

3-28-11  
Regular Meeting of Mayor and Council  
Town Hall Council Chambers  
100 Central Avenue, Hammonton, N.J.  
March 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  
Mayor DiDonato - Present

PRESENT ALSO

Brian Howell, Town Solicitor

#R047B-2011 Executive Session

#R 047B-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. Harry Harper
2. Berenato & Cioffi
3. Ptl. Maimone
4. Water Department Violation
5. Airport – thru the fence eviction
6. Hangar RFP
7. Airport Consultant Award
8. Litigation

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

Motion by Councilperson Gribbin, seconded by Councilperson Barberio, 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

Torrissi - Present

Mayor DiDonato - Present

PRESENT ALSO

Brian Howell, Town Solicitor

Bob Vettese of ARH, Town Engineer

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

Executive Session 2/28/11

Regular Meeting 2/28/11

Motion by Councilperson Barberio, seconded by Councilperson Esposito, the minutes of the executive and regular sessions of 2/28/11 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.

APPROVAL OF MINUTES

Special Executive Session 3/3/11

Special Meeting 3/3/11

Motion by Councilperson Gribbin, seconded by Councilperson Rodio, the minutes of the executive session and special meeting of 3/3/11 be approved.

ATTENDANCE 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

Presentation/Public Hearing NJEIT Funding

Mayor DiDonato advised as advertised this is the public hearing for those who wish to give their input on the proposed water extension project for Pine, Union, Oak Basin Roads in which the town is seeking grant funding.

Mr. Vettese summarized the project for the public including application for funding which requires general public hearing.

Mayor DiDonato advised he received calls today from residents with concerns however he does not see them here this evening. He questioned if the engineer could send letters to residents advising that if the funding is received they may need to cap their wells.

Mr. Vettese stated residents inside the designated areas of known contamination will be notified that they must abandon their wells unless they receive a waiver from the state. Other properties within the project area that are outside of the designated areas of known contamination where water main will be extended will not be required to tie into the public water system or seal their wells under this program.

Councilman Rodio questioned the timetable on this proposed project?

Mr. Vettese stated we are seeking funds from two separate entities and we are at least a couple months away from their response as to the receipt of funding and in addition we need to bid the project once project funding is established.

Mayor stated we can certainly bid the project and only award the bid if and when funding is approved.

No one from the public desired to be heard.

Presentation of Councilman Plaque/Deputy Mayor Town of Hammonton Council

Mayor DiDonato presented Freeholder Bertino with a plaque recognizing his 14 years of service on town council.

Freeholder Bertino thanked the taxpayers for allowing him the opportunity to serve them as councilman of this fine community.

Hearing – Ordinance #004-2011 Solar Energy

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

Councilman Barberio and Mayor DiDonato had questions/suggestions concerning the proposed ordinance which Solicitor confirmed were already addressed in the ordinance.

No one desired to be heard.

Motion by Councilperson Barberio, seconded by Councilperson Rodio, the hearing be closed, the ordinance pass second reading and be adopted.

ROLL CALL

Councilpersons:

Barberio - Yes

Esposito - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

COMMITTEE REPORTS

Administration -Councilperson Barberio

Report of Adm Comm Mtg-Deferred his report to items on agenda this evening

Business & Industry-Councilperson Gribbin

Deferred Farmers Market to new business

2011 Artist of Year selection

Channel 9 will preview Hammonton thriving art district

Sunday April 3 Mainstreet Hammonton, Women's Civic Club and Mothers Club spring fashion show

Tuesday May 3 Chamber of Commerce Wine and Beer expo

Education-Councilperson Gribbin

No action items

March 17 Board of Education meeting honoring 2011 teachers of the year/security system contract award

March 23 Board of Education budget meeting advising of state aid receipt and 0 tax increase

Wed April 27 Board of Education Election due to the holiday

Thanked Dr. Johanna Johnson for her service on Board of Education

Public Works & Transportation-Councilperson Rodio

Defer action item to engineer report

Advised on spring projects/cleanups at highway

Reminder: bulky 1<sup>st</sup> full week month/brush 2<sup>nd</sup> full week month

Law & Order-Mayor DiDonato

Advised of Law & Order Meeting with Police Chief to discuss manpower, budget

Quality of Life – Councilperson Esposito

Advised of small cities funding for low to moderate income families for housing upgrades-contact Triad Assoc. at (856) 690-9590

Environmental Commission working on April 29 Arbor Day Event

Water & Sewer – Councilperson Pullia

Bellevue Avenue project update

First Road county project update

NJ DEP update

Airport Grant for security camera-change order \$12,906.00 grant funded

Motion by Councilperson Pullia, seconded by Councilperson Esposito, authorize change order in the amount of \$12,906.00, fully funded by grant, for additional items for security camera project at airport.

ROLL CALL

Councilpersons:

Barberio - Yes

Esposito - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

ENGINEER REPORT

**SEWER & WATER ACTION ITEMS:**

**1. Old Forks Road Sanitary Sewer Extension – Phase II (ARH #11-0060):**

As requested by Mayor and Council, we have prepared a proposal to complete the required field and conceptual design that would allow the PWTC to review options to extend sanitary sewer along Old Forks Road in the area of the Blueberry Ridge development. As noted, we will try to use existing data where available to provide cost savings to the Town during this conceptual design phase of the project.

Authorize Purchase Order – ARH

Motion by Councilperson Pullia, seconded by Councilperson Rodio, authorize a purchase order to ARH not to exceed \$5,400.00 pending availability of funds.

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:**

**2. Central Avenue Drainage (ARH #11-0115):**

As a follow-up to our conversation with the County Public Works and Engineering Department, they indicated assistance could be provided to address the drainage concern within the first block of Central Avenue. They are requesting the Town to supply the following to aid in the project cooperative construction effort:

1. Design plan noting the location for construction of the inlet or inlets being proposed.
2. Supply of an inlet grate required to complete the installation.

We have provided a proposal for ARH to complete the design work and project coordination totaling \$3,800.00. We have also received two price quotes that were requested by Lance Schiernback for the supply of a Type "E" bicycle safe inlet grate. The price quotes are as follows:

- 1. Caterina Supply, Inc. - Williamstown, NJ \$750.00
- 2. Ferguson Water Works - Folsom, NJ \$843.75

We would recommend Council to consider award to the low quote received from Caterina Supply, Inc. so that the project could move forward.

Upon checking with Frank Zuber, there is \$5,893.04 in Ordinance #24-2007 to cover this cost plus the cost for the type "E" bicycle grate inlet casting.

Motion by Councilperson Rodio, seconded by Councilperson Gribbin, authorize a purchase order to ARH not to exceed \$3800 and Caterina Supply not to exceed \$1500.00.

**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:**

**3. Mandatory Sanitary Sewer Connection Waiver Ordinance Modifications (ARH #11-01000):**

We will be working with the Solicitor and the PWTC to provide modification to the mandatory sewer connection Ordinance in order to clarify conflicting sections. The Solicitor will also be developing standards for the installation of individual grinder pumps and force mains as authorized. These Ordinances must be introduced for first reading in April or early May to meet the July 1<sup>st</sup> deadline.

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

At the last meeting, the proposal that were provided for the anticipated two year program were authorized at 50% of the total contract value as follows:

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

It is also our understanding that additional work within said contracts could proceed up to a maximum dollar amount of \$88,690.60. all billings will be directed through a purchase order issued to Omni Environmental under purchase order #10-00445. ARH is in the process of initiating the several tasks which priorities include assisting the Town on the water conservation ordinance revision and rate structure revision. Of equal importance is the pursuit of a TWA application for drip irrigation on the Boyer Avenue site. A decision will need to be made to either pursue drip irrigation on the recreational side first or on the

wooded acreage second or vice versa. The ability to identify the source of irrigation for the recreational component will allow ARH to conclude on the Boyer Avenue recreation project and provide an appropriate response to Green Acres related to the use of their funds.

**5. Pine, Basin & Oak Road Water Main Extension, Well Contamination**

**(ARH #11-30138):**

ARH presented a proposal which was authorized at the last meeting in the amount of \$19,200.00 which provided funding for the remaining work. Completed plans and specifications were submitted to NJEIT as well as NJDEP – Well Field Remediation March 7, 2011. Since all permits are received, this project should receive pre-award approval quickly. At this writing, ARH continues to provide information to the funding agencies in pursuit of pre-award approval. We will keep Council apprised of the progress and at the applicable time establish a bid schedule.

**6. Inflow/Infiltration (I/I) Investigation Proposal (ARH #10-0662):**

As reported last month, NJDEP Southern Enforcement, following our meeting to discuss their requirements for I/I, indicated that NJDEP still wants the Town to implement some type of program. Also as reported, we discussed a program that may satisfy their concerns and lessen the burden on the Town. At this writing, we need to meet with the Superintendent to address the items that they are interested in us pursuing which are repeated here for convenience:

- 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.*

Following our meeting with the Superintendent, we can then determine what elements he can conclude with his staff and what portions will require the assistance from ARH. At that point, we will provide a cost estimate for what is needed from our firm.

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

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

As reported last month, 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. However, over the past month, the Pinelands has discovered that their approval did not include the element of diversion that is associated with lake well (Well #6) which now is included in the diversion permit. Well #6 is labeled as an irrigation well and the NJDEP requires all Town owned diversions (public and non-potable) to be covered under the diversion permit. In so doing, we need to request of the Pinelands for the amendment of their approval to include the irrigation diversion value. We are in the process of doing this to rectify the record.

Yet outstanding is the resolution of the NJDEP condition regarding the revising/strengthening of the Town's water conservation ordinance as well as a restructuring of its excess water charges to promote conservation.

***Future Well (No change from last meeting):***

*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.*

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

At this time we have met with the Contractor and applicable sub-contractors related to remobilization and completion of the project. We are waiting for stakeout information to be provided by the Contractor. Once we have had the opportunity to review and approve this information, the Contractor will be allowed to proceed with the project.

**9. Lincoln Street, South Jersey Gas Site Remediation (ARH #11-30000):**

We met with representatives from SJ Gas, their consultant and the PUD Superintendent. The consultant for SJG, GZA Environmental will be conducting some additional testing on the easterly corner of the property adjacent to the storage garage. We also talked to the SJG representative regarding the need to relocate the existing chemical feed building along the Lincoln Street side of the site. We will review some conceptual plans and notes completed of same time ago related to this matter. Further discussion related to the improvements, costs and time frame required for same will need to occur between the PWTC and representatives from SJG. This will need to proceed quickly so that the mandated site remediation effort could proceed.

**10. South Jersey Gas Water Service Request (ARH #11-30000):**

Discussions with the PWTC will need to occur related to a request from SJG to obtain public water from the Town to service their office located on 12<sup>th</sup> Street in Folsom.

**PUBLIC WORKS INFORMATION ITEMS**

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

As authorized last meeting, we have notified Richard Grubb & Associates, Inc. to begin the Cultural Resource work to address the Pinelands Commission requests. He has completed the research portion of the work and will schedule on-site test pits in the near future. We will keep Council informed of further progress.

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

As authorized last meeting, we have started the site investigation work. We will keep Council aware of progress.

**13. 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. We will be meeting with the Contractor on site to review remaining punch list items when weather permits.

SOLICITOR REPORT

Revaluation Appeal Update

Stockton Project Update (30 submissions received thus far, committee reviewed and 10 will continue bidding process)

\*thanked Lance Schiernbeck, Road Sup't and Officer Richard Jones for their help in upkeeping the property

Traditions at Blueberry Ridge/PULTE Update (proposed ordinance appears on agenda this evening)

Also, thanked Police Chief Jones for his help in deterring speeding in this area

Royce Run Meeting to be reconvened

Hangar RFP to be awarded next meeting

Airport Consultant Award Subject to Further Negotiation (appears under New Business this evening)

Mayor DiDonato inquired if either bidders, who were present this evening, cared to approach the podium and address council?

Mayor DiDonato authorized Mr. Thomas Thatcher from Kimball to approach the podium.

Mr. Thatcher addressed Mayor and Council concerning his submission of bid for airport consultant and stated it would be a privilege to work for the town of Hammonton in this capacity.

Mr. Kan Liu did not wish to approach the podium.

COAH

Motion by Councilman Rodio, seconded by Councilman Pullia, authorize Solicitor to meet with any necessary officials to move forward on COAH issue.

ROLL CALL

Councilpersons:

Barberio - Yes

Esposito - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

Tax Abatement Ordinance

Unclaimed Property

Anti-Graffiti Proposal

Mr. Dodo, downtown residents of Hammonton, was given permission to approach the podium to advise of his idea on a graffiti cleaning proposal which will involve Rotary volunteers.

Motion by Councilperson Pullia, seconded by Councilperson Barberio, authorize the Rotary Club to move forward with the anti graffiti project and authorize the Town Solicitor to review and prepare necessary paperwork for 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.

Code of Parental Conduct – for next meeting  
Canoe Club – Use of Facilities Update  
Litigation-Architect

Motion by Councilperson Esposito, seconded by Councilperson Rodio, authorize the Solicitor to negotiate litigation settlement in amount of \$50,660.00 minus payment to 2 subcontractors, final settlement to be \$47,382.50 to Harry Harper subject to signature and release and approval of direction of funds.

ROLL CALL

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

Mayor DiDonato declared the motion carried.

MAYOR REPORT

Advised of Governor Chris Christie's visit to the Town of Hammonton 3/29/11, 2:00 pm at NJM

TOWN CLERK REPORT

1. From Fire Co.#1 accept resignations Nicholas Guerino & Dennis LaSassa III
2. From Atl Co Dept Regional Plan & Dev. re: Farmland Preservation Plan-request response

Motion by Councilperson Pullia, seconded by Councilperson Barberio, approve town clerk report item number 1 and authorize the clerk to respond to item number 2 that the Town of Hammonton wishes to participate in Atlantic County ADA program.

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 & PURCHASE ORDERS

Motion by Councilperson Barberio, seconded by Councilperson Esposito, approve the March 2011 bill list and authorize issuance of purchase orders as prepared by the town accountant with addition of Garden State Highway Products of Vineland to be paid \$1572.50 from Recreation Trust Account.

ROLL CALL

Councilpersons:

Barberio - Yes

Esposito - Yes

Gribbin – Yes (recused on Archer and Greiner bills only)

Pullia – Yes (recused on ML Ruberton bills only)

Rodio - Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

NEW BUSINESS-ORDINANCES

Ordinance #005-2011 Amend Chapter 124 Property Maintenance (CCO's)

Ordinance # 005-2011

AN ORDINANCE  
AMENDING A PORTION OF CHAPTER 211,  
OF THE CODE OF THE TOWN OF HAMMONTON (PROPERTY MAINTENANCE)

WHEREAS, the Construction Official/Zoning Official has recommended an amendment to the inspection fee schedule associated with Certificates of Continued Occupancy associated with residential and commercial premises; and

WHEREAS, the Mayor and Council of the Town of Hammonton have reviewed the recommendation and are agreeable to the amendment.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE TOWN OF HAMMONTON THAT CHAPTER 211-2D. SHALL BE AMENDED AS FOLLOWS:

- (1) The fee for each inspection of a condominium or town home shall be \$60.00.
- (2) The fee for each inspection of all other residential dwellings shall be \$75.00.
- (3) All references to Certificates of Occupancy shall be construed as references to Certificates of Continued Occupancy.

NOW, THEREFORE, BE IT FURTHER RESOLVED BY THE MAYOR AND COUNCIL OF THE TOWN OF HAMMONTON THAT CHAPTER 211-3 SHALL BE REVISED IN ITS ENTIRETY AS FOLLOWS:

**§211-3 Certificate of Continued Occupancy inspections fees for change of ownership or occupancy for commercial properties.**

- (A) No owner or his/her agent shall sell, rent, lease or otherwise dispose of the ownership or change the occupancy of any property or portion thereof utilized for commercial purposes without first obtaining a Certificate of Continued Occupancy from the Code Enforcement Officer of the Town of Hammonton.
- (B) The fee for each Certificate of Continued Occupancy shall be \$90.00.
- (C) Each commercial use within a building, structure or upon the property shall constitute a separate commercial use subjecting same to an inspection and fee.

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

Motion by Councilperson Barberio, seconded by Councilperson Esposito, the ordinance be taken up for first reading, pass first reading and be 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.

Ordinance #006-2011 Amend Chapter 175-50 Zoning

Ordinance # 006 -2011

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF HAMMONTON  
AMENDING ARTICLE VII, CHAPTER 175-50 (A-12) OF THE CODE OF THE TOWN OF HAMMONTON

WHEREAS, the Construction Official/Zoning Official has recommended an amendment to Chapter 175-50 entitled Other Fees and Escrows; and

WHEREAS, the Mayor and Council of the Town of Hammonton have reviewed the recommendation and are agreeable to the amendment;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE TOWN OF HAMMONTON THAT CHAPTER 175-50 BE AMENDED WITH THE ADDITION OF THE FOLLOWING FEE:

175-50 C. (new) Zoning Permit/Certificate of Conformity/Letter of Interpretation/Application Fee \$25.00

Motion by Councilperson Rodio, seconded by Councilperson Gribbin, the ordinance be taken up for first reading, pass first reading and be 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.

Ordinance #007-2011 Amend Chapter 216-14 Rental Properties

Ordinance # 007 -2011

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF HAMMONTON  
AMENDING CHAPTER 216-14 OF THE CODE OF THE TOWN OF HAMMONTON

WHEREAS, the Construction Official/Zoning Official has recommended an amendment to Chapter 216-14 entitled Rental Property Fees; and

WHEREAS, the Mayor and Council of the Town of Hammonton have reviewed the recommendation and are agreeable to the amendment;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE TOWN OF HAMMONTON THAT CHAPTER 216-14 BE AMENDED AS FOLLOWS:

216-14 A Annual Registration Fees

1. For one to seven non-owner-occupied units at one location: \$50.00 per unit
2. For eight to 25 non-owner-occupied units at that same location: \$40.00 per unit
3. For 26 or more non-owner-occupied units at that same location: \$30.00 per unit

Motion by Councilperson Barberio, seconded by Councilperson Gribbin, the ordinance be taken up for first reading, pass first reading and be 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.

Ordinance #008-2011 Amend Chapter 134-6 (a) Registrar Fees

Ordinance # 008 -2011

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF HAMMONTON  
AMENDING ARTICLE II CHAPTER 134-6 A OF THE CODE OF THE TOWN OF HAMMONTON

WHEREAS, the Registrar of Vital Statistics has recommended an amendment to Article II Chapter 134-6 A Rate Schedule; and

WHEREAS, the Mayor and Council of the Town of Hammonton have reviewed the recommendation and are agreeable to the amendment;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE TOWN OF HAMMONTON THAT ARTICLE II CHAPTER 134-6 A BE AMENDED AS FOLLOWS:

Chapter 134-6 A. Certified copies of certificates of birth, death, marriage, domestic partnership and civil union: first page: \$20.00, each additional page of the same record \$10.00.

Motion by Councilperson Esposito, seconded by Councilperson Rodio, the ordinance be taken up for first reading, pass first reading and be 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.

Ordinance #009-2011 Salary Ordinance

Ordinance # 009-2011

AN ORDINANCE FIXING THE SALARIES OF CERTAIN  
EMPLOYEES OF THE TOWN OF HAMMONTON

BE IT ORDAINED by the Mayor and Common Council of the Town of Hammonton, County of Atlantic, State of New Jersey as follows:

SECTION 1. There is hereby adopted the following salaries for employees of the Town of Hammonton.

TITLE	MINIMUM	MAXIMUM
Sewer Plant Superintendent	\$65,000.00	\$89,617.00
Sr. Water Treat Oper/Rep		
*Princ Sr. Water Plan Oper/Rep	\$59,578.00	\$69,948.00

SECTION 2. The specific salary or wage for any municipal official or employee shall be determined and set forth in salary contracts or collective bargaining agreements provided they are within the minimum and maximum amounts as set forth hereinabove. No salary or wage for any municipal official or employee shall be effective or amended unless by official action of the Governing Body and incorporated in a Resolution fixing the specific wage or salary.

SECTION 3. All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 4. This ordinance shall take effect after final passage and publication according to law and its provisions shall be retroactive to January 1, 2011.

Motion by Councilperson Pullia, seconded by Councilperson Gribbin, the ordinance be taken up for first reading, pass first reading and be 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.

Ordinance #010-2011 82-3 and 82-5(a) and (c) Dog License Fees

Ordinance # 010 -2011

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF HAMMONTON  
AMENDING CHAPTERS 82-3 and 82-5 (A) and (C) OF THE CODE OF THE TOWN OF HAMMONTON

WHEREAS, the Municipal Clerk has recommended an amendment to Chapters 82-3 and 82-5 (A) and (C) Dog License Registration and Fees; and

WHEREAS, the Mayor and Council of the Town of Hammonton have reviewed the recommendation and are agreeable to the amendment;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE TOWN OF HAMMONTON THAT CHAPTERS 82-3 and 82-5 (A) and (C) BE AMENDED AS FOLLOWS:

Chapter 82-3 Any person who shall own, keep or harbor a dog of licensing age shall be required to obtain a dog license from the Town Clerk office upon renewal of rabies vaccination or every three years, as appropriate, and shall be required to display same upon the dog's collar, harness or otherwise.

Chapter 82-5 (A) Any person obtaining a dog license in the Town of Hammonton shall pay \$26.40 (local fee), \$3.60 (state registration tag fee), and \$9.00 (state non spayed or neutered dog fee) .

Chapter 82-5 (C) Late Fee Repealed.

BE IT FURTHER RESOLVED that this ordinance will take effect upon implementation of the 3 year dog license program.

Motion by Councilperson Barberio, seconded by Councilperson Rodio, the ordinance be taken up for first reading, pass first reading and be 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.

Ordinance #011-2011 Reappropriation Bond Ordinance

Ordinance #011-2011

ORDINANCE REAPPROPRIATING \$73,000 PROCEEDS OF

OBLIGATIONS NOT NEEDED FOR THEIR ORIGINAL PURPOSE IN ORDER TO PROVIDE FOR THE PAYMENT OF VARIOUS PROFESSIONAL FEES BY THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC, NEW JERSEY

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

Section 1. Pursuant to N.J.S.A. 40A:2-39, it is hereby determined that \$73,000 of the proceeds of obligations originally made available pursuant to bond ordinance #24-2007 of the Town of Hammonton, in the County of Atlantic, New Jersey (the "Town") finally adopted July 9, 2007 is no longer necessary for the reconstruction of Central Avenue for which the obligations previously were authorized.

Section 2. The \$73,000 described in Section 1 and made available pursuant to N.J.S.A. 40A:2-39 is hereby reappropriated to provide for the following improvements:

<u>Amount</u>	<u>Improvement Description</u>
\$30,000	Engineering, legal and permitting costs associated with the Traditions at Blueberry Ridge Development
\$43,000	Design fees associated with the new municipal building

Section 3. The Town hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Town is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 4. This ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Motion by Councilperson Rodio, seconded by Councilperson Barberio, the ordinance be taken up for first reading, pass first reading and be 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

#R047C-2011 Tax Resolution

#R 047C-2011

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

B&L	NAME	ADDRESS	AMOUNT	ACCT.	REASON	PER
4203-5	KMD Const.	1151 S. WHP	50.00	Sewer	Refund D. & P. DiDonato	Rosie
4203-6	KMD Const.	1155 S. WHP	50.00	Sewer	Refund overpayment	Rosie
1201-54	Kramer Bev.	161 S. 2nd Rd	73,993.62	Tax	Refund/State Tax Appeal	Rosie
3606-28	Landis Title	789 Woodlawn	1,022.12	Tax	Refund for Hornick	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 Rodio, resolution 47C 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.

#R048-2011 Authorize Farmers Market Event and Road Closure

RESOLUTION # 048-2011

RESOLUTION AUTHORIZING AND ENDORSING  
HAMMONTON FARMER'S MARKET

WHEREAS, MainStreet Hammonton Organization and Hammonton's Green Committee have and continue 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 Hammonton's Green Committee; 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 Town of Hammonton authorizes and endorses the Hammonton Farmer's Market to take place the following **Friday evenings between 4:00 and 8:00 p.m.:**

June 17, 24

July 1, 8, 22, 29

August 5, 12, 19, 26

September 2, 9

BE IT FURTHER RESOLVED that approval be granted for the **closing of Central Ave ( Rt 542) from Bellevue to Vine St and between 3:00 and 9:00 p.m.**; and

BE IT FURTHER RESOLVED that the request for “no parking overnight” on Fridays be approved during the Hammonton Farmer’s Market Event; and

BE IT FURTHER RESOLVED that the Town of Hammonton will provide trash removal and police assistance during this event; and

#R049-2011 Authorize Spanish Community Good Friday Procession & Road Closure

RESOLUTION # 49-2011

RESOLUTION AUTHORIZING AND ENDORSING  
THE ANNUAL “SPANISH COMMUNITY GOOD FRIDAY PROCESSION”

WHEREAS, St. Joseph’s Church continues to promote the Town of Hammonton with their annual “Spanish Community Good Friday Procession” procession; and

WHEREAS, Mayor and Council has and continues to support the efforts of St. Joseph Church; and

WHEREAS, **April 22, 2011, at 3:00 p.m.** is the scheduled date for the Spanish Community Good Friday Procession; and

WHEREAS, St. Joseph Church has requested assistance of the Town of Hammonton Police Department for this scheduled event and closure of the following streets in the Town of Hammonton for stations of the cross and procession:

- From St. Joseph Church (N. Third St.) to French Street
- Right onto Packard Street
- Right onto Pleasant Street
- Right onto N. Third Street
- Return to Church (N. Third Street)

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 Spanish Community Good Friday Procession is acknowledged and endorsed by the Town of Hammonton contingent upon the following:

1. Filing of necessary insurance certificates by St. Joseph Church as required by the Town of Hammonton.
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.

#R050-2011 Amend #R111-2010 Extraordinary Unspecifiable Service Contract

#R 050-2011

A RESOLUTION AMENDING #R111-2010  
AWARDING A CONTRACT FOR  
EXTRAORDINARY UNSPECIFIABLE SERVICES  
TO JAMES MASSARA

BE IT RESOLVED by the Town Council of the Town of Hammonton that the contract awarded to James Massara by Resolution 111-2010 be amended as follows:

\$13,000.00 for the period of 3/1/2011 to 2/29/2012  
\$13,000.00 for the period of 3/1/2012 to 2/28/2013  
\$13,000.00 for the period of 3/1/2013 to 2/28/2014

**BE IT FURTHER RESOLVED** that Mayor DiDonato is authorized to sign said agreement.

#R051-2011 Authorize Budget Transfers

#R 051-2011

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	
Police Radio S&W.(0-01-25-120-100)	\$1,329.24
FROM: IN CAP	
Prosecutor S&W (0-01-25-123-100)	\$100.00
TO: IN CAP	
Legal OE (0-01-20-106-200)	\$1,429.24

#R052-2011 Authorize Temporary Emergency Appropriations

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 attached temporary emergency appropriations are hereby made:

#R053-2011 Designate Lopez Lane

#R 053-2011

WHEREAS, Corporal Frank Lopez was an active member of the Hammonton Police Department until his demise in September of 2009; and

WHEREAS, Corporal Lopez was a 20 year police officer with the Town of Hammonton; and

WHEREAS, Corporal Lopez was an outstanding police officer as well as a pillar of society who was always there for his fellow police officers and the citizens of Hammonton.

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 roadway leading from the Hammonton

Municipal Building Parking Lot out to Peach Street be designated as "Lopez Lane" in honor of former Corporal Lopez; and

BE IT FURTHER RESOLVED that two signs be placed designating "Lopez Lane", one at the front portion of the entrance of the driveway and the other at the exit onto Peach Street.

#R054-2011 Award Professional Services Contract – Airport Consultant

#R054-2011

WHEREAS, the Town of Hammonton has solicited requests for qualifications from airport consultants; and

WHEREAS, the Town has received submission from two such interested consultants; and

WHEREAS, the selection committee has ranked the applicants based on experience, familiarity with the particular needs of the local community vis-à-vis the Hammonton Airport, ability to address emergency situations promptly and responsiveness of their respective submissions; and

WHEREAS, the selection committee has recommended to Mayor and Council it complete the next steps of the consultant selection processes as mandated by the FAA.

NOW, THEREFORE, it is resolved on the 28<sup>th</sup> day of March, 2011, by the Mayor and Council of the Town of Hammonton, County of Atlantic and State of New Jersey as follows:

1. The Town be and hereby is authorized to take all required steps necessary to recognize the firm of L.R. Kimmel of Stockton, New Jersey as the Town's Airport Consultant, subject to compliance with FAA's authorized selection procedure.
2. To authorize the Solicitor and/or the selection process committee to negotiate and prepare the necessary documents to finalize the process.

Motion by Councilperson Barberio, seconded by Councilperson Esposito, resolutions 48-54 be adopted.

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

Frank Ingemi – 132 Maple Street

Mr. Ingemi stated he put in a sewer line on his property and was never paid for same and now Mr. Adirzone wants to tie into same and he does not want anyone to tie in without paying him.

The Town Solicitor advised council on the specifics of this claim which he believes is a private matter and not a town matter.

Mark Santora – 385 Old Forks Road

3-28-11

Mr. Santora questioned the study of the retention basin at Pulte which was addressed on the agenda this evening and questioned how long will it take to commence work on the drainage basin?

The Solicitor responded that Mr. Santora should be made aware of a time line by the April council meeting.

MEETING ADJOURNED

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

April Boyer Maimone, Municipal Clerk