc. Award – Plymouth Place

Ms. Gail Sola was present and stated that Plymouth Place, an affordable housing community, received NJ Apartment Association Award, thanked Mayor and Council for recognizing them this evening, thanked all town forces for their help and stated they love being a part of the community of Hammonton.

COMMITTEE REPORTS

Administration -Councilperson Barberio

Report on Adm Comm meeting 2/10/11

Action Item Animal Control Services under New Business

Business & Industry-Councilperson Gribbin

Jan 29 Hammonton Revitalization Corp Meeting & Election of Board Leaders

Mainstreet downtown cleanup 3/12, 9-11 am

Feb 1 Arts & Culture Comm Reorganization Mtg

Business opening announcement: Vanilla Fields Bakery and Café

Education-Councilperson Gribbin

Thanked Mayor for appointment to Education Committee

Report Feb 14 meeting with Board President Giraldo who updated Councilman Gribbin on matters

Advised of Mar 23 Budget Mtg at 7 pm HHS Library

Mar 6 Taste of the Town – Held HHS Gymnasium – encouraged all to attend

Public Works & Transportation-Councilperson Rodio

Defer 5 Action Items to Engineer Report as follows:

Stockton College

21<sup>st</sup> Century Oncology Bond release

Egg Harbor Road parking lot proposal

Moss Mill Property Bond release

Illiano Bond release

Highway Spring Cleanup Began at Recreation Fields and Parks

**CM 2/28/11**

Snow flake removal and spring banner replacement will take place this coming week  
Thanked Highway workers for their hard work during recent snow storms

Law & Order-Mayor DiDonato

Met with Chief & Captain concerning staffing, budget, vehicles  
Mayor very satisfied with Chief Jones' performance as well as Captain & Lieutenants

Quality of Life – Councilperson Esposito

Lake Quality park cleanup held Saturday morning-thanked everyone who participated

Water & Sewer – Councilperson Pullia

Defer Action Items to Engineer Report  
Update current water meter charges under New Business  
Atlantic County will begin paving S. First Road within the week  
Bellevue Avenue will be paved beginning in March

ENGINEER REPORT

**SEWER & WATER ACTION ITEMS**

**1. Sanitary Sewer Grinder Pump and Force Main – John & Cathy Colarelli, Block 1101, Lot 2.02 – Second Road (11-50140)**

John & Cathy Colarelli made a request to the PWTC and Council to allow them to install a grinder pump and force main that would provide sanitary sewer service to their property located on Second Road between 12<sup>th</sup> and 13<sup>th</sup> Streets

We will be reviewing this request with the PWTC at their meeting of Thursday February 24th. If a favorable recommendation is made, this request will be presented to full Mayor and Council for consideration.

Motion by Councilperson Pullia, seconded by Councilperson Rodio, endorse recommendation made by the PWTC related to the installation of a grinder pump and force main to service Block 1101, Lot 2.02, subject to compliance with the conditions established by the PWTC, the Sewer Superintendent and the Engineer's office and authorize Solicitor to update sewer connection ordinance to reflect installation of grinder pump requirements.

ROLL CALL

Councilpersons:

Barberio - Yes

Esposito - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

**2. Mandatory Sanitary Sewer Connection Waiver (Block 4204, Lots 3 & 5 and Block 4202, Lot 5)**

Notices were sent out by the Town related to mandatory sanitary sewer connection for properties along the White Horse Pike and Moss Road where sanitary sewer was recently installed. The deadline for mandatory connection is February 28, 2011. We have received a request from three (3) different residents within the project area seeking a waiver from this requirement. We will review these requests with the PWTC and if an action is recommended, we will present same to the full Council for consideration and

action and include any conditions related to same. The Solicitor will also be discussing the need to make revisions to the present mandatory sewer connection Ordinance in order to provide clarity to certain conditions.

Motion by Councilperson Barberio, seconded by Councilperson Gribbin, to grant an extension of time for the mandatory sewer hook up for the properties within the project area until July 1, 2011 and authorize the Solicitor to make appropriate Ordinance revisions as recommended by the Public Utilities Superintendent and the PWTC in order to clarify the standards and requirements within mandatory sewer connection Ordinance.

Councilman Torrissi questioned will this approval apply to future applicants?

Mr. Vettese responded, yes.

ROLL CALL

Councilpersons:

Barberio - Yes

Esposito - Yes

Gribbin - Yes

Deputy Mayor Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato – Recused

Deputy Mayor Pullia declared the motion carried.

**3. Boyer Avenue Land Application and Surface Water Permit Appeal (10-0383)**

In December, we prepared a proposal for PWTC and Council's consideration related to the various tasks which must be completed by the Town for the Boyer Avenue site as required by the Pinelands Commission and the NJDEP. This proposal was recently modified and updated since activity associated with the NJDEP water diversion increase has been concluded recently by the Pinelands Commission. The PWTC reviewed the proposal and it is our understanding that they are recommending authorization of 50% of the value since the activity will span two years in pursuit of compliance to an October 2013 submission of a detailed plan of action to NJDEP and the Pinelands.

Additionally, the compliance effort requires the services of Ray Ferrara of Omni Environmental. The PWTC has reviewed Omni's proposal and likewise will be recommending authorization of 50% of the contract value. In each case, the services by professionals involve over 10 tasks ranging from pursuit of drip irrigation to additional work associated with allowance of the increase of water diversion to be realized. Please review the following proposal as attached to this report:

ARH January 20, 2011 proposal	Total Value \$67,690.00 50% = \$33,845.00
Omni February 2, 2011 proposal	Total Value \$62,000.00 50% = \$31,000.00

Motion by Councilperson Pullia, seconded by Councilperson Rodio, to re-appropriate an unexpended purchase order #10-00445 issued to Omni Environmental in the amount of \$88,690.60 to be used to pay for the completion of the various tasks noted in the ARH and Omni Environmental proposal noted above. The purchase order will be issued to Omni Environmental, as was the original purchase order; and ARH will act as a subcontractor to Omni Environmental for their particular tasks required.

ROLL CALL

Councilpersons:

Barberio - Yes

Esposito - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

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

**BACKGROUND:**

- This project involves the extension of water main to address conversion of 29 residences with contaminated private wells to the public water system. Additionally, the water extension will be extended further to service a more extensive area and loop the system in order to provide uniform pressure.
- This year’s cycle for New Jersey Environmental Infrastructure Trust (NJEIT) offers 75%- 0% interest/25% - Market as opposed to a 50%/50% split.
- The 20% loan forgiveness eligibility will possibly be available for this project since the rank is relatively high.
- Before bidding, a project must receive “pre-award approval” from NJEIT.
- Funding will not be available until FY2012.
- Interim financing is available at 0% including the release of 50% of the Planning and Design allowance (\$360,000.00) assigned to the project.

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**PROJECT:**

|                                    |                                              |
|------------------------------------|----------------------------------------------|
| <b><u>Clean Water Project:</u></b> | Pine, Basin, Oak, Union Water Main Extension |
| Original Project Value:            | \$3,767,400.00                               |
| NJEIT Appropriation:               | \$3,931,600.00                               |
| Planning and Design Allowance      | \$720,000.00                                 |
| NJEIT Rank:                        | 47                                           |

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**PROJECT DEADLINES:**

- October 4, 2010 - Letter of Intent (*Completed*)
- February 18, 2011 – Place display ad in official publication for Level 2 Environmental Public Hearing
- Prior to March 7, 2011- Resolution authorizing filing of application (*on agenda for next meeting*)
- March 7, 2011 - State Loan Applications
- March 7, 2011 - Construction plans, specifications, and technical design documents
- March 28, 2011- At Council meeting conduct public hearing for Level 2 environmental projects (for Drinking Water Project #1 only)

**PROFESSIONALS' INVOLVEMENT:**

Engineer

- Completion of plans, specifications and permitting to achieve NJEIT program requirements.
- Level 2 environmental response.
- Lead on loan application documentation.
- **ARH Proposal Value for above noted work \$19,200.00**

Bond Counsel

- Interface with NJEIT Bond Counsel and Financial advisor for closing procedures.
- Completion of Financial Addendum Form (FAF).
- Local Government Finance Board application and presentation.
- Preparation of application resolution, certifications and covenants.
- Attend escrow closing.
- Represent Town at bond sale and loan closing.

Auditor

- Assistance on loan application documentation and assistance on closing proceedings.

Solicitor

- General oversight and assistance.

**SUMMARY:**

The items outlined to be completed by ARH have specific deadlines which the earliest is March 7, 2011 to take advantage of this funding program. While Council determines where the funds can be secured to address the work, ARH will advance the work required for the activities noted so as to not miss the required submission dates. As soon as "Pre-Award" approval is obtained which we predict may be in by May, the Town has the opportunity to receive 50% of the Planning and Design (P&D) allowance to pay expenses encumbered against this project. The P&D advance represents \$360,000.00.

Motion by Councilperson Pullia, seconded by Councilperson Rodio, authorize ARH proposal pending the availability of funds associated with the attached proposal in the amount of \$19,200.00.

Councilman Barberio questioned ranking?

Mr. Vettese advised that the ranking gives in-site as to Hammonton's eligibility.

ROLL CALL

Councilpersons:

Barberio - Yes

Esposito - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes  
Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

5. **Universal Supply Company/United Realty, LLC - 582 S. Egg Harbor Road (B3702/L5) (ARH #11-30143):**

Universal Supply has made formal; application to connect both domestic and fire service to the above referenced facility (Universal Corp. headquarters). In order to process the application and make a recommendation to the Town as it relates to fees, we needed to investigate the number of equivalent dwelling units (EDU) that would be assessed to the facility since its usage is greater than a single family home. Connection fees are derived by evaluating the number of EDU's and assigning a flow value to a facility. The traditional method is to use NJDEP standards which for a commercial site is rated at 0.1 gallons per day multiplied by the square footage. Historically, it has been our experience that this factor artificially inflates the gallon per day (gpd) assigned to a facility especially in the case such as this where a warehouse is involved.

As a means to promote a fair representation of actual use, we requested that Universal Supply provide water usage data from another facility in their organization. They did so with regard to their Vineland facility, whereby the monthly water meter readings for 2010, the size of facility and number of employees were provided. We reviewed this documentation and have the following findings:

- ~ The average water usage in Vineland based on 2010 data results in 116 gpd.
- ~ The Vineland facility has a total of 13 employees.
- ~ This results in an average of 8.9 gpd per person per day.
- ~ The Hammonton facility has 39 employees.
- ~ Using 8.9 gpd/p x 39 employees results in an estimated 347 gpd for the Hammonton facility.
- ~ This is greater than one EDU and less than two.
- ~ Allocations are always rounded higher, therefore the assignment is 2 EDU's.
- ~ As a condition of permitting the allocation to be based on actual data from another source, the actual usage will be re-evaluated after one full year following the connection (only if higher) and a connection fee differential made.
- ~ In the event the actual usage is greater than the allocation assigned, a reassessment of the connection fee will be assessed to the applicant.

**As a result of this evaluation, it is our recommendation to assign two EDU's of water demand as the basis of assessing connection fees.** This facility is already connected to the public sewer system. United Realty, LLC (Universal Supply) is entitled to a waiver of 1 water connection fee for the granting of an easement associated with the utility extension project completed some years ago. Therefore, the connection fees associated with processing this application would be as follows:

Two water connections at \$1,500.00 each = \$3,000.00

Less \$1,500.00 waiver  
**Net fees due \$1,500.00**

The Town does not have a connection fee for fire service connection, but they will be connecting either a 4" or 6" fire service that was left at the curb line for this purpose during construction.

Our recommendation to approve is subject to the following conditions:

**CM 2/28/11**

1. Payment of all costs associated with the installation of the 1” domestic water service hook-up which are as follows:

1” meter service	\$725.00
1” meter	\$347.00
1” Meter setter	<u>\$125.00</u>
Total	\$1,197.00
2. Coordination of the actual meter installation shall be made with the Utilities Superintendent.
3. Since United Realty, LLC granted a utility easement to the Town to allow for the installation of the public water main along the Egg Harbor Road frontage of the subject property, they are entitled to a waiver of one of the utility connection fees associated with the flow for one equivalent dwelling unit (EDU). In this particular case, the water connection fee of \$1,500.00 has been waived.
4. Payment of the water connection fees in the net amount of \$1,500.00. The connection as well as the hook-up fees are to be made payable to the Town of Hammonton and filed with the Treasurer’s office prior to activation of the service.
5. Payment of all applicable code enforcement fees associated with the connections.
6. Confirmation that the appropriate deed of easement has been provided to the Town Solicitor and filed appropriately.
7. Verification that any outstanding review fees for the project review have been satisfied.
8. The connections to the curb line were installed at the time the main was constructed. Connection from the curb to the facility is the responsibility of United Realty, LLC and will require a plumbing permit/inspection. Once connected, quarterly service charges will commence.
9. Since the allocation is based on actual data from another similar facility, the actual usage will be re-evaluated after one full year following the connection (only if higher) and a connection fee differential will be made. In the event the actual usage is greater than the allocation assigned, a reassessment of the connection fee will be issued to the applicant.

Motion by Councilperson Pullia, seconded by Councilperson Barberio, approve requested connection to the public water system for domestic and fire service in accordance with the conditions set forth above per adoption of Resolution #47-2011 being adopted this evening and installation of water meter occurring on or after effective date of resolution which is March 1, 2011.

**ROLL CALL**

Councilpersons:

Barberio - Yes

Esposito - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

**PUBLIC WORKS ACTION ITEMS**

**6. Stockton College Parcel Property Remedial Investigation Work plan – Front Street (ARH #10-0477)**

The Solicitor requested that we provide a proposal (copy attached) to the Town to complete the remaining Remedial Investigative Work Plan for the property. We will be discussing same with the PWTC and, if acceptable, present same to full Council for consideration.

Motion by Councilperson Gribbin, seconded by Councilperson Barberio, approve ARH proposal in the amount of \$21,460.00.

Councilman Torrissi questioned the funding?

Mayor DiDonato explained the transaction of the funding to Councilman Torrissi.

**ROLL CALL**

Councilpersons:

Barberio - Yes

Esposito - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

**7. Theriac/21<sup>st</sup> Century Oncology, White Horse Pike/Moss Mill Road/Boyer Avenue, Block 4104, Lot 1 (11-12003.03)**

We had three separate requests for the above noted site that required review and input from the PWTC, along with a final onsite inspection by the Quality of Life Committee. The requests were as follows:

- A. Request from Glendale Builders to receive a permit to tie into the Town's public sanitary sewer system.
- B. Request from Theriac Enterprises of Hammonton, LLC related to reimbursement of any escrow funds deposited with the Town in ACCUTRK #820 to allow for the construction of curb, sidewalk and restoration work along their property frontage by the Town's utility contractor.
- C. Request from the applicant related to the Release of any project Performance or Maintenance Bond associated with the completion of project improvements.

After review of the files, meeting with the PWTC and completing an onsite inspection with the Quality of Life Committee on Saturday, February 12<sup>th</sup>, the following action is recommended for Council's consideration for each of the above noted requests.

Motion by Councilperson Esposito, seconded by Councilperson Rodio, approve the following:

A. Sanitary Sewer Connection

- Since the water use generated by the facility is less than 1 EDU and the Applicant granted an easement to the Town for utility extension, the following is recommended.
  - The Applicant be granted permission to tie into the public sanitary sewer and that the \$2,000 connection fee be waived as is normal practice when an easement is granted.
  - The Applicant shall apply for a plumbing permit from the construction office for said connection and pay all appropriate fees.

## CM 2/28/11

- The water use be monitored over the next year to ensure the 1 EDU assessment is still applicable and an adjustment be made to same if applicable.

Councilperson Rodio questioned if this meter will be rated periodically in the future to assure they are only utilizing 1 EDU?

Mr. Vettese responded, yes as this is done with others as well.

### ROLL CALL

Councilpersons:

Barberio - Yes

Esposito - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

Motion by Councilperson Gribbin, seconded by Councilperson Rodio, approve the following:

- B. Curb, Sidewalk and Restoration Escrow Reimbursement ACCUTRK#820
  - The cost for the Town to complete the curb, sidewalk and restoration work along the property frontage in conjunction with the Moss Mill Road/White Horse Pike utility extension project was \$9,160.00. The Applicant would then be entitled to reimbursement of any remaining balance posted within the above noted escrow account less the cost to pay for any outstanding bills associated with research, reports, etc., required for same. True balance remaining will be paid in March 2011 bill run.

### ROLL CALL

Councilpersons:

Barberio - Yes

Esposito - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

Motion by Councilperson Esposito, seconded by Councilperson Barberio, approve the following:

- C. Performance and Maintenance Bond Release
  - The developer posted a Letter of Credit, #34-9915 totaling \$70,701.00 with Colonial Bank dated 12/5/07 to complete the onsite improvements.
  - Although release of the Performance was recommended back in August, 2008, the Letter of Credit as noted above still remains in effect and served as the Maintenance Bond for the project.

## CM 2/28/11

- Since the timeframe for the project improvements is in excess of 2 years and 5 months, the Letter of Credit should be released subject to completion of the items noted in the memorandum to file dated 2/14/11 from ARH, which include the recommendations from the Quality of Life Committee.
- A letter be sent to Theriac Enterprises of Hammonton, LLC and Colonial Bank from the Town Clerk advising them of Council's action.

Mayor questioned if the minor items on list have been corrected?

Mr. Vettese responded, no, not yet.

### ROLL CALL

Councilpersons:

Barberio - Yes

Esposito - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

### **8. Egg Harbor Road Parking Lot (ARH #11-40029):**

We have received a request for additional information from Pinelands Commission as a result of our latest design plan and report submission. The Commission has requested that a Cultural Resource Study be completed in conjunction with the site before they continue with review of the material submitted. We have attached two price quotes obtained from consultant's to complete the work as required. A summary of the proposals are as follows:

1. R. Alan Mounier, Archeologist, Newfield, N.J. \$6,009.00
2. Richard Grubb & Associates, Inc., Cranbury, N.J. \$4,589.00

Councilman Gribbin questioned will this action satisfy all Pinelands requirements?

Mr. Vettese responded, no.

Councilman Torrissi questioned is it possible that council authorize expenditure of funding and not receive Pinelands approval?

Mayor responded the Pinelands may require additional information but the attempt will be made by the Town to acquire Pinelands approval.

Motion by Councilperson Barberio, seconded by Councilperson Rodio, approve price quote obtained from Richard Grubb & Associates, Inc. of Cranbury, N.J. for \$4,589.00 to complete the Stage I Cultural Resource Study. The funds for the work could be assessed to Ordinance #6.06 established for municipal parking/building improvements. There is presently \$12,446.86 in that account according to the CFO.

### ROLL CALL

Councilpersons:

Barberio - Yes

Esposito - Yes

Gribbin - Yes

Pullia - Yes  
Rodio - Yes  
Torrissi - No  
Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

**9. Moss Mill Properties, Sindoni Lane/White Horse Pike Shopping Plaza (11-20183.03)**

We had received a request related to the release of the remaining inspection escrow for the above noted project or site plan. Upon checking with the Planning Board Clerk, we were informed that within PB #1073, there is presently \$1,283.75 left in that account. In review of the file, it appears that a recommendation was made to release the Performance Bond and post a Maintenance Bond for the project back in February of 2008. There were assets set aside in a Merrill Lynch account in the amount of \$400,000.00 to cover the project Performance Bond. It appears this account is still in effect today and also served as the Maintenance Bond for this project for the two year Maintenance Bond. The project completion timeframe now exceeds two years. We reviewed the request for Maintenance Bond release with the PWTC. Also, the Quality of Life Committee conducted an onsite inspection of Saturday, February 12<sup>th</sup>. The following were the findings of the Quality of Life Committee and the PWTC:

1. The majority of the site was very well kept and the improvements appeared to be consistent with the design plans.
2. The handicap ramp designations or pads were broken and partially removed at a number of the ramp areas. Once the weather permits, the corrections to the ramp areas need to be made by the placement of new handicap ramp designations.
3. The Committee felt it would be satisfactory to release the funds or assets that were reserved in an account to complete the project improvements as designated by the Merrill Lynch representative.
4. The project improvements have been completed in excess of two years and it would therefore be the Committee's recommendation to release the funds that served as both the performance and maintenance bond.
5. The Committee recommended that the applicant would be entitled to the reimbursement of any remaining inspection escrow funds deposited with the Town subject to all outstanding bills being satisfied.
6. The Clerk be authorized to direct a letter to the Applicant and Merrill Lynch advising them of Council's action.
7. Refund any escrow due at March bill run.

Motion by Councilperson Esposito, seconded by Councilperson Barberio, approve Mayor & Council to release the project Performance and Maintenance Bond along with any remaining escrow subject to compliance with the conditions noted above.

**ROLL CALL**

Councilpersons:  
Barberio - Yes  
Esposito - Yes  
Gribbin - Yes  
Deputy Mayor Pullia - Yes  
Rodio - Yes  
Torrissi - Yes  
Mayor DiDonato – Recused

Deputy Mayor Pullia declared the motion carried.

**10. Illiano's Restaurant - Maintenance Bond Release (11-20160)**

The Town received a letter from Susquehanna Bank regarding the release of their Letter of Credit #10007660961 in the amount of \$34,000.00 as related to the above noted project or site plan. We reviewed the request with the PWTC and conducted a site visit with the Quality of Life Committee on Saturday, February 12<sup>th</sup>. The recommendations from the PWTC and the Quality of Life Committee are noted below.

Motion by Councilperson Esposito, seconded by Councilperson Barberio, approve the following:

1. Release of the Letter of Credit which served as the Maintenance Bond for the project subject to the following conditions:
  - Compliance with the items contained in the memorandum to file dated 2/14/11 from ARH which were derived in conjunction with the onsite inspection from the Quality of Life Committee.
  - The Applicant would be entitled to the reimbursement of any remaining inspection fees within the Planning Board escrow account #717 subject to satisfactory payment of any outstanding bills.
  - The Town Clerk would direct a letter to Susquehanna Bank and the Applicant notifying them of the Council's action.
  - Authorize balance of escrow remaining during March bill run.

**ROLL CALL**

Councilpersons:

Barberio - Yes

Esposito - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

**SEWER & WATER INFORMATIONAL ITEMS**

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

At this time the project is currently on hold until the winter weather season is over. Within the next week or so, we will be reaching out to the contractor to discuss scheduling and remaining project tasks. Ultimately we foresee remobilization happening mid to late March. NJDOT Specifications typically allow for work to resume on or about March 15<sup>th</sup>.

**12. Inflow/Infiltration (I&I) Investigation Proposal (10-0662)**

ARH presented a proposal dated January 18, 2011 for PWTC's consideration to address a requirement set forth by NJDEP Southern Enforcement. The cost for Phase 1 (due diligence) was estimated to be \$49,500.00. On behalf of the Town of Hammonton, ARH corresponded with Southern Enforcement requesting a waiver from the requirement to perform an I/I study. In response to the request for waiver, NJDEP representatives met with ARH and the Sewer Superintendent on February 16, 2011 to review the Town's position and offer possible plausible alternatives to minimize the cost.

NJDEP Southern Enforcement indicated that NJDEP still wants the Town to implement some type of program related to I & I. We discussed a program that may satisfy their concerns and lessen the burden

## CM 2/28/11

on the Town. The representatives were receptive to the fact that Hammonton has expended a great deal of funds to address the long standing issues with compliance at the Boyer Avenue site.

To minimize the impact perceived by NJDEP that Hammonton has a significant I/I problem, the following issues will be addressed in a response letter:

- Presenting historic flow data demonstrating that the peak event experienced last year (Feb 2010) was an anomaly.
- Provide insight on whether Hammonton has a more definitive inflow or infiltration problem by comparing flow data at the plant with rainfall or storm events.
- Identify areas of the Town that are suspect to I/I issues.
- Review whether manhole inserts with newer technology would serve to minimize inflow impacts and develop a capital plan for implementation. For example, areas such as Pratt Street near 3<sup>rd</sup> which are prone to flooding during excessive rain events, the manholes can be upgraded to eliminate flood abatement through the sanitary sewer system.
- Explain in more detail what improvements have been made (i.e. Route 54 & 4<sup>th</sup> Street main replacements) and their positive impact on reducing I/I. Also, the replacement of old "Schuster" vents with new sewer clean outs have served to minimize excessive I/I.
- Additionally, develop a master plan for sewer system repairs by identifying the Town's approach to addressing the older neighborhoods.  
*Generally the Town's road program is in essence its infrastructure replacement program as well. Therefore, by creating a master plan where roads will be repaired, it stands to reason that the sewers will be addressed at the same time.*
- Attempt to review pump station flow data from the past and compare the data to conditions following improvements to the respective drainage areas.
- Review the sewer ordinance for its coverage and penalties associated with possible illicit connections such as sump pump discharge to the sanitary sewer system.  
*Perhaps when we are addressing the strengthening of the water conservation ordinance, the illicit connection provisions can be upgraded.*

In summary, if the Town can demonstrate that recent efforts in rehabilitation have reduced I/I, then it may be that the road program and therefore infrastructure repair will suffice as a reasonable plan to address I/I in a phased approach.

Two other issues were discussed in this meeting:

### Side Slope Erosion at the Boyer Avenue Facility:

Southern Enforcement was concerned that Pinelands would re-focus on this issue. We advised that a strong presentation was made by Ray Ferrara whereby the performance of the trench where side slope erosion was greatest was in fact the best performing. Therefore, side slope erosion is a low priority and we will deal with that issue as a secondary element.

Tree growth in and around the trenches are prohibited by the permit. The Sewer Department has made strides in removing excessive tree growth and Southern Enforcement recognized same. They pointed out that continued maintenance on this issue must occur. The Superintendent agreed to continue his maintenance program.

### Adaptive Reuse:

Southern Enforcement was interested in whether Hammonton would be pursuing adaptive reuse. We believe that our first priority of using treated effluent under the adaptive reuse protocol would be to irrigate our recreation fields. After that we can explore other uses such as Frog Rock, acceptable irrigation to

neighboring farms, grey water systems and street sweeping. It was emphasized that our main priority was to irrigate the recreation fields with treated effluent.

ARH and the Superintendent will respond to the items listed above within 30 days and the work conducted by ARH will be absorbed within the scope of the proposal associated with Boyer Avenue site which appears elsewhere within this report.

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

***Major Modification Application (Pinelands Approval):***

On February 10, 2011, the Pinelands Commission approved the revised application for increase in water diversion to match what NJDEP had granted to the Town. Like the NJDEP, the Pinelands approved the increase with conditions.

The revised permit allows the Town to divert a maximum of 130.7 million gallons of water during any month (MGM) and 939 million gallons per year (MGY) at a maximum rate of 4300 gallons per minute from existing Well Nos. #1, #3, #4, #5 and #7, which extends 219 to 320 feet deep and are screened in the Kirkwood-Cohansey aquifer. In addition, Well #6, 115 feet deep also completed in the Kirkwood-Cohansey aquifer, is being transferred from Permit #10922W – Hammonton Lake Park as the wells are under common ownership and in the same municipality. This request represents an increase of 53.2 MGM and 336 MGY above the existing overall allocation of 77.5 MGM and 603 MGY.

The NJDEP condition is the revising/strengthening of the Town's water conservation ordinance as well as a restructuring of its excess water charges to promote conservation. This topic was the subject of the presentation made by Katie Barnett of NJDEP before Council last month.

The Pinelands' main condition is the following requirement

*The Town of Hammonton shall cease the discharge of treated wastewater into Hammonton Creek by October 1, 2013, unless a long term comprehensive policy regarding the treatment and discharge of wastewater from the Town of Hammonton has been approved.*

ARH will be covering this work in the Proposal associated with the Boyer Avenue action plan referenced elsewhere in this report.

***Future Well:***

No additional activity on securing a new well site has transpired. A focus on this matter will occur in the upcoming months following the conclusion of the water diversion conditions placed before the Town.

**PUBLIC WORKS INFORMATION ITEMS**

**14. First Road Resurfacing, County Route # 688 – (ARH #11-30146):**

We attended a preconstruction meeting with the County and Arawak Paving Co. earlier this month. Weather permitting, Arawak plans to start the work on First Road in the beginning of March. The contract will extend for about 45 days until mid-April. The majority of the work will consist of a mill and overlay project extending between 12<sup>th</sup> Street to Weymouth Road.

**15. Central Avenue Drainage (11-06005.04)**

We have been in contact with Mr. Joseph D'Abundo from the Atlantic County Engineer's office related to possible County assistance for drainage relief along the southerly gutterline of Central Avenue adjacent to Trina's Restaurant store front. The County indicated that their Public Works Department could complete the possible installation of inlets along the southerly gutterline of Central Avenue if the Town could provide the following:

1. Provide a design plan noting the locations and general elevations for the inlet placement.
2. Supply the type "E" bicycle safe inlet grates or casting for the County to use in the construction of the inlets.

We will discuss this suggestion from the County with the PWTC for action by Council if so desired and follow-up with a proposal for consideration.

**16. Fourth Street Reconstruction (ARH #11-40034):**

The Contractor is substantially complete; however there are some punch list items that need to be addressed prior to closeout. It should be noted the material testing has been completed and the pavement passed the NJDOT certified test. As soon as the weather permits the contractor will complete the remaining punch list.

**17. Pratt Street, Cedar Branch Stream Drainage Easements (ARH #11-06002.03):**

The State's contractor has completed the first part of the ditch or stream cleaning process extending from Pleasant Street. We will be meeting with representatives from the State in the near future to find out their intention and needs in order for this cleaning process to continue further along the drainage corridor

**18. Second Road - Berenato and Cioffi Property (ARH #11-01083):**

Henry Weigel from our office has been in contact with the Solicitor related to what would be required by way of further site investigation on this property, if desired by Council. Henry has prepared a memo and cost estimate related to the remaining tasks or investigations that will be required for the site which will be reviewed by the PWTC. The PWTC will provide what options should be undertaken by the Town as the next step in the process, if so desired.

SOLICITOR REPORT

- 1.Solar and Wind Ordinance under New Business for introduction
- 2.Stockton-Architect RFQ & RFP advertised
- 3.Airport Consultant RFP advertised
- 4.Airport Hangar RFQ and RFP to be advertised next weeks edition
- 5.Skinner Building Acquisition is complete
- 6.Pulte March 10, 1:00-5:30 pm Meeting in Town Hall all interested parties are welcome
- 7.Royce Run in process of scheduling meeting
- 8.Bus Shelter – Innova (Engineer to appear on site)
- 9.Berenato/Town Landfill-pending bill on Governor's desk allowing placement of solar panels at former landfills
- 10.Authorize Adm.Comm. to request Solicitor forward letter to Atlantic County – concerning re-valuation

Motion by Councilperson Rodio, seconded by Councilperson Gribbin, authorize Administration Committee to meet with Solicitor and to be able to authorize Solicitor to forward letter to Atlantic County concerning time extension on mandatory re-valuation concluding Solicitor's investigating same.

Mayor DiDonato requested Freeholder James Bertino, who was seated in the audience, to attend Adm. Comm. Mtg. and support Hammonton in requesting revaluation extension.

Freeholder Bertino replied that he would like to help the town in this matter to asked the Solicitor to contact him regarding same.

ROLL CALL

Councilpersons:  
Barberio - Yes  
Esposito - Yes  
Gribbin - Yes

Pullia - Yes  
Rodio - Yes  
Torrissi - Yes  
Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

11.Special Meeting

Authorize Clerk to advertise Special Meeting for March 3 at 6:00 pm concerning personnel matters.

MAYOR REPORT

Accept Resignation Michael Torrissi Lake Quality Alt 2 Member

Motion by Councilperson Gribbin, seconded by Councilperson Barberio, accept resignation of Michael Torrissi Lake Quality Alt 2 Member.

ROLL CALL

Councilpersons:  
Barberio - Yes  
Esposito - Yes  
Gribbin - Yes  
Pullia - Yes  
Rodio - Yes  
Torrissi - Yes  
Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

Appoint Lake Quality Alt 2 Member Unexpired Term Torrissi to expire 12/31/13

\*Mayor appointment with confirmation of council

Motion by Councilperson Gribbin, seconded by Councilperson Rodio, appoint Michael Ammirato to the position of Lake Quality Alt 2 Member to unexpired term Torrissi to expire 12/31/13.

ROLL CALL

Councilpersons:  
Barberio - Yes  
Esposito - Yes  
Gribbin - Yes  
Pullia - Yes  
Rodio - Yes  
Torrissi - Yes  
Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

TOWN CLERK REPORT

1. Approve new member Robert Hewitt Jr. Fire Co. 1 (police & fire chief approved)
2. Accept resignation Wayne Shockey Fire Co. 1

Motion by Councilperson Pullia, seconded by Councilperson Barberio, Town Clerk Report items 1 and 2 be approved.

ROLL CALL

Councilpersons:

Barberio - Yes

Esposito - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

APPROVE BILL LIST

Motion by Councilperson Barberio, seconded by Councilperson Esposito, the bill list be approved.

ROLL CALL

Councilpersons:

Barberio - Yes

Esposito - Yes

Gribbin - Yes

Pullia – Yes (Recused on ML Ruberton only)

Rodio - Yes

Torrissi - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

NEW BUSINESS-ORDINANCES

#004-2011 Solar and Windmill Ordinance

Motion by Councilperson Gribbin, seconded by Councilperson Barberio, ordinance 4-2011 be taken up for first reading, pass first reading and given legal publication.

ROLL CALL

Councilpersons:

Barberio - Yes

Esposito - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

RESOLUTIONS

#R034C-2011 Tax Resolution

#R 034C-2011

**CM 2/28/11**

WHEREAS, Rosemarie Jacobs, Tax Collector, has approved the following cancellations and refunds to the accounts listed below:

<b>B&amp;L</b>	<b>NAME</b>	<b>ADDRESS</b>	<b>AMOUNT</b>	<b>ACCT.</b>	<b>REASON</b>	<b>PER</b>
3864-1	Vision Prop	900 12th	0.52	Water	Cancel small balance	Rosie
3864-1	Vision Prop	900 12th	0.82	Sewer	Cancel small balance	Rosie
5301-7	Panarello	490 Middle Rd	1,081.57	Tax	Refund overpayment	Rosie

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

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

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

Motion by Councilperson Barberio, seconded by Councilperson Gribbin, resolution 34C-2011 be adopted.

ROLL CALL

Councilpersons:

Barberio - Yes

Esposito - Yes

Gribbin - Yes

Deputy Mayor Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato – Recused

Deputy Mayor Pullia declared the motion carried.

#R035-2011 Appoint Tax Assessor as Agent for Hammonton

RESOLUTION #035-2011

RESOLUTION APPOINTING ASSESSOR AS AGENT FOR TOWN OF HAMMONTON

WHEREAS, from time to time the Assessor discovers an error in calculation, transposing, measurement, computer of typographical errors in the Tax Assessments on the Tax List after the time the County Board of Taxation has certified the tax rate for the tax year; and

WHEREAS, the governing body of the Taxing District of the Town of Hammonton is desirous that every taxpayer pays his fair share of taxes; and

WHEREAS, if the above discovered errors are not corrected the taxpayers affected would be paying more than their fair share of taxes; and

WHEREAS, the method of correcting such errors is to file a Petition of appeal for the current year with the Atlantic County Board of Taxation; and

WHEREAS, the error was not caused by the taxpayer.

THEREFORE BE IT RESOLVED, by the governing body of the Town of Hammonton that the Assessor is hereby authorized to act as an agent for the Taxing District and file a Petition of Appeal(s) for the **year 2011** with the Atlantic County Board of Taxation to correct such errors and lower such assessments to the current value; and

That a certified copy of this Resolution be forwarded to the Hammonton Tax Assessor to forward to Atlantic County Board of Taxation with any such Petition of Appeal.

#R036-2011 Recycling Tonnage Grant Application Year 2010

RESOLUTION # 036 -2011

RESOLUTION AUTHORIZING GRANT APPLICATION  
FOR **RECYCLING TONNAGE GRANT FOR YEAR 2010**

*WHEREAS,* The Mandatory Source Separation and Recycling Act, P.L. 1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

*WHEREAS,* It is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

*WHEREAS,* The New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

*WHEREAS,* The recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

*WHEREAS,* A resolution authorizing this municipality to apply for such tonnage grants will memorialize the commitment of the municipality to recycling and to indicate the assent of the Town of Hammonton to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

*WHEREAS,* Lance Schiernbeck is herein designated as the individual authorized to ensure that the application is properly completed and timely filed.

*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 Town of Hammonton hereby endorses this submission of the Recycling Tonnage Grant Application to the New Jersey Department of Environmental Protection and therefore designates Lance Schiernbeck to ensure that the application is properly filed; and

*BE IT FURTHER RESOLVED* that the monies received from the Recycling Tonnage Grant be deposited in a dedicated Recycling Trust Fund to be used solely for the purpose of recycling; and

*BE IT FUTHER RESOLVED* that the Mayor, Town Clerk/Administrator and Lance Schiernbeck, Recycling Coordinator are hereby authorized to execute any and all documents in furtherance of this Resolution.

**CM 2/28/11**

#R037-2011 Authorize Cruisin Main Street Event and Road Closure

RESOLUTION #-037-2011  
RESOLUTION AUTHORIZING AND ENDORSING  
CRUISIN MAINSTREET-REMEMBER FRIDAY NIGHTS EVENT

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

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

WHEREAS, Numerous Town residents have requested two Cruisin' MainStreet events each year; and

WHEREAS, Friday, May 20, 2011 (rain date May 21) is the scheduled date for the MainStreet Hammonton Annual "Cruisin' MainStreet-Remember Friday Nights" event during the hours of 5:30 p.m. to 9:30 p.m.; and

WHEREAS, Friday, September 9, 2011 (rain date September 10) is the scheduled date for the MainStreet Hammonton Semi-annual "Cruisin' MainStreet-Remember Friday Nights" event during the hours of 5:30 p.m. to 9:30 p.m.; and

WHEREAS, Main Street Hammonton has requested the following street closures for this event between the hours of 4:30 p.m. to 10:00 p.m.:

Central Avenue (Rt. 542) from Bellevue Avenue to Vine Street;  
N. Egg Harbor Road between Rt. 54 and Pleasant Street;  
Orchard Street Railroad Crossing;  
Front Street from Twelfth Street to Passmore Avenue; and

WHEREAS, Main Street Hammonton has requested the reservation of the following parking spaces:

West side of Rt. 54 between Third Street and West End Avenue;  
East side of Rt. 54 between Third Street and Egg Harbor Road;  
Both sides of Railroad Avenue between 12<sup>th</sup> Street and Orchard St;  
Both sides of Egg Harbor Road between Bellevue Ave. and Pleasant St; and

WHEREAS, Main Street Hammonton has requested appropriate Police Parking Control signs to be posted early in the day noting NO PARKING AFTER 4:00 p.m.; and

WHEREAS, Main Street Hammonton has requested 2 Police Officers to direct traffic at the intersections of Bellevue Avenue at Central Avenue and Bellevue Avenue at Egg Harbor Road due to increased event related pedestrian and vehicular traffic on State Route 54;

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC, STATE OF NEW JERSEY, that the May 20, 2011 (rain date May 21) and the September 9, 2011 (rain date September 10) "Cruisin' Main Street" events, including the above requests for street closures, reservation of parking spaces, posting of "NO PARKING" signs and two police officers are acknowledged, approved and endorsed;

#R038-2011 Authorize Our Lady of Mt. Carmel Event, Procession and Road Closure

RESOLUTION # 38 -2011

**CM 2/28/11**

**RESOLUTION AUTHORIZING  
THE "FEAST OF OUR LADY OF MT. CARMEL" PROCESSION AND CARNIVAL**

WHEREAS, July 11<sup>th</sup> through July 16<sup>th</sup> is the scheduled date for the Lady of Mt. Carmel carnival and events in the Town of Hammonton; and

WHEREAS, the Mt. Carmel Society has requested assistance of the Town of Hammonton Police Department, the closing of Mt. Carmel Lane (from French to Pratt) and holding the Mt. Carmel event for the week above listed week; and

WHEREAS, July 16<sup>th</sup> is the scheduled date for processions, one at 9:00 A.M. and one at 4:00 P.M., (times may vary at discretion of Hammonton Police Chief) and the Mt. Carmel Society requests police protection and road closures of the following streets in the Town of Hammonton for said procession:

9:00 a.m. procession

From Mt. Carmel Hall (Tilton St. to Bellevue Ave.)  
Right on Bellevue proceed to Washington St.  
Left onto Bellevue and proceed to Central Ave.  
Left onto Third St. and proceed to Pratt St.  
Right onto Pratt St. and back to Tilton St.

4:00 p.m. procession

From St. Joseph Church west (S 3<sup>rd</sup> Street to intersection of 3<sup>rd</sup> & Fairview)  
Continue south to the (intersection of Fairview & Egg Harbor Road)  
Continue east to the (intersection Egg Harbor Rd./Railroad Ave & Bellevue)  
Continue north on Bellevue to (intersection of Bellevue & 3<sup>rd</sup> St.)  
Conclude parade at place of origin traveling west to (St. Joseph Church)

WHEREAS, the Mt. Carmel Society is also requesting the closing of Tilton Street (from French St. to Pratt St.) for the above listed week inclusive to sponsor carnival which will be situated on Mt. Carmel grounds bound by Third, Pratt and French streets, Tilton to be used as part of the midway;

WHEREAS, the Mt. Carmel Society is also requesting the closing of Third Street (from Pratt to Pleasant) for the above listed week;

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC AND STATE OF NEW JERSEY, that the July 16<sup>th</sup> week of carnival and events and the July 16<sup>th</sup> Our Lady of Mount Carmel Society procession of streets is acknowledged and endorsed by the Town of Hammonton contingent upon the following:

1. Filing of necessary insurance certificate by Mt. Carmel Society.
2. Filing of required State and County written approvals for street closures with the Town Clerk's office and the Chief of Police at least two weeks prior to event.

#R039-2011 Authorize 16<sup>th</sup> of July Fireworks Display

**RESOLUTION # 39-2011  
RESOLUTION AUTHORIZING FIREWORKS DISPLAY  
16<sup>th</sup> OF JULY Mt. Carmel Event**

WHEREAS, the Mt. Carmel Society is holding their Annual 16<sup>th</sup> of July Event (rain date July 17)

WHEREAS, a Fireworks Display will be conducted at sundown;

**CM 2/28/11**

WHEREAS, it is necessary for Mt. Carmel Society to enter into contract with Pyrotecnico;

WHEREAS, it is necessary for the Town of Hammonton to approve said contract;

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC AND STATE OF NEW JERSEY, authorize 16<sup>th</sup> of July Event and Fireworks Display;

#R040-2011 Authorize American Cancer Society Bikathon and Road Closure

RESOLUTION # 40 -2011

RESOLUTION AUTHORIZING AND ENDORSING  
AMERICAN CANCER SOCIETY BIKATHON AND ROAD CLOSURE

WHEREAS, the **American Cancer Society** has and continues to promote the Town of Hammonton with their Annual Bikathon; and

WHEREAS, Mayor and Council has and continues to support the efforts of the American Cancer Society; and

WHEREAS, **July 10, 2011** is the scheduled date for the annual bikathon;

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, STATE OF NEW JERSEY, that the American Cancer Society Bikathon is acknowledged and endorsed with the following streets being closed:

Egg Harbor Road (Route 561) from 9th Street to Park Ave.  
Hours of road closure 8:30 am to 3:00 pm

#R041-2011 Authorize Extension of Professional Contract Capitol Partners – Grant Consultant

#R 041-2011

WHEREAS, CAPITOL PARTNERS acted as the Town of Hammonton Grant Consultant for year 2010; and

WHEREAS, the Town needs to continue utilizing the services of Capitol Partners during the months of January through March 2011.

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC AND STATE OF NEW JERSEY THAT the Town shall retain the services of Capitol Partners during the months of January through March 2011.

#R042-2011 Authorize Refund Escrow Moss Mill Properties (No action)

RESOLUTION # 042-2011

RESOLUTION AUTHORIZING A REFUND  
FOR PLANNING BOARD ESCROW

**CM 2/28/11**

**TO MOSS MILL PROPERITIES**

WHEREAS, Moss Mill Properties LLC, 548 Pleasant Mills Rd., Hammonton, NJ 08037, has applied for refund of Planning Board Escrow fees in the amount of \$1056.25;

WHEREAS, Pat Berenato, Secretary to the Board, has reviewed and concurred with said refund;

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC AND STATE OF NEW JERSEY that April Boyer Maimone, Town Clerk, is hereby authorized to cause a refund of \$1056.25 to Moss Mill Properties.

#R043-2011 Authorize Extension of Professional Contract DY Consultants

#R 043-2011

WHEREAS, DY CONSULTANTS has acted as the Town of Hammonton Airport Consultant for several years; and

WHEREAS, the Town is formulating a request for proposals in order to evaluate other entities who may be interested in performing airport consulting services; and

WHEREAS, until receipt of those RFP's the Town desires to continue utilizing the services of DY Consultants for the months of January through March 2011.

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC AND STATE OF NEW JERSEY THAT the Town shall extend the professional contract of DY Consultants from January through March 2011 until such time that a new contract is awarded.

#R044-2011 Award Contract Animal Control Services

#R 044 -2011

**A RESOLUTION AMENDING RESOLUTION 96-2010  
AND AWARDING SPECIALIZED SERVICE CONTRACT  
FOR ANIMAL CONTROL SERVICES**

WHEREAS, there exists a need for specialized services for the Town of Hammonton, New Jersey, on an monthly basis as follows:

<u>Department</u>	<u>Service</u>	<u>Vendor</u>	<u>Amount</u>
Dog Regulations	Animal Control Services	Animal Capture & Control Services	\$620.00 per month
	Animal carcass removal under 75 lbs (excluding deer & livestock)	Animal Capture & Control Services	\$15.00 per pickup \$30.00 after hrs

WHEREAS, funds are available under the above listed budget appropriations, and

WHEREAS, N.J.S.A. 19:44A-20 provides for an open and fair process through requests for proposals;

**CM 2/28/11**

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, ATLANTIC COUNTY, NEW JERSEY that the Town of Hammonton is hereby authorized and directed to enter into an agreement with above listed vendor for a month to month contract beginning 3/1/11; and

**#R045-2011 Transfer Resolution**

#R 045-2011

RESOLUTION PROVIDING FOR THE TRANSFER OF FUNDS  
IN TOWN OF HAMMONTON MUNICIPAL BUDGET

BE IT RESOLVED by the Mayor and Common Council of the Town of Hammonton, County of Atlantic, and State of New Jersey, that there be and hereby is authorized the following transfers from the budget appropriations:

FROM: IN CAP		
Municipal Court S&W (0-01-43-201-100)		\$1,620.19
TO: IN CAP		
Highway S&W (0-01-26-123-100)		\$1,620.19
FROM: IN CAP		
Group Ins. OE (0-01-23-114-200)		\$2,179.98
FROM: IN CAP		
Advertising OE (0-01-30-136-200)		\$3,600.00
FROM: IN CAP		
Municipal Court OE (0-01-43-201-200)		\$1,420.02
TO: IN CAP		
Police S&W (0-01-25-119-100)		\$7,200.00
FROM: IN CAP		
Sewer OE (0-07-55-601-200)		\$200.00
TO: IN CAP		
Sewer S&W (0-07-55-601-100)		\$200.00

**#R046-2011 Temporary Emergency Appropriations**

RESOLUTION # 046-2011

Resolution of the Mayor and Common Council of the Town of Hammonton,  
County of Atlantic, State of New Jersey, making temporary emergency appropriations  
for the Current Fund, Water, and Sewer Utilities

Whereas, N.J.S.A. 40A:4-20 provides that temporary emergency appropriations may be made for the period between the beginning of the fiscal year and the date of adoption of the budget for said year; and

Whereas, the date of this resolution is not within the first thirty days of January; and

Now, Therefore Be It Resolved by the Mayor and Common Council of the Town of Hammonton, New Jersey, that the following temporary emergency appropriations are hereby made:

<b>Admin &amp; Executive:</b>	
Salaries and Wages (1-01-20-101-100)	<b>\$3,000.00</b>
Other Expenses (1-01-20-101-200)	<b>\$2,000.00</b>
<b>Financial Administration:</b>	
Salaries and Wages (1-01-20-103-100)	<b>\$1,000.00</b>
<b>Assessment of Taxes:</b>	
Salaries and Wages (1-01-20-104-100)	<b>\$1,000.00</b>
<b>Legal:</b>	
Other Expenses (1-01-20-106-200)	<b>\$15,000.00</b>

**CM 2/28/11**

<b>Engineering Services:</b>	
Other Expenses (1-01-20-107-200)	\$2,000.00
<b>Computer:</b>	
Other Expenses (1-01-20-133-200)	\$5,000.00
<b>Natural Gas OE:</b> (1-01-31-11F-200)	\$15,000.00
<b>Electricity OE:</b> (1-01-31-11G-200)	\$10,000.00
<b>Telephone OE:</b> (1-01-31-139-200)	\$3,000.00
<b>Gasoline OE:</b> (1-01-31-11E-200)	\$10,000.00
<b>Board of Adjustments:</b>	
Salaries and Wages (1-01-21-110-100)	\$1,000.00
<b>Insurance:</b>	
Group Insurance Plans (1-01-23-114-200)	\$200,000.00
Ins. O.E (1-01-23-115-200)	\$15,000.00
<b>Prosecutor:</b>	
Other Expenses (1-01-25-123-200)	\$5,900.00
<b>Parks Commission:</b>	
Salaries and Wages (1-01-28-130-100)	\$100.00
<b>Municipal Airport:</b>	
Salaries and Wages (1-01-30-137-100)	\$100.00
<b>PERS:</b> (1-01-36-144-200)	\$205,112.21
<b>PFRS:</b> (1-01-36-147-200)	\$591,701.80
<b>DCRP:</b> (1-01-36-149-200)	\$300.00
<b>Drug Alliance Grant</b>	\$1,500.00

#R047-2011 Amend 42-05 Establish Fees Town of Hammonton Water System

Resolution #047-2011

A RESOLUTION AMENDING RESOLUTION 42-2005 ESTABLISHING CERTAIN CHARGES RELATED TO THE CONNECTION TO THE TOWN OF HAMMONTON WATER SYSTEM

WHEREAS, Section 158-2 (B) requires Mayor and Council to establish charges related to the connection to the Town of Hammonton water system; and

WHEREAS, Mayor and Council desire to establish the following rates beginning March 1, 2011:

New Home Connection Fee-----	\$1,500.00
2" Water Service Lateral-----	\$1,340.00
1" Water Service Lateral-----	\$ 725.00
Local Municipal Roadway Restoration Fee-----	\$ 200.00

WHEREAS, the charge to the homeowner for water meter will be determined by size and type of meter, setters and meter horn, charged to the Town of Hammonton by vendor and billed to the homeowner by the Town; and

WHEREAS, State and/or County road opening permit fees, road restoration fees, or any other necessary fees are set by the respective agency;

## CM 2/28/11

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC AND STATE OF NEW JERSEY that the above charges be approved effective March 1, 2011.

Councilman Pullia advised the amendment to water fees is to charge the homeowner what the town is paying per meter per annual bid.

Motion by Councilperson Rodio, seconded by Councilperson Barberio, resolutions 35 through 47, excluding 42 be adopted. No action on resolution 42 at this time, action taken under Engineer Report.

### ROLL CALL

Councilpersons:

Barberio - Yes

Esposito - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

### PUBLIC HEARD

Larry Delaney – Broadway

Mr. Delaney questioned the purchase of property by Town for use as Stockton College and questioned funding source?

Mr. Frank Zuber, Town Accountant, advised the Town pays up front and the Town is reimbursed same per grant.

Mark Santora – Old Forks Road

Mr. Santora, referring to a meeting held in Town Council Chambers, concerning Pulte Development Drainage Basin, questioned what, if anything, has been reduced to writing concerning that meeting?

Solicitor responded, no settlement has been made as of this date.

Mr. Santora stated that he felt nothing has been accomplished as of this date.

Mayor DiDonato disagreed as there have been many issues regarding Pulte Development that have been remedied to date.

Mr. Santora questioned if Mayor and Council have authorized any letters to be forwarded to Pinelands or any other agency concerning the drainage basins?

Councilman Pullia stated they have not, due to the fact that a remedy has not been established at this time which would require Pinelands approval.

A discussion was held concerning the two drainage basins, large one held by Pulte and the smaller basin is owned by Triad. Who is responsible for long term maintenance of both basins?

Solicitor responded, the owner as listed in the original plan.

Mr. Santora requested something in writing answering his question as to long term maintenance at the next regular meeting of council.

Mr. Santora further questioned if Mayor and Council have ever dealt with an issue such as the drainage basins before?

Mayor DiDonato responded that the Mayor and Council are capable of handling the issue as we have professional engineers advising on same.

Mr. Santora once again suggested if it were Mayor and Council's mothers living near the drainage basins, it would surely be corrected by this time.

Solicitor responded he truly believes everyone in this room wants to satisfy the Santora's but they cannot resolve the issue alone and will meet with professionals on the 10<sup>th</sup> of March to discuss same.

Mr. Santora requested his mother be forwarded a letter as to what transpired at the March 10 meeting?

Councilman Rodio questioned Mr. Santora why he would not attend a meeting concerning the drainage basin issue?

Mr. Santora stated he had a bad experience at a prior meeting and prefers that all meetings pertaining to Pulte drainage basins be held during regularly scheduled council meetings.

Mr. Santora, referring to a letter from ARH on behalf of MUAC year 2005, responding to Mr. Santora's inquiry and stating a sewer line will be run to Leah Court for Santora's to tie into and asking for utility easements.

Mayor DiDonato stated that's what Mayor and Council reaffirmed to Mr. Santora during the last council meeting.

Mr. Santora passed around a sketch to Mayor and Council detailing a plan that he would like to see happen.

Mayor DiDonato stated the first step would be for Mr. Santora to advise Mayor and Council if he is willing to accept their offer.

Mr. Santora did not respond to the Mayor's offer but brought up another letter issued to his mother. He questioned should his mother be responsible for running a pipe or paying a fee after what she's been through?

A discussion was held concerning specifics of how to handle same with Councilman Pullia advising Mr. Santora that he will bring the sketch and proposal to PWTC Meeting and respond to Mr. Santora after that.

John Adolph – Resident of Traditions at Blueberry Ridge

Mr. Adolph welcomed and congratulated the new council members. He thanked past and present Mayor and Council for the help given to residents at Traditions at Blueberry Ridge. He also wants to make a point concerning Blueberry Ridge, 134 families live there. He clarified that we are not Pulte, we are Traditions at Blueberry Ridge or HOA Community. Pulte is a company that sold the homes and abandoned same before development was complete. He stressed the need for the HOA to work with Mayor and Council. The basins have not been turned over yet. They are still owned by bankrupt companies. He requested Mayor and Council to continue to help. He also suggested that the problems at Traditions at Blueberry Ridge cannot be dealt with properly at regular council meetings because there are many other issues to be discussed during those meetings. The issues they are dealing with need to take place at meeting dedicated specifically to those issues. He also stated that many residents at Blueberry Ridge are lifelong Hammonton residents. We have pride in being good neighbors and do not intend to do anything to bring harm to

**CM 2/28/11**

surrounding neighbors. All neighbors are taken into consideration during meetings. Even if both basins are repaired, he doubts they will work because of the way the water is running downstream. It took them much time together at meetings to find who is the cause and what measures we can take to remedy various issues. He stated the Mayor and Brian Howell, Town Solicitor, have given up much personal time to help. He believes if we work together we will come up with the right solution for everyone involved but we cannot give up.

Mayor and Council thanked Mr. Adolph and stated he and residents at Blueberry Ridge are appreciated.

Councilman Gribbin thanked Mr. Adolph for his presentation in which he made some very important points this evening.

MEETING ADJOURNED

Motion by Councilperson Barberio, seconded by Councilperson Torrissi, the meeting be adjourned.  
Motion carried.

April Boyer Maimone, Municipal Clerk