

Regular Meeting of Mayor and Council  
Town Hall Council Chambers  
100 Central Avenue, Hammonton, N.J.  
May 23, 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

#R060A-2011 Executive Session

#R 060A-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. Hammonton WWTP Assoc. contract settlement
2. OPRA case – Joseph Ingemi vs. Town of Hammonton
3. Royce Run
4. Thru the fence agreement
5. County Construction Board cases
6. Update on NJ DEP negotiations concerning radium

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, the resolution 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.

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 of April 18, 2011  
Regular Meeting of April 18, 2011

Motion by Councilperson Torrissi, seconded by Councilperson Gribbin, the minutes 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.

DISPENSE WITH REGULAR ORDER OF BUSINESS

**1. Honor Former Councilmen of the Town**

Councilman Gribbin wished former Councilman Charles “Chubby” Sacco a Happy Birthday as he is not able to be present this evening. He also recognized former Councilman and Mayor Louis DeMarco who resides in Florida and will not be able to attend. Councilman Gribbin then presented certificates honoring the following past Councilmen of the Town of Hammonton:

John Cavuto  
Peter T. Ranere Jr.  
Hugh L. LaMonaco Jr.

John (Jack) Vaughn

Councilman Gribbin advised he also has a certificate honoring former Councilman Joseph S. Benedetto who, he believes, may be attending the June council meeting.

**2. Green Committee Presentation**

Councilman Barberio invited members of Green Committee and Environmental Commission who were present this evening. Councilman Barberio advised that the Green Committee, the Green Earth Club at the HHS and the Environmental Commission worked together to achieve the "Sustainable Energy Certificate" from the State of New Jersey that he holds this evening. He recognized Mayor John DiDonato for starting the Green Committee here in Hammonton and recognized Nick Bradford who was the first member of same. He advised of awards received thus far and the potential of future awards that will be available to the Town because of this certificate.

Mr. Dan Bachalis, Chairperson of Green Committee/Member of Environmental Commission, thanked those on the committee for their hard work and dedication in achieving this award. He advised NJ is the first State to have a comprehensive sustainable energy plan. He reviewed just a few of several achievements such as Green Day Festival, Green Living Series, creation of water saving devices, establishment of rain garden, annual Hammonton Lake cleanup day, Hammonton Farmers Market, Nick Bradford's carbon inventory of the Town of Hammonton project, town open space plan and town tree protection ordinance that aided in the achievement of this certificate. He then presented certificates to Mayor DiDonato and Councilman Barberio. He asked Mayor DiDonato to deliver the certificate for former Mayor John DiDonato who could not attend this evening.

**2A. Airport Update**

Mr. Rock Colasurdo, recognized the Hammonton Airport Committee member's volunteerism and dedication. He reported on airport revenue which has grown substantially and thanked Mayor and Council for their support in achieving this. He listed some stipulations the Town has placed on a "thru the fence agreement" at the airport. He updated the public on the building of the new kitchen and the anticipated revenue from that. He advised on potential grants. He recommended that the new airport revenue be put toward the general budget of the Town as much funding received to date for the airport has been ascertained by grant applications and professional work funded by the general budget.

**3. Hearing NJDEP Time Extension Request – Radium**

Mr. Joseph Pantalone of ARH advised tonight's meeting was to address the ACO remediation agreement between the Town and the DEP which did not come to fruition today. He anticipates negotiations will continue tomorrow. However, official public hearing on the signing of the ACO will not be held this evening. He introduced Dr. Ray Ferrera of Omni Environmental, Specialty Consultant for the Town of Hammonton, to advise the public water users on the recent mailing they received concerning radium.

Dr. Ferrera advised that the purpose of this presentation is to explain what the mailings mean to the public water users in terms that they can understand. He advised that radium occurs naturally throughout the environment. It's very common in drinking water in South Jersey. He explained how radium is measured by EPA and DEP as well as the risk to the public. He stressed that the EPA and DEP take a very conservative approach in measuring the risk to the public. He explained, if 10,000 people were to consume 2 liters of water per day for 70 years with radium or gross alpha at the MCL, then approximately 1 additional fatal cancer would be expected in that population (assuming LNT). He showed a chart based on Hammonton's water testing reports from each well where radium and gross alpha were slightly out of compliance for a short time. He assured the public that the levels are an insignificant health risk. Average annual radiation dose in US is 620 millirems per year. In Denver you would get double that. Average home exposed to 200 millirems per year. Banana consumption also

causes radium. He went over different things that cause much more radium exposure than that of Hammonton's drinking water including flying in an airplane, chest x-rays, mammograms, etc. His thoughts are that even worst case exposure is insignificant. He stressed that manmade exposures are much more significant.

Mayor DiDonato thanked Dr. Ferrera for his presentation which was very informative. Mayor inquired from council as well as the public if anyone had any questions concerning this presentation?

Mr. Delaney questioned what causes South Jersey Aquifer to have more radium?

Dr. Ferrera responded, it's due to the natural deposits in the earth.

Solicitor questioned if the private wells should also test for gross alpha and then for radium?

Dr. Ferrera responded, yes.

Councilman Rodio asked Mr. Pantalone to explain that the radium is not only in the Town of Hammonton but is prevalent in many municipalities in southern New Jersey.

Mr. Pantalone advised of several Townships who are experiencing radium and named some of them.

Mr. Pantalone, upon Councilman Rodio's request, advised the public that the Town is ready to work with NJ DEP and move forward with the best and most cost effective long term treatment for the radium. We had committed to starting process of designing and permitting but wanted the opportunity to see how the tests were coming in as not to invoke the actual cost of treatment prematurely. The results of the past 2 quarters proved to be below in radium and gross alpha levels. There are different definitions as to when we must notify public and when treatment must begin. We are not below on the 4 quarter average and the third quarter sampling, which we have not received yet, could erase the previous quarter figures bringing us into compliance again. We want to put forth to the public that they are not at any real risk and the treatment is a very expensive endeavor. In fairness to NJ DEP, when the numbers are consistently over, they want to invoke treatment. NJ DEP wants the Town to actually install the treatment facility.

Mr. Mark Santora questioned if one well is high and one is low, can we blend the water together to bring it down?

Councilman Pullia advised we are alternating pumping from all wells to bring the radium levels down.

Mr. Pantalone responded to Mr. Santora that yes, the water from all wells can be blended but that project and cost would have to be researched.

Solicitor advised by and large the community as a whole is drinking mixed water and he feels the gross alpha at the tap is much lower than tested at the well.

Dr. Ferrera agreed.

Mr. Pantalone stated NJ DEP wanted the Town to advise the public that the gross alpha and radium limits rule is actually imposed by the Federal EPA.

Solicitor stated part of the ACO would be to implement even stricter water conservation than we do now. Drawing more water from the well, as in the summer months, seems to bring up the alpha and radium.

Councilman Pullia then went over the watering restrictions that are to be followed per Ordinance #16-2009 of the Town code. He stressed if the public abides by the ordinance that will help in the Town's negotiations with the DEP. Below are water restrictions per town code.

During the months of June, July, August and September, the following lawn irrigation practices (manual and automatic) shall apply:

- a. House numbers ending in an even number: lawns may be irrigated on Monday, Wednesday and Friday.
- b. House numbers ending in an odd number: lawns may be irrigated on Tuesday, Thursday and Saturday.
- c. Lawn irrigation systems shall not be used on Sundays.
- d. In the event of a rain event producing precipitation in excess of 0.75 inches within a 24-hour period preceding the designated irrigation day, lawn irrigation systems shall not be utilized.
- e. Installation of all new automatic lawn irrigation systems must include the installation of a rain sensor gauge in order to conserve public water.
- f. Lawn irrigation systems should be periodically checked to ensure that excess watering does not result in the flow of water into the street, gutterline or onto adjacent properties.

Solicitor stated we do not want to spend tax dollars on a problem that does not exist. If reducing our consumption lowers the levels of radium, it will save tax dollars.

Councilman Pullia stated he has been to meetings with NJ DEP and was not advised of the exceedences until recently. As of last quarter 2010 and first quarter 2011 we are in full compliance. As far as notification to DEP, the Town feels we notified them properly and the DEP feels we did not notify them properly.

Mr. Pantalone, to be clear for the record, stated the quarterly tests are all below average but the running average is what NJ DEP is looking at.

Mayor DiDonato stated there is a correlation with the taxpayers consumption of the Town water as the key. The radium and Alpha levels are higher in summer months when taxpayers are pumping more water. He asked the taxpayers to conserve at their homes. This is a problem for the town but we can work this out by minimizing the water on the lawn. As an example, Mayor stated, we've been getting rain daily and if anyone ran their sprinklers more than once thus far they are not conserving water. We are drawing radium into our water by pumping too much water which is taken from a wider area.

Councilman Torrisi questioned if this began in 2008 why did the NJ DEP bring this to our attention recently?

#### **4. Hearing Ordinance #012-2011 Local Gov't Cap Law**

Placed in full in the minutes of April 11, 2011

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

No one desired to be heard.

Motion by Councilperson Barberio, seconded by Councilperson Esposito, 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.

**5. #R060E-2011 Amend 2011 Municipal Budget**

WHEREAS, the local municipal budget for the year 2011 was approved on the 11th day of April, 2011, and

WHEREAS, it is desired to amend said approved budget,

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Town of Hammonton, County of Atlantic,

that the following amendments to the approved budget of 2011 be made:

	<u>From</u>	<u>To</u>
<b>GENERAL REVENUES</b>		
1. Surplus Anticipated	\$ 2,470,000.00	\$ 2,466,900.00
Total Surplus Anticipated	2,470,000.00	2,466,900.00
 <b>Summary of Revenues</b>		
1. Surplus Anticipated	2,470,000.00	2,466,900.00
5. Subtotal General Revenues (Items 1, 2, 3 and 4)	5,905,768.42	5,902,668.42
6. Amount to be Raised by Taxes for Support of Municipal Budget:		
a) Local Tax for Municipal Purposes including Reserve for Uncollected Taxes	6,583,768.57	6,544,593.31
7. Total General Revenues	\$ 12,489,536.99	\$ 12,447,261.73
 <b>CURRENT FUND - APPROPRIATIONS</b>		
<b>8. General Appropriations</b>		
<b>(A) Operations - within "CAPS"</b>		
Insurance:		
Workers Compensation Insurance	\$ 433,830.00	\$ 393,830.00
Advertising:		
Other Expenses	41,400.00	40,300.00
Total Operations (Item 8(A)) within "CAPS"	8,310,991.49	8,269,891.49
Total Operations Including Contingent - within "CAPS"		
Detail:		
Other Expenses	3,768,648.71	3,727,548.71
(H-1) Total General Appropriations for Municipal Purposes within "CAPS"	9,547,818.74	9,506,718.74
(L) Subtotal General Appropriations {Items (H-1) and (O)}	11,622,261.15	11,581,161.15
(M) Reserve for Uncollected Taxes	867,275.84	866,100.58
9. Total General Appropriations	12,489,536.99	12,447,261.73
<b>Summary of Appropriations</b>		
(H-1) Total General Appropriations for Municipal Purposes within "CAPS"	9,547,818.74	9,506,718.74
(M) Reserve for Uncollected Taxes	867,275.84	866,100.58
Total General Appropriations	\$ 12,489,536.99	\$ 12,447,261.73

BE IT FURTHER RESOLVED, that two certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services for certification of the local municipal budget so amended.

Mayor DiDonato explained that this amendment to the 2011 budget was a result of additional budget cuts as well as utilization of insurance surplus placed toward the Town's annual insurance bills and will achieve a 0 percent tax increase for the 6<sup>th</sup> year in a row.

Motion by Councilperson Pullia, seconded by Councilperson Gribbin, the resolution 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.

**6. Hearing & Adoption #R060D-2011 Municipal Budget**

A RESOLUTION ADOPTING THE 2011 BUDGET

Be It Resolved by the Mayor and Council of the Town of Hammonton, County of Atlantic that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

- (a) \$6,544,593.31 (Item 2 below) for municipal purposes, and
- (b) None (Item 3 below) for school purposes in Type I School Districts only (N.J.S. 18A:9-2) to be raised by taxation and,
- (c) None (Item 4 below) to be added to the Certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (N.J.S. 18A:9-3) and certification to the County Board of Taxation of the following summary of General revenues and appropriations.
- (d) None (Sheet 43) Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy
- (e) None (Item 5 Below) Minimum Library Levy

**1. General Revenues**

Surplus Anticipated	08-100	\$ 2,466,900.00
Misc. Revenues Anticipated	40004-10	\$ 3,423,568.42
Receipts from Delinquent Taxes	15-499	\$ 12,200.00
2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES (Item 6 (a), Sheet 11)	07-190	\$ 6,544,593.31
3. AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY: Item 6, Sheet 42	07-195	0.00
Item 6 (b), Sheet 11 (N.J.S.40A:4-14	07-191	0.00
Total Amount to be Raised by Taxation for Schools in Type I School Districts Only		0.00
4. TO BE ADDED TO THE CERTIFICATE FOR AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY:		
Item 6 (b), Sheet 11 (N.J.S.40A:4-14)	07-191	0.00
5. AMOUNT TO BE RAISED BY TAXATION MINIMUM LIBRARY LEVY	07-192	0.00
<b>Total Revenues</b>	40000-10	\$12,447,261.73

**6. GENERAL APPROPRIATIONS:**

Within "CAPS"

(a&b) Operations Including Contingent	\$ 8,269,891.49
(e) Deferred Charges and Statutory Expenditures – Municipal	\$ 1,236,827.25
(g) Cash Deficit	0.00
Excluded from “CAPS”	
(a) Operations – Total Operations Excluded From “CAPS”	\$ 431,054.41
(c) Capital Improvements	\$ 15,000.00
(d) Municipal Debt Service	\$ 1,628,388.00
(e) Deferred Charges – Municipal	0.00
(f) Judgements	0.00
(n) Transferred to Board of Education for Use of Local Schools (N.J.S.40:48-17.1 & 17.3)	0.00
(g) Cash Deficit	0.00
(k) For Local District School Purposes	0.00
(m) Reserve for Uncollected Taxes (Include Other Reserves if Any)	\$ 866,100.58
7. SCHOOL APPROPRIATIONS-TYPE I SCHOOL DISTRICTS ONLY (N.J.S. 40A:4-13)	0.00
<b>Total Appropriations</b>	<b>\$12,447,261.73</b>

It is hereby certified that the within budget is a true copy of the budget finally adopted by resolution of the Governing Body on the 23rd day of May, 2011. It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the 2011 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

Motion by Councilperson Gribbin, seconded by Councilperson Torrissi, open a public hearing on the proposed 2011 municipal budget.

No one desired to be heard.

Motion by Councilperson Pullia, seconded by Councilperson Gribbin, the hearing be closed and the resolution 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.

Mayor DiDonato questioned Rob Scharle, CFO, is the utility budget included in the budget approval this evening as it does not appear on the budget resolution?

Mr. Scharle advised that it is included in 2011 budget but does not appear on resolution by law.

Councilman Pullia advised the public that there is a 0 percent increase on utility budget as well.

7. **#R060AAA-2011 Capital Budget Amendment Green Acres Loan**  
 #R 060AAA-2011

TOWN OF HAMMONTON

CAPITAL BUDGET AMENDMENT

**WHEREAS**, the local capital budget for the year 2011 was adopted on the 23rd day of May, 2011; and

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

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

**General Capital Fund**

<b><u>1) Purpose</u></b>	<b><u>Total</u></b>	<b><u>Debt Authorized</u></b>
Boyer Avenue Recreation Improvements – Green Acres	<u>\$ 1,050,000</u>	<u>\$1,050,000</u>

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

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

CouncilmanTorrissi questioned is this new funding?

Mayor responded yes and explained the percentage increase.

Councilman Pullia also responded that we are increasing the debt.

Councilman Torrissi questioned will this funding now complete the Boyer Avenue project?

Mr. Vettese of ARH Town Engineers responded no, we are trying to get 4 additional soccer fields constructed with this funding.

Councilman Esposito asked if rest rooms are included in this funding?

Mayor replied no.

Mr. Vettese responded we are working to extend sanitary sewer to accommodate future facilities at Boyer Avenue recreation fields.

**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. Hearing Ordinance #013-2011 Redeem Tax Sale Certificates (with amendment)**

Placed in full in the minutes of April 18, 2011

Councilman Barberio requested the Clerk to advise of the amendment to the Ordinance.

The Clerk advised that after review of the Administration Committee, item number 2 was deleted, and copies of the amended version were forwarded to Mayor and Council prior to this meeting.

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

No one desired to be heard.

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

#### 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

Permanent plaque honoring Patrolman Mazzeo will be installed near tree planted at town hall in his honor  
Administration Committee to meet in early June

##### Business & Industry-Councilperson Gribbin

May 17 Chamber awards banquet industry of year award winner Kramer Beverage

\*Joe Umosella Jr. is the "Nice Goin' Award Winner"

thanked outgoing chamber president Mr Tidwell and welcomed new president PJ Pullia

Red White Blue Festival Sunday June 26

June 3 Artist of the Year Paul Morris to be honored at Eagle Theatre's anniversary party

June 16 MainStreet's Third Thursday promotion will be held

June 17 begins farmers market

NJM Hammonton Facility has won New Good Neighbor Award

##### Education-Councilperson Gribbin

Reported one action item on education committee under resolutions this evening

Report of school board meeting

Congratulated school board members who were re elected

##### Public Works & Transportation-Councilperson Rodio

One action item NJM performance bond under Engineer report

Report on parks and highway

June bulky week 6-10, brush 13-17

Residents are also welcome to bring brush to convenience station

##### Law & Order-Mayor DiDonato

Met with chief to discuss manpower, vehicles, K9's

Welcomed back officer Zbikowski and his k9, Chase who replaced retired K9 Niro

Undercover pedestrian safety downtown, state law you must stop for pedestrian

Quality of Life – Councilperson Esposito

Report on planning, zoning and town council joint meeting concerning form based code  
Wished everyone a happy and safe Memorial Day

Water & Sewer – Councilperson Pullia

Rt. 54 paving completed  
Stressed water conservation  
Completed spring hydrant flushing  
Replacing all water meters to radio reads to alleviate the need to enter homes

Authorize Emergency Repairs – Leak – Hammonton Municipal Airport

Motion by Councilperson Rodio, seconded by Councilperson Barberio, authorize a purchase order to Calderone Property in the amount of \$6,000.00 for emergency repairs to leak subject to Solicitor review.

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.

Approve Change Order Airport

Motion by Councilperson Pullia, seconded by Councilperson Barberio, approve change order to DNA Painting in the amount of \$600.

ROLL CALL

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

Mayor DiDonato declared the motion carried.

Award Quote Airport Kitchen

Motion by Councilperson Pullia, seconded by Councilperson Rodio, authorize a purchase order to Mainstreet Restaurant Supply in the amount of \$17,300.00 to purchase kitchen equipment for Hammonton Municipal Airport Restaurant.

Councilman Torrissi questioned is the kitchen equipment for use by future tenant?

Councilman Pullia responded, yes.

ROLL CALL

Councilpersons:

Barberio - Yes

Esposito - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

Authorize Solicitor to Negotiate Contract-State Police Helicopters-Hammonton Airport

Motion by Councilperson Pullia, seconded by Councilperson Rodio, authorize Solicitor to negotiate contract for State Police Helicopters at Hammonton Municipal Airport and authorize Mayor DiDonato to execute agreement.

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

As reported last month, ARH continues to provide information to the funding agencies in pursuit of pre-award approval. We anticipate achieving pre-award approval during the latter part of June.

There is an action item required whereby the NJEIT through their process requires a Cultural Resource Study. Prices were solicited on behalf of the Town and the following two quotes were provided:

Richard Grubb - \$3,889.00

Alan R. Mounier - \$4,312.00

Motion by Councilperson Pullia, seconded by Councilperson Rodio, authorize a purchase order to Richard Grubb not to exceed \$3,889.00.

Councilman Torrissi questioned if there was a meeting with residents of this area pertaining to this?

Mr. Vettese responded, yes.

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. **Hammonton Water System - Radium (ARH #11-30150):**  
Taken up under dispense with regular order of business.

**PUBLIC WORKS ACTION ITEMS**

3. **NJM Performance Bond Release (11-10011.04) Block 1201-Lot 11 \$11,500,000.00**  
We completed an onsite inspection with the Quality of Life Committee on Saturday, April 30<sup>th</sup>. All site improvements appear to be satisfactory and it is felt that a recommendation to release the Performance Bond and issuance of a Certificate of Occupancy would be appropriated subject to the following conditions:

- A Maintenance Bond be supplied for the project in the amount of 15% of the original Bond amount or \$1,725,000.00. The Bond will extend for a period of two (2) years from the date of acceptance. The form of the Bond must be reviewed and approved by the Town Solicitor and Risk Manager.
- Any outstanding bills related to the project inspection must be satisfied.
- Should there be any money left in the inspection account once all bills are paid, the Applicant is entitled to reimbursement of same.
- Final approval from the Town Construction Official must be secured prior to the issuance of the Final Certificate of Occupancy.
- Once all items are satisfied, a letter will be directed to the responsible parties by the Town Clerk.

Motion by Councilperson Esposito, seconded by Councilperson Torrissi, approve release of the project Performance Bond and Issuance of a Final Certificate of Occupancy subject to compliance with the above noted conditions.

**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:**

**4. Old Forks Road Sanitary Sewer Extension – Phase II (ARH #11-50141):**

As authorized by Council, we will be setting up to gather the field work within the area along and adjacent to Old Forks Road to develop the base plans for the conceptual design. Once the pertinent locations and elevations are plotted, we will continue with the conceptual design plans and review the options with the PWTC for utility extension.

**5. 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 as quickly as possible in order to meet the July 1<sup>st</sup> deadline.

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

As previously reported, work has begun on the contents of the proposals that were authorized to Omni and ARH.

Please review the following status:

**Task #1: Assist Omni Environmental who will take the lead on charting and analyzing the trench loading activity.**

Omni continues to work on the updated report regarding max loading and the drip irrigation results to be extrapolated to the balance of the site. The report is expected to be filed in June.

**Task #2: Assist Omni Environmental who will take the lead on charting and analyzing the drip irrigation trial activity.**

See response to Task 1.

**Task #6: Respond to Pinelands request for submission of an implementation plan by October 1, 2013.**

See response to Task 1.

**Task #7: Water Diversion Permit activity.**

- At an upcoming PWTC meeting we will review with them the recommended changes to the Water Conservation Ordinance and review the progress made on rate changes. Also with the latest issue involving the presence of radium in our wells. We will determine how this will affect the water permit modification. We have recently received a copy of the revised permit and it is under evaluation.

**Task #7A: GIS evaluation consisting of a data overlay from Edmunds and Associates of all accounts on the system presented on a map.**

Work on this aspect has been initiated by our GIS Department and will be concluded within the next month.

**Task #8: Facilitate the placement of the drip irrigation layout to the balance of the wooded area.**

This is also part of the Pinelands submission and TWA approval process referenced above. Work by staff should be concluded by mid-June. Activities on Rte. 54 have slowed progress on this task since the same personnel are involved.

**Task #8A: Drip irrigation TWA submission.**

See response to Task 8.

The other tasks have either not been authorized at this time or it is not yet time for them to be scheduled.

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

No new activity has occurred since the following report was filed last month:

*To respond to the NJDEP, we will be meeting with the Wastewater Superintendent once his schedule lightens. We will be discussing means to provide the NJDEP with a response and a program that is not costly.*

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

The Contractor has completed paving activities. We are monitoring the result of the paving as relates to the storm system and the historic drainage issues that existed.

The Contractor is scheduled to complete remaining punch list items. We will wait until the punch list is complete before we proceed to discussions related to closing this contract out.

**PUBLIC WORKS INFORMATION ITEMS**

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

We have forwarded the design plan and related information to the County for review and scheduling for construction. We also met with the Public Works Department Supervising Engineering. They will keep us informed as to when they plan to complete the installation.

10. **Boyer Avenue Recreation Complex (11-75003):**

The Green Acres Program is currently looking to receive the following documents by June 1, 2011;

- Preliminary Assessment Report
- Construction Drawings
- Development Compliance Checklist Form
- Pre-Construction Engineering Certification Form

It should be noted our office is currently under contract to complete a pre-application submission to Green Acres as relates to the removal of the Eleventh Street parcel from the ROSI which will most likely be delayed until a later appropriate time. Additionally, we will be making a submission to Atlantic County related to allow for the creation of a new access on Moss Mill Road along with appropriate utility roadway opening permit.

The items that need to go to Green Acres by June 1, 2011 are currently not part of our contracted work. We will be proceeding with these tasks, in an effort to keep the \$1.05 million grant available to the Town. However we will be providing a proposal to cover our cost for this work as required by Green Acres at a subsequent Council meeting.

We have submitted the information to Bruce Bechtloff at Green Acres related to the update for the Town's Recreation and Open Space Inventory (ROSI) for his review as requested. We are waiting for his comments relating to same which should be issued shortly.

11. **Atlantic County Recreation and Open Space Funds (11-01070):**

As stipulated in the letter to the County late last year, the Town must proceed on completing the property appraisals, survey, legal descriptions, and environmental assessment, etc. for the properties they wish to purchase. The County has provided the Town with a grant to assist in this endeavor for purchase. Funds to complete the required tasks noted above must be established in the 2011 municipal budget. We will await Council's direction and be available to discuss this project with the PWTC and Solicitor.

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

In conversation with Ernie Deman from the Pinelands Commission, he has reviewed the Cultural Resource Survey Report completed by Richard Grubb & Associates, Inc., along with the design information that was submitted some time ago. He noted that a summary report will be issued this Friday recommending the approval of this application. The Resolution for approval will be on Commission's June agenda. Once we receive a copy of the report and Resolution, we will review any conditions of approval with the PWTC.

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

Monitoring wells were installed onsite and the first round of sampling obtained. Lab results are due later this week and a second round of confirmatory sampling is scheduled for next week. We have been working with the Solicitor to try and obtain necessary site information from Wallace Realty and their former Site Environmental Consultant (React Environmental) but have not received a response to date. This information is critical to the site evaluation, onsite soil contamination, excavation, disposal, etc. and must be supplied in order for the work to move forward.

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

*As previously reported;* the Contractor is substantially complete; however there are some punch list items that need to be addressed prior to closeout. *Since the last reporting period;* the contractor and our office have discussed the remaining items of work and possibly some minor items of extra work. They should be able to schedule the remaining items shortly allowing the project to be closed out. We will keep the PWTC and Council informed of further progress.

SOLICITOR REPORT

Royce Run

Traditions at Blueberry Ridge

PRCA sewer extension

Authorize R&V to commence work per their soil investigation proposal \$16,350.00

Motion by Councilperson Gribbin, seconded by Councilperson Barberio, authorize a purchase order to R&V in the amount of \$16,350.00.

Mayor DiDonato explained the Town will retrieve the funds for this project from the bond company.

Councilman Barberio questioned the time line?

Solicitor responded this project should take place over the summer months.

ROLL CALL

Councilpersons:

Barberio - Yes

Esposito - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

ARH survey work

Traffic study

Airport Consultant Contract

Firehouse #1 Lease by Town

Motion by Councilperson Pullia, seconded by Councilperson Barberio, authorize a lease agreement between the Town of Hammonton and Fire Co. #1 to ascertain energy grant.

ROLL CALL

Councilpersons:

Barberio - Yes

Esposito - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

Jr. Firefighter Ordinance

COAH Committee meeting

Evaluate proposed infrastructure improvements

Impact of radium issue

MAYOR REPORT

Report on May 19 Atlantic Co Teen Arts Festival-thanked everyone involved

Report on May 20 Cruisin Main Street event which took place on May 21 due to rain

TOWN CLERK REPORT

1. Authorize Refund \$350.00 Escrow Ole Hansen & Sons (ARH&Pat Berenato approved)
2. Authorize Refund \$2,246.62 Walden Investors (ARH & Pat Berenato approved)
3. Accept resignation William Dameshek Fire Co. #1
4. Accept resignations Joseph Monzo III & Frank Gibbens Fire Co. #2
5. Approve Hammonton WWTP Assoc. 2010-2013 Contract

Motion by Councilperson Barberio, seconded by Councilperson Esposito, approve town clerk report items 1-5.

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 Gribbin, approve bill list and purchase orders.

ROLL CALL

Councilpersons:

Barberio - Yes

Esposito - Yes

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

Mayor DiDonato declared the motion carried.

NEW BUSINESS-ORDINANCES  
Bond Ordinance #014-2011 Green Acres Loan

Ordinance #014-2011

BOND ORDINANCE OF THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC, NEW JERSEY, PROVIDING FOR THE CONTINUED DEVELOPMENT OF THE HAMMONTON SPORTS COMPLEX, APPROPRIATING \$1,050,000, INCLUDING \$1,050,000 AS GREEN ACRES LOANS FROM THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION AND THE GARDEN STATE PRESERVATION TRUST, AND AUTHORIZING THE ISSUANCE OF \$1,050,000 BONDS OR NOTES OF THE TOWN TO FINANCE THE COST THEREOF.

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

Section 1. The improvement described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Town of Hammonton, New Jersey (the "Town" or the "Town of Hammonton") as a general improvement. For the improvement or purpose described in Section 3, there is hereby appropriated the sum of \$1,050,000, including \$1,050,000 to be received by the Town of Hammonton as Green Acres loans from the New Jersey Department of Environmental Protection and the Garden State Preservation Trust. No down payment is required pursuant to N.J.S.A. 40A:2-11(c) since this ordinance involves a project funded with funds from Green Acres Loans from the New Jersey Department of Environmental Protection and the Garden State Preservation Trust as described herein.

Section 2. In order to finance the cost of the improvement or purpose, negotiable bonds are hereby authorized to be issued in the principal amount of \$1,050,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is the continued development at the Hammonton Sports Complex, located between Boyer Avenue, Sewell Avenue, Seventh Street and Moss Mill Road, consisting of various recreation facilities, including all work, materials and all costs necessary or incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this

ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The 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 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense. It is an improvement or purpose that the Town may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this ordinance, is 15 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Town as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$1,050,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$210,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

Section 7. The Town hereby makes the following covenants and declarations with respect to obligations determined to be issued by the Chief Financial Officer on a tax-exempt basis. The Town hereby covenants that it will comply with any conditions subsequent imposed by the Internal Revenue Code of 1986, as amended (the "Code"), in order to preserve the exemption from taxation of interest on the obligations, including, if necessary, the requirement to rebate all net investment earnings on the gross proceeds above the yield on the obligations. The Chief Financial Officer is hereby authorized to act on behalf of the Town to deem the obligations authorized herein as bank qualified for the purposes of Section 265 of the Code, when appropriate. The Town hereby declares the intent of the Town to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

Section 8. Any grant moneys or loan proceeds received for the purpose described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Town is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Town and to execute such disclosure document on behalf of the Town. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Town pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Town and to amend such undertaking from time to

time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Town fails to comply with its undertaking, the Town shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Town are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Town, and the Town shall be obligated to levy ad valorem taxes upon all the taxable real property within the Town for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

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

#R060B-2011 Request NJ ABC Renew Conflict Liquor License

#R 060B-2011

Town of Hammonton

County of Atlantic

Resolution Authorizing NJ ABC to Renew Conflict Liquor License

WHEREAS, the following liquor license holders have applied for renewal of 2011/2012 Plenary Retail Consumption Licenses:

License #	License Name	License Holder	Location
0113 33 006	DiDonato's Bowling Center	Stephen DiDonato	1151 WHP

WHEREAS, the applicant is a member of the governing body of the Town of Hammonton, which also acts as the ABC issuing authority, the subject license is a "conflict" license. Accordingly, said renewal application will be forwarded to the Director of the Division of Alcoholic Beverage Control for consideration pursuant to N.J.S.A. 33:1-20 and N.J.A.C. 13:2-4.1; and

WHEREAS, N.J.A.C. 13:2-4.6 requires the issuing authority to submit to the Director a certified Resolution setting forth that the issuing authority has no objection to the renewal of the subject license and consents thereto, and, furthermore, is not aware of any circumstances or provisions of law or local ordinance which would prohibit the renewal of the subject licenses.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Town of Hammonton, County of Atlantic and State of New Jersey that the Governing Body has no objection to the renewal of Plenary Retail

Consumption License and consents thereto, and, furthermore, is not aware of any circumstances or provisions of law or local ordinance which would prohibit the renewal of the subject licenses.

Motion by Councilperson Barberio, seconded by Councilperson Gribbin resolution 60B 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.

#R061-2011 Authorize Feast of St. John Event and Procession

RESOLUTION # 61-2011

RESOLUTION AUTHORIZING AND ENDORSING  
THE “ST. JOHN FEAST & PROCESSION”

WHEREAS, St. John the Baptist Society continues to promote the Town of Hammonton with their annual “Feast of St. John” procession; and

WHEREAS, Mayor and Council has and continues to support the efforts of St. John the Baptist Society; and

WHEREAS, **June 24, 2011 at 7:00** p.m. is the scheduled date for the Feast of St. John religious procession to be held in the Town of Hammonton; and

WHEREAS, St. John the Baptist Society 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 procession:

From St. Joseph Church (N. 3<sup>rd</sup> St.) to Pratt St.  
Right onto Pratt to Tilton St./Mt. Carmel Lane  
Right onto Tilton St./Mt. Carmel Lane to French St.  
Return to Church (N. 3<sup>rd</sup> St.)

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 **Feast of St. John** and procession of streets is acknowledged and endorsed by the Town of Hammonton contingent upon the following:

1. Filing of necessary insurance certificates by St. John the Baptist Society as required by the Town of Hammonton.
2. Filing of required State and/or County written approvals for street closures with the Town Clerk’s office and the Chief of Police at least two weeks prior to event.

#R062-2011 Appoint Claims Coordinator for Atlantic County JIF

Municipal Joint Insurance Fund  
Resolution Appointing Claims Coordinator

WHEREAS, the Town of Hammonton is a member of the Atlantic County Municipal Joint Insurance Fund, hereinafter referred to as the FUND; and

WHEREAS, the FUND requires that in the manner generally prescribed by law, each member shall appoint a Claims Coordinator to coordinate and oversee the Member claims reporting and record keeping efforts, and act as a liaison between the municipality, the JIF Claims Administrator, and other outside agencies.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Town of Hammonton that it does hereby appoint April Boyer Maimone, Municipal Clerk, as Municipal Claims Coordinator.

#R063-2011 Tax Resolution May

#R 063-2011

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
4204-24	Mazza, S & J	1191 Moss Mill	153.90	Tax	Homestead refund tax exempt	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.

#R064-2011 Authorize Release \$40,000 Insurance Surplus

#R064-2011

RESOLUTION AUTHORIZING THE RELEASE OF \$40,000 IN SURPLUS FROM THE TOWN OF HAMMONTON'S SHARE OF THE AGGREGATE EXCESS LOSS CONTINGENCY FUND

**WHEREAS**, the Atlantic County Municipal Joint Insurance Fund (hereafter referred to as the FUND) has been organized pursuant to *N.J.S.A. 40A:10-36 et. seq.*; and

**WHEREAS**, the FUND is duly constituted as a Municipal Self Insurance Fund to provide insurance coverage to its member municipalities; and

**WHEREAS**, the FUND has established an Aggregate Excess Loss Contingency Fund pursuant to NJAC 11:15-2.23; and

**WHEREAS**, in accordance with NJAC 11:15-2.21, the FUND is authorized to release surplus from its Closed Years Fund upon approval from the Department of Banking & Insurance & Department of Community Affairs; and

**WHEREAS**, should the FUND authorize the Release of Surplus from it Closed Years Fund, each member receiving a share of the surplus has the option of using the surplus as an offset against their next

assessment billing, receiving the surplus as a direct payment, or placing a portion of their surplus in the FUND's Aggregate Excess Loss Contingency Fund; and

**WHEREAS**, several members, including the Town of Hammonton, have placed a portion of their Surplus from amounts released in prior years, into the Aggregate Excess Loss Contingency Fund; and

**WHEREAS**, based upon the December 31, 2010 Financial Review, the Town of Hammonton had an accumulated balance of \$176,277.24 in the Aggregate Excess Loss Contingency Fund; and

**WHEREAS**, Fund Commissioner from the Town of Hammonton has sent a written request to the Fund Administrator's office asking that \$40,000 of their available balance be released from the Aggregate Excess Loss Contingency Fund;

**NOW THEREFORE BE IT RESOLVED**, by the Town of the Hammonton that the Fund Treasurer is hereby authorized to release \$40,000 from the Town of Hammonton's balance in the Aggregate Excess Loss Contingency Fund in the form of an offset against the 3<sup>rd</sup> and 4<sup>th</sup> assessment payments ( \$20,000 offset for each Qrt) for the 2011 Fund year to the Town of Hammonton.

#R065-2011 Approve School Resource Officer Agreement (2011-2012)

RESOLUTION # 65-2011

RESOLUTION AUTHORIZING INTERLOCAL SERVICES AGREEMENT  
WITH HAMMONTON BOARD OF EDUCATION

**WHEREAS**, the Town of Hammonton is statutorily authorized to enter into Interlocal Services Agreements with State, County and Local Governments; and

**WHEREAS**, the Town of Hammonton has agreed to provide School Resource Officer(s) to Hammonton Board of Education for school year 2011-2012 in the amount of \$150,000.00; and

**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 as follows:

1. The Agreement which is annexed hereto and made a part hereof with Hammonton Board of Education is approved.
2. That the Mayor and Municipal Clerk are hereby authorized to execute said agreement.

#R066-2011 Salaries Hammonton WWTP Association

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

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

**WHEREAS**, the time of service of any employee shall be computed as commencing in January of the year when the employee was hired.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Common Council of the Town of Hammonton, Atlantic County, New Jersey as follows:

**EFFECTIVE DATE JANUARY 1, 2010**

<u>NAME OF EMPLOYEE</u>	<u>TITLE</u>	<u>2010 TOTAL</u>	<u>NOTATIONS</u>
Robert Butkowski	Sr.Sew PltOper/Rep	60,100.00	
Louis Penza	Sew PlantOper/Rep	57,900.00	
Christopher Ballin	Sewer Plant Oper.	41,850.00	

AND BE IT FURTHER RESOLVED that the said salary shall be in place for the calendar year 2010.

**EFFECTIVE DATE JANUARY 1, 2011**

<u>NAME OF EMPLOYEE</u>	<u>TITLE</u>	<u>2011 TOTAL</u>	<u>Notations</u>
Robert Butkowski	Sr.Sew PltOper/Rep	60,100.00	Longevity Grandfathered
Louis Penza	Sew PlantOper/Rep	58,000.00	
Christopher Ballin	Sewer Plant Oper.	41,950.00	

AND BE IT FURTHER RESOLVED that the said salary shall be in place for the calendar year 2011.

**EFFECTIVE DATE JANUARY 1, 2012**

<u>NAME OF EMPLOYEE</u>	<u>TITLE</u>	<u>2012 TOTAL</u>	<u>Notations</u>
Robert Butkowski	Sr.Sew PltOper/Rep	61,565.00	Longevity Grandfathered
Louis Penza	Sew PlantOper/Rep	59,515.00	
Christopher Ballin	Sewer Plant Oper.	43,081.00	

AND BE IT FURTHER RESOLVED that the said salary shall be in place for the calendar year 2012.

**EFFECTIVE DATE JANUARY 1, 2013**

<u>NAME OF EMPLOYEE</u>	<u>TITLE</u>	<u>2013 TOTAL</u>	<u>Notations</u>
Robert Butkowski	Sr.Sew PltOper/Rep	63,067.00	Longevity Grandfathered
Louis Penza	Sew PlantOper/Rep	60,965.00	Longevity Grandfathered
Christopher Ballin	Sewer Plant Oper.	44,238.00	

AND BE IT FURTHER RESOLVED that the said salary shall be in place for the calendar year 2013.

\*Title of Principal Sr. Sewage Plant Operator/Sr. Sewer Repairman – created for Local Purposes.

Motion by Councilperson Esposito, seconded by Councilperson Barberio, resolutions 61 through 66 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**

**Dan Santora – Old Forks Road**

Mr. Santora reported a dip in the roadway on Old Forks Road that needs to be addressed. He then questioned why is Town Council not issuing citations to those not abiding by the local water conservation ordinance? He then

stated that several properties on Old Forks Road and adjacent roadways need to be cut as the overgrown grass is causing a ground hog problem.

Gail MacDonald – Jamestown Blvd.

Ms. MacDonald, concerning Royce Run issues, feels the town should take a more aggressive approach with the problems at this project. She briefly updated new council members concerning the history of the project. She questioned when did the Town of Hammonton possibly make a mistake?

A discussion was held between Ms. MacDonald, the Solicitor and Mayor and Council concerning drainage problems, overgrown grass and other issues at Royce Run Development with the Solicitor advising he is working diligently to resolve the problems at this development and the Town will hold the bonds and bonding companies responsible.

Mark Santora – Old Forks Road

Mr. Santora commended Mayor and Council on their presentation on water quality this evening. He also confirmed, in public, with his mother's consent that the Solicitor may advise engineers to proceed onto their property tomorrow.

MEETING ADJOURNED

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

April Boyer Maimone, Municipal Clerk