

Regular Meeting of Mayor and Council – September 24, 2012
Town Hall Council Chambers, 100 Central Avenue
Executive Session 6:35 P.M.
Public Session 7:00 P.M.

Minutes can be viewed at www.townofhammonton.org

MEETING CALLED TO ORDER

ATTENDANCE ROLL CALL

Councilpersons:

Carpo - Present

Esposito - Present

Furgione - Present

Pullia - Present

Rodio - Present

Torrissi - Present

Mayor DiDonato - Present

PRESENT ALSO

Brian Howell, Town Solicitor

Jerry Barberio, PWM/Business Administrator

#R091-2012 Executive Session

#R091-2012

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

1. Treatment Solutions: E-mail request
2. Thru the Fence Transition Plan
3. Jim Massara Status
4. Leon Gazzara

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 Rodio, seconded by Councilperson Esposito, enter into executive session.

ROLL CALL

Councilpersons:

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

RESUME REGULAR MEETING-ROLL CALL

Councilpersons:

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

PRESENT ALSO

Brian Howell, Town Solicitor
Bob Vettese of ARH, Town Engineer
Jerry Barberio, PWM/Business Administrator

PUBLIC NOTICE

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

PLEDGE OF ALLEGIANCE

PUBLIC HEARD FOR AGENDA ACTION ITEMS

Dan Bachalis, Chairman Hammonton Green Committee

Mr. Bachalis thanked Mayor and Council for their support in this year's Green Day Festival. He also thanked and commended the Business Administrator, Town Clerk, Road Department and Police Department for their assistance. Mr. Bachalis handed out water bottles as a token of his thanks.

Mr. Bachalis then asked for Council's support in asking Commissioner and Governor to maintain bike and pedestrian funding.

APPROVAL OF MINUTES

Executive Session – August 27, 2012
Regular Meeting – August 27, 2012
Special Meeting – September 7, 2012 with correction

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

ROLL CALL

Councilpersons:
Carpo - Yes
Esposito - Yes
Furgione - Yes
Pullia - Yes
Rodio - Yes
Torrissi – Yes (recused on September 7 only)
Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

DISPENSE WITH THE REGULAR ORDER OF BUSINESS

Mayor DiDonato stated he loves this town and its residents. When he was elected Mayor he believed that leadership meant to be compassionate but willing to make the tough decisions. He stated he was disappointed and frustrated by a group who posted something on face book for political purposes. He invited Chris Rehmann, Town Engineer, to the podium to advise the public on the application to discharge effluent on Boyer Avenue Soccer Fields. sit here and allow a group to scare the townspeople. Going green and reusing water is futuristic thinking.

Presentation – Chris Rehmann

Mr. Chris Rehmann, of ARH Town Engineer, stated we are in the permit stage for discharging effluent to the Boyer Avenue Soccer Fields. He continued, that Hammonton has been under an ACO to cease discharge to the Hammonton stream. Without demeaning anyone, sometimes environmental goals become costly regulations. He explained the history of the Wastewater Treatment Plant. He advised that Hammonton has always discharged to the Pleasant Mills Road stream. The water has been used with no restrictions and there has never been a reported incident with this discharge. When we built the new WWTP we went to an advanced plant. Along with this came a set of additional rules. He explained the scientific requirements. He advised that effluent is not drinkable but it meets NJ DEP standards for recharge (taking it out of the stream and putting it onto the soil). Boyer Avenue site is an approved effluent disposal site. We have submitted an application to install drip irrigation (a method to water the root system of the grass). They believe this will be an effective way to avoid placing Hammonton on a sewer moratorium. If we use our public water system to water the Boyer Avenue fields, it could cause us to exceed our water allocation which, as you know, we are currently trying to maintain. Mr. Rehmann stressed that he would take exception to anyone stating that he would put his grandchildren at risk by putting them on a soccer field that is being watered with effluent. He also advised that before Mayor and Council approve discharge of effluent, we are required to have the approval of the NJ Pinelands Commission and the NJ DEP.

Councilman Torrissi stated he does not believe that any of council would put anyone at risk. He stated he does not want the political advertisement to reflect the entire Republican Party. He also stated that those who questioned him regarding the discharge of effluent believed that this was already happening and not in an approval stage.

Councilman Furgione stated, correct me if I am wrong, but once DEP and Pinelands approves the discharge of effluent, the Mayor and Council would still have to vote on this. He stated he does not agree or support the political ad concerning the discharge of effluent that scared the public.

Councilman Rodio stated in parts of Florida the water users have 2 meters, one for drinking water and the other for watering lawn (discharge of effluent). He believes we are behind the times in this matter.

Mr. Rehmann stated we are behind the times because the DEP is extremely cautious.

Councilwoman Carpo stated she is all for recycling and feels the effluent water is treated and is safe.

Mr. Rehmann also advised that he and Mr. Franchetti, former WWTP Superintendent, investigated areas all over the county to find the best method of sewage treatment.

Councilwoman Carpo questioned if DEP not does approve the effluent discharge, do we have a backup plan?

Mr. Rehmann stated yes it would come back to council and it would be council's prerogative to have a public hearing for the public.

COMMITTEE REPORTS

Administration -Councilperson Esposito

Deferred Administration report to BA

Business & Industry-Councilperson Esposito

Advised on new businesses in town
Reported on visit by Lieutenant Governor
Reported on Bellevue Empire Event

Education-Councilperson Furgione

Reported on action item Shared Service Agreement School Tennis Courts

Public Works & Transportation-Councilperson Rodio

Deferred his report to Engineer report
Deferred Highway report to Mr. Barberio
Wished everyone luck in upcoming elections

Law & Order-Mayor DiDonato

No report this month

Quality of Life – Councilperson Torrissi

Congratulated Green Day Event
Report on Stocking of lake
Report on lowering of lake by November 15th
Deferred action item to Councilwoman Carpo

Authorize Class – Environmental Commission Members

Motion by Councilperson Esposito, seconded by Councilperson Torrissi,
authorize purchase order in the amount of \$200 for Environmental Commission members to attend class.

ROLL CALL

Councilpersons:

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

Mayor DiDonato declared the motion carried.

Water & Sewer – Councilperson Pullia

Update on projects
Update on water usage
Update on Well #4
Deferred action items to engineer report

For Information

Fire Department is having a beef and bear 9/29 at Kerri Brooke Caterers

ENGINEER REPORT

PUBLIC WORKS ACTION ITEMS

1. AI & Rich's Site Plan, Performance Bond Reduction (11-10013):

A request was made by the Applicant for a reduction in their project Performance Bond. Last year, the owner's requested the issuance of a Temporary Certificate of Occupancy for the Laundromat facility. The Quality of Life Committee inspected the site at that time. No reduction in the project Performance Bond

was sought at that time. We conducted a recent onsite inspection and will again visit the site with the Quality of Life Committee. Approximately 68% of the onsite improvements are complete as of this date. We are recommending a reduction in the project Performance Bond from \$437,767.00 to \$140,000.00 which represents about 32% of the original bond amount. Naturally, the reduction would be subject to confirmation by the Quality of Life Committee and the decision by Mayor and Council.

Motion by Councilperson Torrissi, seconded by Councilperson Carpo, authorize reduction of the project improvement Performance Bond/Letter of Credit #10007236416 dated 9/11/09 as posted by Susquehanna Bank from the original total of \$437,767.00 to \$140,000.00 subject to a favorable recommendation from the Quality of Life Committee and that there are no outstanding bills related to project inspection.

ROLL CALL

Councilpersons:

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

2. Gino Pinto Site Plan – 13th Street (11-23093):

A request has been made by the Applicant related to the acceptance of the project improvements. If deemed acceptable, the Applicant will be required to post a Maintenance Bond for 15% of the project improvement total to remain in effect for a two (2) year period. We will be meeting onsite with the Quality of Life Committee to review the status and condition of the site improvements. An update of the inspection will be presented at the Council meeting.

No action taken this evening.

3. Boyer Avenue Recreation Complex (11-75003):

The Contractor has completed the on-site potable water and sanitary sewer installations. Both mains need to be tested prior to being accepted. The storm sewer improvements are currently underway and will be completed between now and the next reporting period. The Contractor has (pursuant to Contract) obtained soil testing. The results recommend the addition of compost to enrich the soil and provide for a more suitable soil structure for turf growth. The compost unfortunately is not an item that is currently in the Contract. We are working with the Contractor to obtain a cost and plan to have a change order for the Town to consider at this meeting.

Mr. David Cella of ARH stated because this is a reduction, it can be handled as a directive by the Business Administrator.

Motion by Councilperson Esposito, seconded by Councilperson Rodio, authorize Jerry Barberio, Business Administrator, to authorize change order.

ROLL CALL

Councilpersons:

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes
Torrissi - Yes
Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

4. FY2013 Municipal Aid Applications (11-40041):

The NJDOT has announced that they will be receiving applications for FY2013. Last year the Town received a grant allocation for Pratt Street. It is currently recommended to apply for the following projects:

Municipal Aid – Pratt Street from Egg Harbor Road to Tilton Street – Phase II
(Note Phase I - **\$156,641.00 Grant Allocation Announced**)

Bikeways – Phase I to provide a link from NJTRANSIT Train Station to the Lake Park. Phase I would utilize existing ROW and easements to extend from Eleventh Street to the Veterans Place rail road crossing.

Safe Streets to Transit – This would extend decorative sidewalk from Historic Train Station to Peach Street. Along with sidewalk along Front Street between Passmore Avenue and Line Street on the Fire Station side.

Applications are due on or before October 16, 2012. We will review this recommendation with the PWTC, prior to this meeting. Our action requested will be adjusted as needed based on our conversation at the PWTC. A new application typically can be completed for around \$1,500; we are requesting \$1,250 for Pratt Street since significant modifications will be required to that application. We will provide the Bikeway and Safe Streets to Transit for no additional cost provided the project areas described above are chosen.

RESOLUTION # 091A- 2012

APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE PRATT STREET ROADWAY IMPROVEMENTS PHASE II PROJECT

WHEREAS, the Town of Hammonton is desirous of requesting funding consideration from the State of New Jersey Department of Transportation under the Transportation Trust Fund (FY2013 Municipal Aid) for the Pratt Street Roadway Improvements Phase II project within the Town of Hammonton; and

WHEREAS, the Town of Hammonton is an eligible recipient for funding under said program; and

WHEREAS, the Town Engineer has been authorized to prepare the required application and agreement and

WHEREAS, in furtherance of same, it is necessary for the Town Council of the Town of Hammonton to authorize the Mayor to execute said application to allow the Town to be eligible for the New Jersey Department of Transportation Transportation Trust Fund (FY2013 Municipal Aid Program) for the Pratt Street Roadway Improvements Phase II project; and

WHEREAS, in furtherance of same, it is necessary for the Town Council of the Town of Hammonton to authorize the Town Engineer to provide all required reports, narratives, estimates and maps required for said funding consideration

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Town Council of the Town of Hammonton approve that the Mayor and Clerk are hereby authorized to submit an electronic grant application with the New

Jersey Department of Transportation Transportation Trust Fund (FY2013 Municipal Aid Program) and supply all required services associated with the project entitled Pratt Street Roadway Improvements Phase II project.

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Mayor and Town Council of the Town of Hammonton that the Town Engineer is hereby authorized to provide all reports, narratives, estimates, and maps required by the New Jersey Department of Transportation Transportation Trust Fund (FY2013 Municipal Aid Program).

RESOLUTION # 091B- 2012

APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE DOWNTOWN SIDEWALK EXTENSION PROJECT

WHEREAS, the Town of Hammonton is desirous of requesting funding consideration from the State of New Jersey Department of Transportation under the Transportation Trust Fund (FY2013 Safe Streets to Transit Aid) for the Downtown Sidewalk Extension project within the Town of Hammonton; and

WHEREAS, the Town of Hammonton is an eligible recipient for funding under said program; and

WHEREAS, the Town Engineer has been authorized to prepare the required application and agreement and

WHEREAS, in furtherance of same, it is necessary for the Town Council of the Town of Hammonton to authorize the Mayor to execute said application to allow the Town to be eligible for the New Jersey Department of Transportation Transportation Trust Fund (FY2013 Safe Streets to Transit Program) for the Downtown Sidewalk Extension project; and

WHEREAS, in furtherance of same, it is necessary for the Town Council of the Town of Hammonton to authorize the Town Engineer to provide all required reports, narratives, estimates and maps required for said funding consideration

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Town Council of the Town of Hammonton approve that the Mayor and Clerk are hereby authorized to submit an electronic grant application with the New Jersey Department of Transportation Transportation Trust Fund (FY2013 Safe Streets to Transit Program) and supply all required services associated with the project entitled Downtown Sidewalk Extension project.

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Mayor and Town Council of the Town of Hammonton that the Town Engineer is hereby authorized to provide all reports, narratives, estimates, and maps required by the New Jersey Department of Transportation Transportation Trust Fund (FY2013 Safe Streets to Transit Program).

Motion by Councilperson Rodio, seconded by Councilperson Pullia, authorize ARH to prepare and submit grant applications for FY 2013 for Municipal Aid and Safe Streets to Transit in the amount of \$1,250 and approve resolutions for grant applications.

ROLL CALL

Councilpersons:

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

SEWER & WATER ACTION ITEMS:

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

Radium at Well #5/#7:

TKT Construction of Williamstown, NJ started site preparation for the project on September 18, 2012. While the radium equipment is being manufactured, work on the building that will house the equipment will be ongoing.

Radium at Well #4:

The status of Well #4 remain the same as last month in that the gross alpha limit and the Running Annual Average (RAA) on Well #4 is exceeded. The Town continues to rely on Wells #1, #3 and #4 for the Town's daily water supply. Thus far, the Town has been capable of refraining on the use of Wells #5 and #7.

The New Jersey Environmental Infrastructure Trust (NJEIT) program submission is due October 1, 2012. To become part of the program, a submission involves of a Letter of Intent and a Level 1 Environmental report. We intend to include the cost of the air stripper upgrade as well as the cost of the SCADA system in the application. The Letter of Intent in no way obligates the Town to pursuing the funding but it places the Town in the queue for a formal submission. However, it is highly advisable to pursue this program since the Town will score high on the ranking system to achieve principal forgiveness. The program for the next cycle (2014) is more attractive than in previous years in that if the Town qualifies for principal forgiveness, it will be up to 50% of the eligible project cost with 25% at 0% interest and the remaining 25% at market. Last year, the split was 20% PF, 40% @ 0% interest and 40% at market.

ARH must submit the necessary documentation whereby our proposal to complete same is attached at a value of \$5,000.00. The next step would be the submission of plans and specifications to the NJEIT for a March 2013 submission. A separate proposal will be provided for this task.

Well #4 – Air Stripper:

The schedule for the correction to the air stripper was included in the proposed amended ACO. We will be discussing with NJDEP Southern Enforcement revising the schedule since Well #4 will be taken off line following the completion of the well #5/#7 radium removal project. Secondly, Well #4 is not in violation at this writing with regard to levels of VOC's for which the air stripper is geared to address. It would be most practical to complete the air stripper upgrade concurrently with the radium treatment installation.

As previously estimated, the cost of the upgrade is between \$40,000.00 and \$50,000.00. NJDEP Spillfund Program has not yet made a final determination on whether they will fund this project. While we continue to pursue Spillfund compensation, as mentioned above, we will add stripper upgrade to the NJEIT application.

Licensed Operator:

According to the amended ACO, the Town has until October 31, 2012 to submit a resolution to address the licensed operator deficiency. It is our understanding that a report on this matter will be filed by the Business Administrator.

Authorize Application to NJ EIT

Motion by Councilperson Pullia, seconded by Councilperson Rodio, authorize ARH to make application NJ EIT for funding in the amount of \$5,000.00 for air stripper, upgrade to SCADA system and upgrade remote meters.

Councilman Pullia advised a portion of the \$5000.00 is refundable under the grant.

ROLL CALL

Councilpersons:

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

SEWER & WATER INFORMATION ITEMS:

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

A public hearing was conducted last month to advise the public of the elements associated with compliance to several water system issues under the review of the NJDEP – Bureau of Southern Enforcement. Minutes of the meeting were forwarded to Southern Enforcement and were deemed acceptable. Following the public hearing, authorization was given to the Mayor to execute the ACO. As a reminder, the compliance dates are as follows:

- ~ Licensed Operator compliance – October 31, 2012
- ~ Well #4 Air stripper upgrade – project completion March 31, 2013
- ~ Licensed Operator succession plan – April 30, 2013
- ~ Wells #5/#7 Radium Removal – project completion July 1, 2013
- ~ Well #4 Radium Removal – project completion February 28, 2015

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

We have received no response to our August 8, 2012 that was filed in response to the issuance of NJDEP Bureau of Surface Water Permitting - FINAL NJPDES Discharge to Surface Water (DSW) Renewal permit for the plant that was issued on July 10, 2012 Essentially, the issues raised in the comment letter involve the following:

- Frequency of the quarterly copper monitoring requirement.
- Ability to perform a site specific study to address the zinc limit.

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

Construction on the water main portion of this project began on May 29, 2012 at the intersection of Pine Road and the White Horse Pike. As reported last month, the main has been completely installed on all affected roads. Services to all structures and vacant lots (based on frontage and zoning) are in the process of being installed. Essentially, services along Pine Road have been completed, portions of Basin and Union Roads initiated, leaving Oak Road and the White Horse Pike yet to be accomplished. The lateral contractor (Contract 2) will commence his activity to those in the area of the Contaminated Known Extent (CKE) as soon as Lafayette Construction completes installation on enough services that will allow for a continuous work effort. The goal is to complete final pavement by the end of the paving season, weather permitting.

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

In 2010, proposals were submitted by Omni Environmental and ARH for the various tasks associated with Pinelands compliance and other related issues at Boyer Avenue. Only 50% of the proposal was authorized in 2010. Both consultants are in the process of updating the work necessary to complete the second round of activity which will result in the need for authorization of the balance of the 2010 proposal

that was not authorized at that time because the activity would take place over two fiscal years. We are now into 2012 and the second round funding for these tasks must be authorized to continue the requirements. If possible, we will be attempting to provide the proposal updated to the PWTC for action at the September 24th meeting.

10. **Drainage Projects: Anderson Avenue (11-60208.01) & Chew Road/Jacobs Street (11-60207.01):**
We are waiting for the County's final decision related to the design approval for the Jacobs Street/First and Chew Road area. It is doubtful that any type of funding will be received but there may be a possibility to work with the County's MOA established with the Pinelands Commission for work completed within the Chew Road right-of-way. We will also be talking with property owners where easements will be required.

As related to the Anderson Avenue project, we must supply the County with additional information related to storage volume and impacts of their downstream drainage pipes for system overflow. Here again, we will be contacting affected property owners related to possible drainage easements. We will keep Council informed of further discussions and progress.

11. **Route 54/Bellevue Avenue Utilities (ARH #11-50120): - No Status Change**
The sub-contractors have completed all of their required punch list items. We are currently waiting for the Contractor to provide outstanding items, allowing the contract to be closed out. Unfortunately in order to close out this project there are a few issues that need to be addressed. There are currently claims in against the payment bond by the sub-contractors. The Contractor cannot close out the project without a release of liens form filled out by the sub-contractors. Until the issues that have led to the claims against the payment bond are resolved we will not be able to close out this project. We will make efforts to move this project to closure; however potential litigation issues may continue to delay this process.

PUBLIC WORKS INFORMATION ITEMS

12. **Skinner Building – Egg Harbor Road (ARH# 11-01074)**
As authorized last meeting, ARH is continuing to work with the Town to coordinate the following tasks so that the clean-up work and demolition of the buildings can move forward:
1. The Town has signed and submitted the EDA grant application totaling \$39,643.00. The Town is waiting for final confirmation of those funds.
 2. The registration of the existing storage tanks have been completed and submitted to the State without the registration fee as directed, in hopes that the fee will be waived by the State.
 3. General site clean-up work must be scheduled by the Town in preparation for completion of the on-site investigation by ARH as authorized by the Town. This investigation will first include the use of ground penetrating radar to check for any additional buried tanks, pipes, structures, etc.
 4. A purchase order, contracts, and a pre-construction meeting must be conducted so that the UST removal contractor as awarded last meeting could begin.

We will keep Council informed of further progress.

13. **Drainage Projects: Lakeshore and White Horse Pike (ARH #11-60202.03):**
A revised submission of the drainage design plans, calculations, borings, etc. were made to the Pinelands Commission, as they requested. We are waiting on their review of the latest revision. Once accepted by the Pinelands Commission, the design plans construction estimate, Resolution adopted last meeting, etc. will be submitted to the NJDOT to seek discretionary aid funding. As requested, we will provide a copy of the approved plans to the Hammonton Lake Water Quality Committee. We will notify Council when the submission to the NJDOT for Discretionary Aid is made so that area legislatures could be contacted to seek their support of the funding application request.

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

We have been working with the Town Officials, the onsite contractor and the Stockton representatives to address the remaining concerns related to onsite soil classification, testing, excavation limits and disposal. During the soil sampling process, buried pipe, an old foundation and a monitoring well were uncovered. Water samples from the monitoring well will be taken this week and sent to the lab for analysis. We will keep the Public Works Manager/Business Administrator informed of the test results and actions that may be required to expedite the work at the site.

A follow-up meeting is tentatively scheduled for Wednesday, September 26th with representatives from the Pinelands Commission to discuss their groundwater quality standards in relation to this site. We will keep Council updated on further progress.

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

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

**16. Former Mazza Property, Egg Harbor Road Parking Lot at the Historic Train Station (P2012.0153):
*No Status Change***

After meeting with the Mayor, Solicitor, Council representatives and the Downtown Advocate, we were requested to resubmit our proposal dated 4/3/12 to complete Environmental Investigative Work at the above noted site. This Preliminary Site Assessment will be required as an initial phase of any funding application the Town may consider to complete the parking lot improvements at this location. Our proposal dated 4/3/12 totaling \$16,700.00 relates to the work required to complete the Preliminary Site Assessment investigation and report. We are waiting for further direction by the Mayor and Council.

17. 2012 Roadway/Drainage Projects (ARH #11-40045 & 46):

As authorized, our Survey Department has completed the fieldwork for the Grape Street and Pratt Street cluster of roads. The base plan has been plotted for all roadways. We are working on a conceptual design plan and construction cost estimates. We will be preparing the application to the NJEIT for funding consideration as authorized by Council.

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

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

19. Multimodal Grant Applications (11-01053): - No Status Change

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

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

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

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

SOLICITOR REPORT

Berenato Litigation Resolution

Motion by Councilperson Rodio, seconded by Councilperson Esposito, authorize settlement of Berenato Litigation as outline by the Town Solicitor in an amount of \$227,500.00.

Councilman Furgione questioned are we approving the settlement before setting a source of funding?

Mayor responded yes as Mr. Barberio, Business Administrator, is negotiating use of landfill closure funding with NJ DEP.

ROLL CALL

Councilpersons:

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

Stockton

Mazza Muffler Misconception

Change Order vs. Alternate Bid

A discussion of council was held concerning Change Order vs. Alternate Bid.

Lions/Veterans' Park

Traditions at Blueberry Ridge/PULTE

No parking signs

Consultant report

Fibertech resolution

Job Fair

Motion by Councilperson Carpo, seconded by Councilperson Torrissi, authorize Solicitor to set up a job fair at Canoe Club.

ROLL CALL

Councilpersons:

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

Engineer Report Item #4 - Authorize Mayor to Sign Grant Application-Municipal Aid

Motion by Councilperson Esposito, seconded by Councilperson Rodio, authorize Mayor to sign grant application for Municipal Aid.

ROLL CALL

Councilpersons:

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

Engineer Report Item #4 – Authorize Mayor to sign Grant Application-Safe Streets to Transit

Motion by Councilperson Rodio, seconded by Councilperson Torrissi, authorize Mayor to sign Safe Streets to Transit grant application.

ROLL CALL

Councilpersons:

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

MAYOR REPORT

Appoint Board of Adjustment Member unexpired 4 year term DiMeo to expire 12/31/12

Motion by Councilperson Carpo, seconded by Councilperson Esposito, appoint Ben Ott as Board of Adjustment member, 4 year term, to unexpired term of DiMeo, to expire 12/31/12.

ROLL CALL

Councilpersons:

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

Appoint Board of Adjustment Member unexpired 4 year term Frankenfield to expire 12/31/13

Motion by Councilperson Pullia, seconded by Councilperson Rodio, appoint Wayne Rieckerd as Board of Adjustment member, 4 year term, to unexpired term of Frankenfield, to expire 12/31/13.

ROLL CALL

Councilpersons:

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

Appoint Great Egg Harbor Watershed Representatives (Mayor's Appointment)

Motion by Councilperson Torrissi, seconded by councilperson Pullia, appoint Chris Sage as representative to Great Egg Harbor Watershed (voting member). and Robert Reitmeyer as Alternate Representative.

ROLL CALL

Councilpersons:

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

Motion by Councilperson Esposito, seconded by councilperson Rodio, appoint Robert Reitmeyer as Alternate Representative.

ROLL CALL

Councilpersons:

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

PWM/BUSINESS ADMINISTRATOR REPORT

Approve Rutgers Stewardship Intern Program – Lake Quality Committee

Motion by Councilperson Carpo, seconded by Councilperson Pullia, approve Rutgers Stewardship Intern Program for Lake Quality Committee.

ROLL CALL

Councilpersons:

Carpo - Yes

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

Mayor DiDonato declared the motion carried.

NJ Best Practices Worksheet – (0% State Aid withheld)

NJHT Grant –Heritage Tourism Planning Grant
To be approved under New Business.

Airfield Lighting Renovations grant-Design and Bidding
To be approved under New Business.

Skinner Building Environmental Work
State Permit Fees
ENR Schedule

Stockton Day of Service – September 8th

Fuel Savings Gas/Diesel

Bulky Week is October 1 – 5

Brush Week is October 8 – 12

Holiday Weeks – Trash Pickup

Mt. Carmel Society – Donation

New Jersey Logo Request-Sign DiMatteo Vineyards

Motion by Councilperson Torrissi, seconded by Councilperson Carpo, authorize placement of sign.

ROLL CALL

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

Mayor DiDonato declared the motion carried.

Bike Friendly Pedestrian Friendly Funding

Motion by Councilperson Furgione, seconded by Councilperson Torrissi, per Mr. Bachalis, Green Committee Chairman request, authorize Mayor to sign letter endorsing funding.

ROLL CALL

Councilpersons:

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

TOWN CLERK REPORT

1. Accept resignation Jennifer Gradia Fire Co. #1

Motion by Councilperson Pullia, seconded by Councilperson Torrissi, Town Clerk Report item 1 is approved.

ROLL CALL

Councilpersons:

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

APPROVE BILL LIST & PURCHASE ORDERS

Motion by Councilperson Rodio, seconded by Councilperson Furgione, approve September 2012 bill list and purchase order issuance.

ROLL CALL

Councilpersons:

Carpo - Yes

Esposito - Yes

Furgione – Yes (recused on Lafayette only)

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato – Yes (recused on Calderone only)

Mayor DiDonato declared the motion carried.

Environmental Report – Councilwoman Carpo

Thanked Mrs. Templeton for her services as she has resigned from Environmental Commission. Extended her congratulations.

NEW BUSINESS-ORDINANCES

Ordinance #023-2012 Setting Salaries

Ordinance # 023-2012

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	EFFECTIVE
FT Public Safety Telecommunicator Trainee	\$24,500.00	\$26,000.00	9/4/12
VOLUNTEER FIRE COMPANY ALLOWANCE			
Secretary	\$ 850.00	\$ 850.00	1/1/12
Billing Clerk	\$ 1,800.00	\$ 1,800.00	1/1/12

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 intended unless by official action of the Governing Body and incorporated in a Resolution fixing the specific wage or salary.

SECTION 3. The amount to be paid to each official or employee within the salary range shall be fixed from time to time by Resolution of the Mayor and Council.

SECTION 4. All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 5. This ordinance shall take effect after final passage and publication according to law.

Motion by Councilperson Pullia, seconded by Councilperson Esposito, the ordinance is taken up for first reading, passed first reading and given legal publication.

ROLL CALL

Councilpersons:

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

Ordinance #024-2012 Authorize Capital Appropriation-Airport Design Improvements

Ordinance #024-2012

CAPITAL ORDINANCE APPROPRIATING \$154,070 FOR AIRPORT DESIGN IMPROVEMENTS IN AND 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 AS FOLLOWS:

Section 1. The Town of Hammonton, in the County of Atlantic, New Jersey (the "Town") hereby appropriates \$154,070 consisting of \$15,407 from the Capital Improvement Fund and a \$138,663 federal grant for airport design improvements.

Section 2. 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 3. This ordinance shall take effect after final adoption and publication and otherwise as provided by law.

Motion by Councilperson Rodio, seconded by Councilperson Pullia, the ordinance is taken up for first reading, passed first reading and given legal publication.

Councilman Furgione questioned funding to which Mr. Barberio responded. A discussion of council was held.

ROLL CALL

Councilpersons:

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

RESOLUTIONS

#R092-2012 Authorize Various Refunds

#R092-2012

A RESOLUTION OF THE MAYOR AND COUNCIL
OF THE TOWN OF HAMMONTON
AUTHORIZING VARIOUS REFUNDS

BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC AND STATE OF NEW JERSEY that the following refunds are authorized as approved by the respective Department Heads of the Town of Hammonton:

Domenic LoSasso	Zoning Application Fee	\$200.00
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#R093-2012 Authorize Kiwanis Halloween Parade and Road Closure

*NOTE: the parade is Wed Oct 24 this year due to Trick or Treat on Wed Oct 31

RESOLUTION #093 - 2012
RESOLUTION AUTHORIZING AND ENDORSING
KIWANIS CLUB HALLOWEEN PARADE

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

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

WHEREAS, October 24, 2012 is the scheduled date for the Annual Kiwanis Club Halloween Parade (rain date to be October 25, 2012);

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, STATE OF NEW JERSEY, that the Kiwanis Club Halloween Parade is acknowledged and endorsed with the following streets being closed:

N. Egg Harbor Road from Rt. 54 to Fairview Avenue from 6:00 – 7:00 pm
Rt. 54 (Bellevue) from N. Egg Harbor Road to Third St. from 7:00 – 9:00 pm

#R094-2012 Authorize Firemen's Christmas Parade and Road Closure

RESOLUTION # 094-2012

RESOLUTION AUTHORIZING AND ENDORSING
FIREMEN'S CHRISTMAS PARADE

WHEREAS, the Hammonton Fire Department continues to support the Town of Hammonton in it's effort to promote events such as the Christmas Parade which is scheduled for December 8, 2012 (rain date December 9, 2012) @ the hour of 7:00 p.m.;

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

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, STATE OF NEW JERSEY, that the Annual Hammonton Firemen's Christmas Parade is acknowledged and endorsed with the following streets being closed:

Route 54 (from WPH to Front Street) from 5:00 to 9:00 pm
Central Avenue (from Bellevue to Vine) from 5:00 to 9:00 pm
All Road openings onto Bellevue Avenue (from WHP to Front Street) be closed during event at 7:00 pm
Passmore Avenue (from Egg Harbor Road to Washington Street) from 7:00 to 10:00 pm
Front Street (from Bellevue to Line Street) from 7:00 to 11:00 pm
Liberty Street (from Bellevue Ave to Fairview Ave) from 5:00 to 8:00 pm

#R095-2012 Renew Liquor License Double U Mineral Trading Inc.

R#095-2012
RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF HAMMONTON,
ATLANTIC COUNTY, NEW JERSEY,
AUTHORIZING THE ISSUANCE OF ABC LICENSE(S)

FOR THE 2011-12, 2012-13 LICENSE TERMS

WHEREAS, it is a requirement of NJ ABC that in the matter of the authorization and issuance of license of the sale of Alcoholic Beverages, a resolution must be adopted, which resolution shall specifically determine and name the person, firm or corporation adjudged by such resolution to be entitled to such license as adjudged to be issued, and further such resolution must also fix the name and the licensed premises; and

WHEREAS, NJ ABC has reviewed said license(s) and determined that the licensee has established good cause in accordance with N.J.S.A. 33:1-12.39 and has granted the licensee a Special Ruling for renewal.

NOW, THEREFORE, BE IT RESOLVED, BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC AND THE STATE OF NEW JERSEY that it is hereby specifically determined and declared that the following named persons and corporation, if any, be and they are hereby adjudged to be entitled to a license of the class hereinafter specified to sell alcoholic beverages at or on the premises as herein fixed and described to wit:

0113 33 022 013 Double U Mineral Trading Inc.
t/a Tommy B Main Street Liquor
Location: (pocket)

BE IT FURTHER RESOLVED that each and everyone of the foregoing hereinbefore named persons and corporations are and the same are hereby granted a License of the class specified for the sale of Alcoholic Beverages at retail at and on the premises as hereinbefore in connection with each licensee described. Such license shall be for the term of one year.

#R096-2012 Renew Liquor License Mikado

#R096-2012
RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF HAMMONTON,
ATLANTIC COUNTY, NEW JERSEY,
AUTHORIZING THE ISSUANCE OF ABC LICENSE(S)
FOR THE 2012-13 LICENSE TERM

WHEREAS, it is a requirement of NJ ABC that in the matter of the authorization and issuance of license of the sale of Alcoholic Beverages, a resolution must be adopted, which resolution shall specifically determine and name the person, firm or corporation adjudged by such resolution to be entitled to such license as adjudged to be issued, and further such resolution must also fix the name and the licensed premises; and

WHEREAS, NJ ABC has reviewed said license(s) and determined that the licensee has established good cause in accordance with N.J.S.A. 33:1-12.39 and has granted the licensee a Special Ruling for renewal.

NOW, THEREFORE, BE IT RESOLVED, BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC AND THE STATE OF NEW JERSEY that it is hereby specifically determined and declared that the following named persons and corporation, if any, be and they are hereby adjudged to be entitled to a license of the class hereinafter specified to sell alcoholic beverages at or on the premises as herein fixed and described to wit:

0113 33 018 007 Mikado Inc.
t/a Mikado Japanese Cuisine
Location: (pocket)

BE IT FURTHER RESOLVED that each and everyone of the foregoing hereinbefore named persons and corporations are and the same are hereby granted a License of the class specified for the sale of Alcoholic Beverages at retail at and on the premises as hereinbefore in connection with each licensee described. Such license shall be for the term of one year.

#R097-2012 Authorize Tax and Utility Amendments

#R 097-2012

WHEREAS, Rosemarie Jacobs, Tax Collector, has approved and made amendments to utility and/or tax accounts as follows:

B&L	NAME	ADDRESS	AMOUNT	ACCT	REASON	PER
1601-44	Becker	727 7th St	1,267.04	Tax	Refund over payment	Rosie
1601-44	Becker	727 7th St	2,731.13	Tax	Cancel Tax Exempt	Rosie
1804-6	Dellorco/merkel	20 Alexander Dr.	1,393.47	Tax	Refund Title Amer/for Merkel	Rosie

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

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Town of Hammonton that the Tax Collector's actions are approved.

#R098-2012 Amend Capital Budget Airport Design Improvements

**#R098-2012
TOWN OF HAMMONTON**

WHEREAS, the local capital budget for the year 2012 was adopted on the 14th day of May, 2012; 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

<u>Purpose</u>	<u>Total</u>	<u>Federal Grant</u>	<u>Capital Improvement Fund</u>
Airport Design Improvements	\$ 154,070.00\$	138,663.00\$	15,407.00

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.

#R099-2012 Amend Municipal Budget to Accept Grant

#R 99-2012

WHEREAS, N.J.S. 40A4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item

shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount, and

WHEREAS, the Town has received notice of a grant award in the amount of **\$8,998.31 from the State of New Jersey for Drunk Driving Enforcement Fund**, and wishes to amend its Budget to include this amount as a revenue.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Town of Hammonton hereby requests that the Director of the Division of Local Government Services approve the insertion of an item of revenue in the **2012 Budget in the sum of \$8,998.31**, which is now available as a revenue from:

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

2012 Drunk Driving Enforcement Fund

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

#R100-2012 Authorize Right-of-Way Agreement – Fibertech

#R100-2012

RESOLUTION AUTHORIZING THE EXECUTION OF
A RIGHT-OF-WAY AGREEMENT BETWEEN
FIBER TECHNOLOGIES NETWORKS, LLC
AND THE TOWN OF HAMMONTON
TO PERMIT THE INSTALLATION, USE AND MAINTENANCE
OF TELECOMMUNICATIONS FACILITIES WITHIN PUBLIC RIGHTS-OF-WAY
FOR THE PURPOSE OF PROVIDING TELECOMMUNICATIONS SERVICES

WHEREAS, Fiber Technologies Networks, LLC (Fibertech), a New York limited liability company, with offices located at 300 Meridian Centre, Rochester, New York, is authorized to provide local exchange and interexchange telecommunications services throughout the State of New Jersey pursuant to an Order issued by the New Jersey Board of Public Utilities (NJBPU) in Docket No. TE05080683 dated September 14, 2005; and

WHEREAS, Fibertech has requested the consent of the Municipality to occupy public rights-of-way within the Municipality for a period of fifty (50) years for the purpose of constructing, installing, operating, repairing, maintaining and replacing a telecommunications system; and

WHEREAS, it is deemed to be in the best interest of the Municipality and its citizenry, particularly including the commercial and industrial citizens, for the Municipality to grant municipal consent to Fibertech to occupy the public rights-of-way within the Municipality for this purpose; and

WHEREAS, the granting of such consent is and shall be conditional upon Fibertech's continued compliance with all existing and future ordinances of the Municipality and its entering into a written agreement with the Municipality to, inter alia, indemnify and hold the Municipality harmless as to all claims and liability resulting from any injury or damage which may arise from the construction, installation, operation, repair, maintenance, disconnect, replacement and removal of its telecommunications system within certain public rights-of-ways and provide liability insurance coverage for personal injury and property damage.

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

1. That non-exclusive consent is hereby granted to Fibertech to occupy the public rights-of-way within the Municipality for the purpose of construction, installation, operation, repair, maintenance and replacement of a telecommunications system for a period of fifty (50) years.
2. The within granted permission is conditioned upon Fibertech entering into the attached Agreement with the Municipality and providing liability and property damage insurance coverage.
3. The Mayor and Municipal Clerk are hereby authorized to execute the attached Agreement.
4. A copy of this Resolution and the executed Agreement shall be filed in the Office of the Municipal Clerk.

#R101-2012 Authorize Historic Site Management Grant Application

A RESOLUTION AUTHORIZING HISTORIC SITE MANAGEMENT GRANT APPLICATION AND DESIGNATING GRANT REPRESENTATIVE

WHEREAS, THE MAYOR AND COUNCIL OF THE TOWN OF HAMMONTON are interested in making application for Historic Site Management Grant;

WHERE, the Historic Site Management Grant requires the designation of a Grant Representative.

NOW, THEREFORE, BE IT RESOLVED BY the Mayor and Council of the Town of Hammonton, County of Atlantic, State of New Jersey to authorize Historic Site Management Grant Application;

BE IT FURTHER RESOLVED that Jerry Barberio, PWM/BA is the designated Grant Representative for the Historic Site Management Grant.

#R102-2012 Authorize a Shared Service Agreement School Tennis Courts

RESOLUTION #102-2012

RESOLUTION AUTHORIZING INTERLOCAL SERVICES AGREEMENT
WITH HAMMONTON BOARD OF EDUCATION

WHEREAS, the Town of Hammonton ("Town") is statutorily authorized to enter into Interlocal Services Agreements with State, County and Local Governments, including Board of Education; and

WHEREAS, the Town and the Board of Education ("Board") desire to enter into a shared service Agreement concerning the use, maintenance and repair of the tennis courts (known as Block 3505, Lot 8 on the Town of Hammonton Tax Map) owned by the Town but located on the Board's Liberty Street property upon which the Hammonton Middle School is presently located.

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:

The Town owns and shall continue to own the tennis courts described in the preamble hereof.

The Town shall enter into the Shared Services Agreement attached hereto dated September 24, 2012, the terms of which are incorporated by reference.

In recognition of the location of the tennis courts immediately adjacent to the Hammonton Middle School property, the Town has agreed to provide priority use and access for the Board's scheduled activities thereon. Those

scheduled activities shall have priority (to the extent consistent with the rules and regulations associated with the original funding for the tennis courts) over usage by the general public and any other municipal, recreation or similar organization.

In exchange for said priority use, the Board has agreed to assume responsibility for repair of the court surface as specified in Exhibit A dated August 22, 2012 attached to the proposed Shared Services Agreement. (Proposed from Nicholas Construction Co., Inc. of Vincentown, New Jersey.)

That Town of Hammonton agrees to be responsible for the continued maintenance and repair of the fence and the lights surrounding said tennis courts.

The Mayor and Municipal Clerk are hereby authorized to execute the said Shared Services Agreement on behalf of the Town of Hammonton.

Motion by Councilperson Furgione, seconded by Councilperson Carpo, resolutions 92-102 are adopted.

ROLL CALL

Councilpersons:

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

PUBLIC HEARD

Joe Ingemi

Mr. Ingemi, referring to Mr. Rehmann's presentation this evening, stated it would be helpful to get more information to the public and handed out information that he suggested be placed on town website.

John Bee

Mr. Bee gave a brief history of his proposed development and lawsuit and questioned when he will receive the final agreement?

Mr. Howell, Town Solicitor, stated Mr. Bee had a question concerning the wording of the agreement which was what held up the agreement that Mr. Bee is referring to.

Yuli Chew

Mr. Chew stated he supports the grant applications approved this evening. He felt there are other areas that would also be beneficial to apply for grants.

Mr. Chew also gave his opinion on the effluent discharge.

Mark Santora

Mr. Santora posed questions concerning Pulte Development to which Mayor and Council and the Town Solicitor responded.

MEETING ADJOURNED

Motion by Councilperson Carpo, seconded by Councilperson Furgione, the meeting is adjourned.
Motion carried.

April Boyer Maimone, Municipal Clerk