

**ANNUAL ORGANIZATION MEETING**  
Hammonton, New Jersey, January 1, 2009

Pursuant to the requirements of law, the Annual Organization Meeting of the Mayor and Town Council is held in Town Hall, Hammonton, N.J., on **January 1, 2009, at the hour of 12:00 noon**. The meeting is called to order by Mayor DiDonato.

**Oath of Office – Councilpersons Elect**

Councilpersons Elect Jeanne Lewis and James Bertino sworn in by Judge Frank Raso. Councilperson Elect Sam Rodio sworn in by Mayor John DiDonato.

**Official 2009 Roll Call**

Mayor John DiDonato – P

Councilpersons:

Barberio - P

Bertino – P

Lewis - P

Petrongolo - P

Rodio – P

Wuillermin - P

**PUBLIC NOTICE**

This meeting has been posted on Town Hall bulletin board and e mailed to official newspapers. Please familiarize yourselves with the fire exit to the right and rear of the Council Chambers. Also, there is to be no smoking in the Town Hall at any time.

**Pledge of Allegiance**

**SOLICITOR (COUNCIL APPOINTMENT)**

RESOLUTION #R 001 - 2009

**RESOLUTION APPOINTING A TOWN SOLICITOR FOR THE YEAR 2009**

WHEREAS, N.J.S.A. 19:44A-20.4 provides for an Open and Fair Process through Requests for Proposals, and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq) requires that the Resolution authorizing the award of contracts for "Professional Services", must be publicly advertised.

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

1. That **Brian Howell** is hereby appointed as Solicitor for the Town of Hammonton for a term of one (1) year.
2. That Solicitor has agreed to provide the legal services for the sum of **\$75,000.00** with extraordinary services (including litigation) billed at a rate of **\$125.00 per hour**; and
3. That the Solicitor shall be available as consultant to the Officials of the Town of Hammonton and render such legal assistance as may be necessary during contract term.
4. That this contract is awarded as a "Professional Service", under the provisions of the Local Public Contracts Laws and the New Jersey Local Unit Pay to Play Law.

- 5. That the attached certification showing availability of funds and specifying the exact line item appropriations which shall be charged is incorporated herein and attached hereto as though set forth herein in verbatim.

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

Roll Call:

Councilpersons:

Barberio - Y

Bertino – Y

Lewis - Y

Petrongolo - Y

Rodio – Y

Wuillermin - Y

Mayor John DiDonato – Y

Mayor DiDonato declared the motion carried.

Solicitor sworn in by Judge Frank Raso.

**Adoption of Rules of Council**

**2009 Rules of Council**

**RULE 1 – MEETING**

Council Meetings shall be held as set forth by resolution of Mayor and Council at 7:00 p.m., or as scheduled, and Council may adjourn from time to time, if a quorum is not present, or should there be a quorum, Council may adjourn from time to time until all business before it is completed. Council may schedule such executive meetings as it deems appropriate subject to the provisions of the Open Public Meeting Act.

In accordance with the provisions of the “Open Public Meeting Act”, all meetings of the governing body shall be open to the public at all times. However, nothing in this act shall be construed to limit the discretion of the governing body to permit, prohibit, or regulate the active participation of the public at any meeting. In addition, the governing body may exclude the public from any meeting or portion of the meeting, normally reserved for discussion in a closed session of the governing body.

Department Heads shall be required to attend Council Meetings when asked to do so by the Mayor or Town Clerk/Administrator.

**RULE 2 – QUORUM**

A majority of members of Council or Committees shall constitute a quorum for the transaction of business.

**RULE 3 – VOTING**

All voting shall be conducted orally in public and be taken by “Yeas” and “Nays” unless otherwise ordered by the Mayor or Deputy Mayor. In the event a member is unable to attend a meeting due to a unexpected personal or family emergency or because a special meeting conflicts with a previously scheduled commitment, that member may request permission from the Mayor, or his designee, which permission shall not be unreasonably withheld, to participate in the meeting by telephone or via other electronic or telecommunication device designed to permit the member to listen to the proceeding and participate verbally in the dialogue and the voting.

RULE 4 – REPORTS OF COMMITTEES

All committee chairpersons shall report at regular meetings of Council or at special meetings of Council called for that purpose, and every report of a committee shall be by a majority of the members thereof; except in the case of sickness, or absence or refusal of the Chairperson; in which case it may be presented by any members of the Committee. Committee Reports shall be action items only. However, upon Mayor's approval short important advisory items may be reported on. But this rule shall not be construed to prevent a minority of any Committee from presenting a counter report upon any matter which has first been reported by a majority.

RULE 5 – NOTICE: CONDUCT OF MEMBERS

Every member desiring to speak shall address the chair, and no member shall discuss any subject or engage in conversation during the meeting in any manner to interfere with business.

RULE 6 – PRIVILEGE OF NON-MEMBERS

Persons not members of Council shall not speak on any question, or interfere in any manner with the business while Council is in session, except on request and approval of the Chair.

RULE 7 – PAYMENT OF BILLS

All bills presented to Council for payment shall, before being paid, be approved by the Mayor and Chairperson of the proper committee; all supplies to be purchased on behalf of Town Council shall first be authorized by a purchase order given by the Town Accountant which shall follow purchase procedure "Ordinance #23-2008". All bills must be presented not later than the Monday prior to the fourth Monday of each month. All bills as submitted shall be on vouchers in such form as is acceptable to the Mayor and Council.

RULE 8 – MAYOR EX-OFFICIO MEMBER

The Mayor shall be a member of all committees by virtue of his/her office.

RULE 9 – RULES OF ORDER

- A. The Mayor shall preserve order and decorum, and decide questions of Order, subject to appeal of Council, upon a call of one member, on which appeal no member shall speak.
- B. No question on a motion or resolution shall be debated or put unless the same shall be seconded. When a motion or resolution shall be seconded, it shall be so stated by the Mayor. It shall then be read by the Clerk. Any member including the Mayor can request that the Motion or Resolution be reduced to writing if the Motion or Resolution is a matter of substance and not procedure. If such a request is made, the Motion or Resolution dealing with a matter of substance shall not be voted on until the entire Council has an opportunity to review it in its written form.
- C. A Motion to adjourn shall be in order.
- D. A Motion to adjourn, to lay on the table, or for the previous questions, shall be decided without debate.
- E. If any questions in debate shall contain several distinct propositions, a division shall be made at the request of any member.

- F. When a question has been put and decided, it shall be in order for a member who voted in the majority to move the consideration thereof; but no motion for reconsideration shall be in order more than once at the same meeting at which the vote was taken or more than once at the next subsequent meeting of Council and no motion for reconsideration shall be made after said next subsequent meeting.
- G. At the call on one member present, the "Yeas" and the "Nays" shall be ordered and entered on the minutes, and every member shall then be required to vote or abstain of record.
- H. No standing rule of order of Council shall be suspended, altered or amended unless same shall be proposed in writing at a regular or special meeting and adopted at the next meeting by a majority of the members of Council; but any of them may be suspended temporarily with the concurrence of two-thirds of the member of the Council present.
- I. In voting for election of Town Officers, or to fill vacancies in any position, where such election devolves upon council, a majority of the whole Council shall be necessary to elect, unless otherwise provided by statute or Ordinance.
- J. In voting for the payment of bills and other important questions, it shall be the call of the members and it shall be made a matter of record.
- K. All matters to be considered placed on the agenda for the Regular Meeting of Council shall have a cut off of 12:00 Noon on the Wednesday preceding the Monday regular meeting. The Mayor shall set the agenda. Nothing in this section of this rule shall limit the right of the Mayor at his/her discretion to place on the floor for discussion and action if he/she deems necessary matters that are emergent and relate to the health, safety, or welfare of the community.
- L. Vote shall be cast on all matters put before Council in alphabetical order with the exception the Mayor shall cast the last vote.
- M. Notwithstanding the above, parliamentary procedure shall be consistent with "ROBERT'S RULES OF ORDER."

#### RULE 10 – ORDER OF BUSINESS

The following shall be the order of business at all non-executive meetings – Roll Call, Pledge of Allegiance, Public Notice, Public Heard for Input on Agenda Action Items, Approval of Minutes, Dispense with Regular Order of Business, Report of Committees, Consideration of Bill List, Communications, Unfinished Business, New Business and Public Heard. The Mayor retains the right to change the Order of Business.

#### Rule 11 – DEPUTY MAYOR

The Mayor may appoint a Deputy Mayor to serve at the Mayor's pleasure and who shall preside during the Mayor's absence or at any time so called upon to act by said Mayor or a majority of Council. The Deputy Mayor shall act as Chairperson of any meetings that occur in the Mayor's absence, but the Deputy Mayor shall have all the rights and obligations of a member of Council while so acting, including the right to make and second motions and resolutions, the right to vote and the right to participate in discussions on all matters before the governing body. Should the Mayor fail to appoint a Deputy Mayor, then in the event of the Mayor's absence Council shall appoint one of it's members to so act in his/her place and stead.

#### RULE 12 – CHAIR OR CHAIRPERSON

Except where used in Rule 4, the term Chair or Chairperson in the Rules of Council shall be defined as the Mayor or in his/her absence the Deputy Mayor.

RULE 13 – STANDING COMMITTEES

The following shall be the Standing Committees which shall be appointed by the Mayor:

COMMITTEE ON ADMINISTRATION

COMMITTEE ON BUSINESS AND INDUSTRY

COMMITTEE ON EDUCATION

COMMITTEE ON FINANCE

COMMITTEE ON LAW & ORDER

COMMITTEE ON PUBLIC WORKS & TRANSPORTATION

COMMITTEE ON QUALITY OF LIFE

COMMITTEE ON WATER & SEWER

RULE 14 – DUTIES OF COMMITTEES

Each Committee as designated in Rule 13 shall have the following duties and functions:

**COMMITTEE ON ADMINISTRATION**

This Committee shall oversee the office of the Town Clerk/Administrator, Finance, I.T., Tax Collector, Tax Assessor, Building Inspector, the Construction Official and all sub-Code Officials. This Committee shall also oversee the television station, as well as all real property of the Town including its maintenance and care.

**COMMITTEE ON BUSINESS AND INDUSTRY**

This Committee shall concentrate on the efforts to enhance the Town's commercial and industrial expansion. It will act as liaison between Mayor & Council and the Chambers of Commerce, Main Street, Arts & Cultural Committee and the Service Clubs.

**COMMITTEE ON EDUCATION**

This Committee shall serve as a liaison between Mayor and Council and the Hammonton Board of Education.

**COMMITTEE ON FINANCE**

This committee shall be composed of all members of Council. The Town Clerk/Administrator, after receipt of the proposed budget requests of the Department Heads, and after conferring with the Chairperson of the various committees, shall submit the proposed budget to the office of the Mayor for review and suggestions. Upon completion (reflecting all appropriations and expenditures), the Mayor at the March Council meeting shall present the proposed budget to the full committee.

**COMMITTEE ON LAW & ORDER**

This Committee will oversee the Police Department and Judicial Department (Municipal Court). This Committee will also oversee the towns Volunteer Fire Department.

**COMMITTEE ON PUBLIC WORKS & TRANSPORTATION**

This Committee will oversee the Highway Department, Convenience Station and the provision and maintenance of streetlights and signs. They will oversee the ever-expanding and overlapping issues that arise in conjunction with the Municipal Airport and all transportation arteries that impact on the traffic flow involved with the Town.

**COMMITTEE ON QUALITY OF LIFE**

This Committee shall work to expand the quality of life of the Community. They will oversee all related items to the quality of life in Hammonton. This will include, but not be limited to the following: Planning Board, Zoning Board, Parks Commission, Environmental Commission, and the Historical Commission.

**COMMITTEE ON WATER & SEWER**

This Committee will oversee the Water and Sewer Department. They will also oversee the expansion and the future water allocation needs of the town, as well as the wastewater treatment system and discharge fields.

**RULE 15 – APPOINTMENTS**

No more nominations shall be made for any public office or position over and above the number of vacancies that exists for said office position. Each nominee for said office shall be voted on in turn through the casting of "Yes" or "No" votes until the vacancy is filled.

**RULE 16 – COMMITTEE REPORTS**

All reports of committees shall be made verbally except where the Mayor requests that the report be reduced to writing. Where the Mayor requests that the report be reduced to writing, it shall be submitted to Council in written form prior to the next subsequent meeting.

**RULE 17 – SEATING ARRANGEMENTS**

Seating arrangements will be made by the Mayor.

**RULE 18 – REFERRALS TO COMMITTEES**

All matters brought to the floor by a member of Council or the public which cannot be summarily disposed of at the same meeting shall be referred by the Mayor to the appropriate Committee as determined by him/her at his/her sole discretion.

**RULE 19 – STEERING COMMITTEES**

The Mayor, may, from time to time, create steering committees and select the members to serve on such committees at the Mayor's pleasure. The Mayor shall inform each such committee of the issue or issues that it is to explore and discuss. The steering committee shall report to the regular standing committee and provide input to that committee on various issues and assist the standing committee in it's decision making process. The steering committee will not have any authority to vote or commit the Town or Council on any issue, but shall only serve in an advisory capacity. The Mayor shall dissolve the committee at his/her pleasure or when it's work is completed.

Motion by Councilperson Wuillermin, seconded by Councilperson Barberio, the Rules of Council be adopted.

Roll Call:

Councilpersons:

Barberio - Y

Bertino – Y

Lewis - Y

Petrongolo - Y

Rodio – Y

Wuillermin - Y

Mayor John DiDonato –Y

Mayor DiDonato declared the motion carried.

**RESIGNATIONS**

Sam Rodio	Park Commission	2 year	expiring 12/31/09
	Board of Adjustment	4 year	expiring 12/31/09
John Rodio	Park Commission Alt 1	2 year	expiring 12/31/09

Motion by Councilperson Lewis, seconded by Councilperson Bertino, the resignations be accepted.

**Roll Call:**

Councilpersons:

Barberio - Y

Bertino - Y

Lewis - Y

Petrongolo - Y

Rodio - Y

Wuillermin - Y

Mayor John DiDonato -Y

Mayor DiDonato declared the motion carried.

**MAYOR'S APPOINTMENTS**

<b><u>Position</u></b>	<b><u>Term</u></b>	<b><u>Appointment</u></b>
Environmental Commission	3 year	Angela Donio
Environmental Commission	3 year	Marty Matro
Hist Pres Comm Class A	4 year	Joseph Sorrentino
Hist Pres Comm Class B	4 year	Carol Santora
Hist Pres Comm Alt 1	2 year	Kay Herman
Deputy Mayor	1 year	Edward Wuillermin
Obscenity Review Bd (Counc)	1 year	Sam Rodio
Obscenity Review Bd (Counc)	1 year	Tracy Petrongolo
Obscenity Review Bd (Counc)	1 year	James Bertino
Planning Board Class IV	4 year	Joe Cacia
Planning Board Class IV	4 year	Ed Marinelli
Planning Board Alt 2	2 year	Vincent Messina
Planning Board (Counc)	1 year	Sam Rodio
Planning Board Mayor Seat	1 year	Tom Gribbin
Rep Revital Committee (Counc)	1 year	Tracy Petrongolo
Alt Rep Revital Comm (Counc)	1 year	Sam Rodio

**MAYOR'S ADHOC COMMITTEE**

**Green Committee**

The Green Committee has been doing a great job. We will ask the Environmental Commission to accept the members as a sub-committee of the Environmental Commission. In future years any appointments to the Green Committee will be by the Chair of the Environmental Commission. The Green Committee will continue to meet on the 1<sup>st</sup> Monday of the month to promote Green Initiatives in our community, and will also work hand and hand with the Environmental Commission to accomplish their goals.

**Members**

Susan Gietka – Chair  
Lori Whitaker \_ Vice Chair  
Nick Bradford  
Adam Witcraft  
Rebecca Mesch  
Susan Coan  
Julie Brown  
Dan Bachalis – Alt 1  
Bob Lolio – Alt 2

#### Arts & Cultural Committee

The Arts & Cultural Committee has been achieving substantial success. They will work hand and hand with the Council's Business and Industry Committee to promote Arts & Cultural experiences in our community.

#### Members

Dawn Baldwin – Chair  
Jack Mazzeo  
Rich Curcio  
Marion O'Neil  
Kelly Donio  
Debra Rogers  
Patty Palmieri  
Roseann Gazzara – Alt 1  
Frank Mazza – Alt 2  
Chris Giannini – Alt 3

#### Airport Committee

The Airport Committee has been overseeing a total rehab project of the airport apron and other upgrades. They will work hand and hand with the Council's Public Works and Transportation Committee to foster the growth of air transportation to and from our airport.

#### Members

Dan Chiofalo - Chair  
Mike Morano  
Don Berenato  
John Fortis  
Russ Green  
Andy Kondrach

#### Property Maintenance Task Force

Over the past year, we have been having great success with our newly formed Property Maintenance Task Force. However, much more needs to be accomplished.

Within the past few weeks I was called to a home that had roof leaks so bad that when you walked on the rug it was like a sponge full of water on the 2<sup>nd</sup> floor. The water then made its way to the 1<sup>st</sup> floor by cascading down the steps. This was going on for some time as mold was growing up the walls and drywall was falling off the ceiling. We have begun prosecuting these landlords that take advantage and decide to risk the health of family's in our community.

Most landlords have been upgrading their units and keeping their units pristine and we thank them for that. However, a minority of landlords have been worshipping the dollar more than they value life itself, and they will be prosecuted to the fullest. This committee in 2009 will leave no stone unturned.

The landlords that are taking advantage of Hammonton Family's know who you are and we are coming to end your evil ways. To report overcrowding and property maintenance issues, call our anonymous hotline at 567-4300 x300.

Property Maintenance Task Force Members

- Mayor DiDonato – Chair (Deputy Mayor Wuillermin in Mayor's absence)
- Prosecutor – Shirley Grasso
- Police Chief – Frank Ingemi
- Building/Uniform Fire – Frank Domenico
- Property Maintenance/Zoning – John Warren

MAYOR DIDONATO'S COUNCIL COMMITTEE (First named Chairman)

**COMMITTEE ON ADMINISTRATION** (Barberio, Lewis, Mayor)

**COMMITTEE ON BUSINESS AND INDUSTRY** (Petrongolo, Rodio, Mayor)

**COMMITTEE ON EDUCATION** (Bertino, Lewis, Mayor)

**COMMITTEE ON FINANCE (ALL)**

**COMMITTEE ON LAW & ORDER** (Mayor, Wuillermin, Petrongolo)

**COMMITTEE ON PUBLIC WORKS & TRANSPORTATION** (Rodio, Wuillermin, Mayor)

**COMMITTEE ON QUALITY OF LIFE** (Lewis, Barberio, Mayor)

**COMMITTEE ON WATER AND SEWER** (Wuillermin, Bertino, Mayor)

MAYOR'S APPOINTMENTS WITH CONFIRMATION OF COUNCIL

PARK COMMISSION (UNEXPIRED TERM SAM RODIO)

Motion by Councilperson Barberio , seconded by Councilperson Petrongolo, that **John Rodio** be appointed as a member of the Park Commission to the 2 year unexpired term of Sam Rodio to expire 12/31/09.

Roll Call:

Councilpersons:

- Barberio - Y
- Bertino – Y
- Lewis - Y
- Petrongolo - Y
- Rodio – Y
- Wuillermin - Y
- Mayor John DiDonato –Y

Mayor DiDonato declared the motion carried.

PARK COMMISSION ALT 1 (UNEXPIRED TERM JOHN RODIO)

Motion by Councilperson Wuillermin, seconded by Councilperson Rodio, that **Anthony Zozone** be appointed as a member of the Park Commission Alt 1 to the 2 year unexpired term of John Rodio to expire 12/31/09.

Roll Call:

Councilpersons:

Barberio - Y

Bertino - Y

Lewis - Y

Petrongolo - Y

Rodio - Y

Wuillermin - Y

Mayor John DiDonato -Y

Mayor DiDonato declared the motion carried.

PARK COMMISSION FOR A TERM OF TWO YEARS

Motion by Councilperson Barberio, seconded by Councilperson Lewis, that **Lou Cappuccio** be appointed as a member of the Park Commission for a term of two years.

Roll Call:

Councilpersons:

Barberio - Y

Bertino - Y

Lewis - Y

Petrongolo - Y

Rodio - Y

Wuillermin - Y

Mayor John DiDonato -Y

Mayor DiDonato declared the motion carried.

PARK COMMISSION FOR A TERM OF TWO YEARS

Motion by Councilperson Rodio, seconded by Councilperson Petrongolo, that **Paul Ordille** be appointed as a member of the Park Commission for a term of two years.

Roll Call:

Councilpersons:

Barberio - Y

Bertino - Y

Lewis - Y

Petrongolo - Y

Rodio - Y

Wuillermin - Y

Mayor John DiDonato -Y

Mayor DiDonato declared the motion carried.

PARK COMMISSION ALT 2 FOR A TERM OF ONE YEAR

Motion by Councilperson Barberio, seconded by Councilperson Rodio , that **Dr. Matthew Campanella** be appointed as a member of the Park Commission Alt 2 for a term of one year.

Roll Call:

Councilpersons:

Barberio - Y

Bertino – Y

Lewis - Y

Petrongolo - Y

Rodio – Y

Wuillermin - Y

Mayor John DiDonato –Y

Mayor DiDonato declared the motion carried.

2 PARK COMMISSION (COUNCIL MEMBERS) FOR ONE YEAR TERMS

Motion by Councilperson Lewis, seconded by Councilperson Petrongolo, that **Jerome Barberio** and **Sam Rodio** be appointed as members of the Park Commission (Council Members) for a term of one year.

Roll Call:

Councilpersons:

Barberio - Y

Bertino – Y

Lewis - Y

Petrongolo - Y

Rodio – Y

Wuillermin - Y

Mayor John DiDonato –Y

Mayor DiDonato declared the motion carried.

LAKE QUALITY COMMITTEE-PARK COMMISSION REPRESENTATIVE-1 YEAR

Motion by Councilperson Petrongolo, seconded by Councilperson Bertino, appoint **Paul Galletta** to Lake Quality Committee Park Commission Rep for a term of 1 year.

Roll Call:

Councilpersons:

Barberio - Y

Bertino – Y

Lewis - Y

Petrongolo - Y

Rodio – Y

Wuillermin - Y

Mayor John DiDonato –Y

Mayor DiDonato declared the motion carried.

LAKE QUALITY COMMITTEE-ENVIRONMENTAL COMMISSION REPRESENTATIVE-1 YEAR

Motion by Councilperson Wuillermin, seconded by Councilperson Barberio, appoint **Tait Chirenje** to Lake Quality Committee Environmental Commission Rep for a term of 1 year.

Roll Call:

Councilpersons:

Barberio - Y  
Bertino - Y  
Lewis - Y  
Petrongolo - Y  
Rodio - Y  
Wuillermin - Y  
Mayor John DiDonato -Y

Mayor DiDonato declared the motion carried.

**COUNCIL APPOINTMENTS**

**CONSTABLES FOR A TERM OF 3 YEARS**

Motion by Councilperson Barberio , seconded by Councilperson Wuillermin, appoint **William Lewis, Michael Messina and William Oberempt** as Constable for a term of 3 years.

**Roll Call:**

Councilpersons:  
Barberio - Y  
Bertino - Y  
Lewis - Abstain on William Lewis only  
Petrongolo - Y  
Rodio - Y  
Wuillermin - Y  
Mayor John DiDonato -Y

Mayor DiDonato declared the motion carried.

**TOWN ENGINEER AND WATER/SEWER ENGINEER FOR A TERM OF ONE YEAR**

RESOLUTION #R 002 - 2009

**RESOLUTION APPOINTING A TOWN ENGINEER FOR THE YEAR 2009  
(Water and Wastewater Treatment Plant included)**

WHEREAS, N.J.S.A. 19:44A-20.4 provides for an Open and Fair Process through Requests for Proposals, and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq) requires that the Resolution authorizing the award of contracts for "Professional Services", must be publicly advertised.

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

That **Chris Rehmann of ARH** is hereby appointed as **Town Engineer** for the Town of Hammonton for a term of one (1) year.

That Engineer has agreed to provide engineering services at the **(attached)** rates; and

That the Engineer shall be available as consultant to the Officials of the Town of Hammonton and render such services as may be necessary during contract term.

That this contract is awarded as a "Professional Service", under the provisions of the Local Public Contracts Laws and the New Jersey Local Unit Pay to Play Law.

That the attached certification showing availability of funds and specifying the exact line item appropriations which shall be charged is incorporated herein and attached hereto as though set forth herein in verbatim.

Motion by Councilperson Wuillermin, seconded by Councilperson Petrongolo, the resolution be adopted.

Roll Call:

Councilpersons:

Barberio - Y

Bertino - Y

Lewis - Y

Petrongolo - Y

Rodio - Y

Wuillermin - Y

Mayor John DiDonato -Y

Mayor DiDonato declared the motion carried.

TOWN AUDITOR FOR A TERM OF ONE YEAR

RESOLUTION #R 003- 2009

**RESOLUTION APPOINTING A TOWN AUDITOR FOR THE YEAR 2009**

WHEREAS, N.J.S.A. 19:44A-20.4 provides for an Open and Fair Process through Requests for Proposals, and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq) requires that the Resolution authorizing the award of contracts for "Professional Services", must be publicly advertised.

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

That **Bowman and Co.** is hereby appointed as **Town Auditor** for the Town of Hammonton for a term of one (1) year.

That Auditor has agreed to provide necessary auditing services in an amount as follows:

General Administration/Report Processing	\$60.00 hr
Staff Accountant	\$92.00/\$95.00/\$98.00 hr
Senior Accountant	\$102.00/\$106.00/\$110.00 hr
Supervisor	\$126.00/\$132.00/\$139.00 hr
Manager	\$167.00/\$187.00/\$212.00 hr
Partner	\$235.00 hr

That the Auditor shall be available as consultant to the Officials of the Town of Hammonton and render such assistance as may be necessary during contract term.

That this contract is awarded as a "Professional Service", under the provisions of the Local Public Contracts Laws and the New Jersey Local Unit Pay to Play Law.

That the attached certification showing availability of funds and specifying the exact line item appropriations which shall be charged is incorporated herein and attached hereto as though set forth herein in verbatim.

Motion by Councilperson Bertino, seconded by Councilperson Lewis, the resolution be adopted.

Roll Call:

Councilpersons:

Barberio - Y

Bertino - Y

Lewis - Y

Petrongolo - Y

Rodio - Y

Wuillermin - Y

Mayor John DiDonato -Y

Mayor DiDonato declared the motion carried.

LABOR ATTORNEY FOR A TERM OF ONE YEAR

RESOLUTION #R 004 - 2009

**RESOLUTION APPOINTING A LABOR ATTORNEY FOR THE YEAR 2009**

WHEREAS, N.J.S.A. 19:44A-20.4 provides for an Open and Fair Process through Requests for Proposals, and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq) requires that the Resolution authorizing the award of contracts for "Professional Services", must be publicly advertised.

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

That **Stephen Barse** is hereby appointed as **Labor Attorney** for the Town of Hammonton for a term of one (1) year.

That Labor Attorney has agreed to provide the legal services at a rate of \$140.00 per hour; and

That the Labor Attorney shall be available as consultant to the Officials of the Town of Hammonton and render such legal assistance as may be necessary during contract term.

That this contract is awarded as a "Professional Service", under the provisions of the Local Public Contracts Laws and the New Jersey Local Unit Pay to Play Law.

That the attached certification showing availability of funds and specifying the exact line item appropriations which shall be charged is incorporated herein and attached hereto as though set forth herein in verbatim.

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

Roll Call:

Councilpersons:

Barberio - Y

Bertino - Y

Lewis - Y  
Petrongolo - Y  
Rodio - Y  
Wuillermin - Y  
Mayor John DiDonato -Y

Mayor DiDonato declared the motion carried.

TOWN PLANNER FOR A TERM OF ONE YEAR

RESOLUTION #R 005 - 2009

**RESOLUTION APPOINTING A TOWN PLANNER FOR THE YEAR 2009**  
(for Town of Hammonton and Hammonton Planning Board)

WHEREAS, N.J.S.A. 19:44A-20.4 provides for an Open and Fair Process through Requests for Proposals, and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq) requires that the Resolution authorizing the award of contracts for "Professional Services", must be publicly advertised.

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

- 5. That **Karabashian Eddington Planning** is hereby appointed as **Town Planner** for the Town of Hammonton for a term of one (1) year.
- 6. That Town Planner has agreed to provide necessary services at the following rates:

Principal Planner	\$115.00
Planner	\$ 95.00
Landscape Designer	\$ 75.00
Design and Graphics	\$ 75.00
Secretary	\$ 40.00

Fees for special studies, master plans, etc. will be established on a case by case basis.  
Reimbursable expenses for printing, reproduction, photography, aerial photography 15%.  
Timely collection and distribution of escrow accounts shall be the responsibility of the municipality.

- 7. That the Town Planner shall be available as consultant to the Officials of the Town of Hammonton and the Hammonton Planning Board and render such assistance as may be necessary during contract term.
- 8. That this contract is awarded as a "Professional Service", under the provisions of the Local Public Contracts Laws and the New Jersey Local Unit Pay to Play Law.
- 5. That the attached certification showing availability of funds and specifying the exact line item appropriations which shall be charged is incorporated herein and attached hereto as though set forth herein in verbatim.

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

Roll Call:  
Councilpersons:

Barberio - Y  
Bertino - Y  
Lewis - Y  
Petrongolo - Y  
Rodio - Y  
Wuillermin - Y  
Mayor John DiDonato -Y

Mayor DiDonato declared the motion carried.

TRAFFIC CONSULTANT FOR A TERM OF ONE YEAR

RESOLUTION #R 006 - 2009

**RESOLUTION APPOINTING A TRAFFIC CONSULTANT FOR THE YEAR 2009**

WHEREAS, N.J.S.A. 19:44A-20.4 provides for an Open and Fair Process through Requests for Proposals, and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq) requires that the Resolution authorizing the award of contracts for "Professional Services", must be publicly advertised.

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

That **Horner and Canter** is hereby appointed as **Traffic Consultant** for the Town of Hammonton for a term of one (1) year.

That Traffic Consultant has agreed to provide necessary services at **(see attached)**; and

That the Traffic Consultant shall be available as consultant to the Officials of the Town of Hammonton, the Hammonton Planning/Zoning Board and render such assistance as may be necessary during contract term.

That this contract is awarded as a "Professional Service", under the provisions of the Local Public Contracts Laws and the New Jersey Local Unit Pay to Play Law.

That the attached certification showing availability of funds and specifying the exact line item appropriations which shall be charged is incorporated herein and attached hereto as though set forth herein in verbatim.

Motion by Councilperson Bertino, seconded by Councilperson Wuillermin, the resolution be adopted.

Roll Call:

Councilpersons:

Barberio - Y  
Bertino - Y  
Lewis - Y  
Petrongolo - Y  
Rodio - Y  
Wuillermin - Y  
Mayor John DiDonato -Y

Mayor DiDonato declared the motion carried.

AIRPORT CONSULTANT FOR A TERM OF ONE YEAR

RESOLUTION #R 007 - 2009

**RESOLUTION APPOINTING AN AIRPORT CONSULTANT FOR THE YEAR 2009**

WHEREAS, N.J.S.A. 19:44A-20.4 provides for an Open and Fair Process through Requests for Proposals, and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq) requires that the Resolution authorizing the award of contracts for "Professional Services", must be publicly advertised.

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

9. That **DY Associates** is hereby appointed as **Airport Consultant** for the Town of Hammonton for a term of one (1) year.

10. That Airport Consultant has agreed to provide requested services at the following rates:

Principal:	\$74.00
Project Engineer:	\$57.00
Sr. Civil Engineer	\$43.00
Civil Engineer:	\$33.00
Sr. Planner:	\$36.00
Jr. Planner:	\$26.00
Environ:	\$42.00
Elect Engineer:	\$45.00
CAD:	\$28.00
RPR:	\$30.00
Budget Controller:	\$36.50
Overhead:	\$ 1.40
Mileage:	\$ .58 (current federal rate for 2008)

11. That the Airport Consultant shall be available as consultant to the Officials of the Town of Hammonton and render such assistance as may be necessary during contract term.

12. That this contract is awarded as a "Professional Service", under the provisions of the Local Public Contracts Laws and the New Jersey Local Unit Pay to Play Law.

5. That the attached certification showing availability of funds and specifying the exact line item appropriations which shall be charged is incorporated herein and attached hereto as though set forth herein in verbatim.

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

- Roll Call:  
Councilpersons:  
Barberio - Y  
Bertino - Y  
Lewis - Y  
Petrongolo - Y  
Rodio - Y

Wuillermin - Y  
Mayor John DiDonato -Y

Mayor DiDonato declared the motion carried.

BOND COUNSEL FOR A TERM OF ONE YEAR

RESOLUTION #R 008 - 2009

**RESOLUTION APPOINTING AN BOND COUNSEL FOR THE YEAR 2009**

WHEREAS, N.J.S.A. 19:44A-20.4 provides for an Open and Fair Process through Requests for Proposals, and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq) requires that the Resolution authorizing the award of contracts for "Professional Services", must be publicly advertised.

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

That **McManimon and Scotland LLC** is hereby appointed as **Bond Counsel** for the Town of Hammonton for a term of one (1) year.

That Bond Counsel has agreed to provide requested services at **(see attached)**; and

That the Bond Counsel shall be available as consultant to the Officials of the Town of Hammonton and render such assistance as may be necessary during contract term.

That this contract is awarded as a "Professional Service", under the provisions of the Local Public Contracts Laws and the New Jersey Local Unit Pay to Play Law.

That the attached certification showing availability of funds and specifying the exact line item appropriations which shall be charged is incorporated herein and attached hereto as though set forth herein in verbatim.

Motion by Councilperson Bertino, seconded by Councilperson Wuillermin, the resolution be adopted.

Roll Call:

Councilpersons:

Barberio - Y

Bertino - Y

Lewis - Y

Petrongolo - Y

Rodio - Y

Wuillermin - Y

Mayor John DiDonato -Y

Mayor DiDonato declared the motion carried.

CONFLICT OF INTEREST SOLICITOR FOR A TERM OF ONE YEAR

Motion by Councilperson Bertino, seconded by Councilperson Lewis , appoint **William Cappuccio** as Conflict Solicitor for a term of one year.

Roll Call:

Councilpersons:

Barberio - Y

Bertino – Y

Lewis - Y

Petrongolo - Y

Rodio – Y

Wuillermin - Y

Mayor John DiDonato –Y

Mayor DiDonato declared the motion carried.

ALTERNATE ENGINEER FOR A TERM OF ONE YEAR

Motion by Councilperson Wuillermin, seconded by Councilperson Petrongolo, appoint **David Scheidegg** as Alternate Engineer for a term of one year.

Roll Call:

Councilpersons:

Barberio - Y

Bertino – Y

Lewis - Y

Petrongolo - Y

Rodio – Y

Wuillermin - Y

Mayor John DiDonato –Y

Mayor DiDonato declared the motion carried.

COURT PROSECUTOR FOR A TERM OF ONE YEAR

Motion by Councilperson Lewis, seconded by Councilperson Petrongolo, that **Shirley Grasso** be appointed as Court Prosecutor for a term of one year.

Roll Call:

Councilpersons:

Barberio - Y

Bertino – Y

Lewis - Y

Petrongolo - Y

Rodio – Y

Wuillermin - Y

Mayor John DiDonato –Y

Mayor DiDonato declared the motion carried.

Court Prosecutor, Shirley Grasso, sworn in by Judge Frank Raso.

CONFLICT COURT PROSECUTOR FOR A TERM OF ONE YEAR

Motion by Councilperson Wuillermin, seconded by Councilperson Petrongolo, that **Sarah Johnson** be appointed as Conflict Court Prosecutor for a term of one year.

Roll Call:

Councilpersons:

Barberio - Y

Bertino - Y

Lewis - Y

Petrongolo - Y

Rodio - Y

Wuillermin - Y

Mayor John DiDonato -Y

Mayor DiDonato declared the motion carried.

PUBLIC DEFENDER FOR A TERM OF ONE YEAR

Motion by Councilperson Lewis, seconded by Councilperson Petrongolo, that **Sam Curcio** be appointed as Public Defender for a term of one year.

Roll Call:

Councilpersons:

Barberio - Y

Bertino - Y

Lewis - Y

Petrongolo - Y

Rodio - Y

Wuillermin - Y

Mayor John DiDonato -Y

Mayor DiDonato declared the motion carried.

CONFLICT PUBLIC DEFENDER FOR A TERM OF ONE YEAR

Motion by Councilperson Barberio, seconded by Councilperson Rodio, that **Frederick DeClement** be appointed as Conflict Public Defender for a term of one year.

Roll Call:

Councilpersons:

Barberio - Y

Bertino - Y

Lewis - Y

Petrongolo - Y

Rodio - Y

Wuillermin - Y

Mayor John DiDonato -Y

Mayor DiDonato declared the motion carried.

AIRPORT ADMINISTRATOR FOR A TERM OF ONE YEAR

Motion by Councilperson Barberio, seconded by Councilperson Rodio, that **Rock Colasurdo** be appointed as Airport Administrator for a term of one year.

Roll Call:

Councilpersons:

Barberio - Y

Bertino - N

Lewis - Y  
Petrongolo - Y  
Rodio - Y  
Wuillermin - Y  
Mayor John DiDonato -Y

Mayor DiDonato declared the motion carried.

TOWN DOCTOR FOR A TERM OF ONE YEAR

Motion by Councilperson Lewis, seconded by Councilperson Bertino, appoint **Kessler Occupational Health** as Town Doctor for a term of one year.

Roll Call:

Councilpersons:  
Barberio - Y  
Bertino - Y  
Lewis - Y  
Petrongolo - Y  
Rodio - Y  
Wuillermin - Y  
Mayor John DiDonato -Y

Mayor DiDonato declared the motion carried.

FIRE CHIEF FOR A TERM OF ONE YEAR PER FIRE COMPANY ELECTION RESULTS

Motion by Councilperson Barberio, seconded by Councilperson Bertino, that **Dominic DiGiovannangelo** be appointed as Fire Chief for a term of one year.

Roll Call:

Councilpersons:  
Barberio - Y  
Bertino - Y  
Lewis - Y  
Petrongolo - Y  
Rodio - Y  
Wuillermin - Y  
Mayor John DiDonato -Y

Mayor DiDonato declared the motion carried.

ASSISTANT FIRE CHIEF FOR A TERM OF ONE YEAR PER FIRE COMPANY ELECTION RESULTS

Motion by Councilperson Lewis, seconded by Councilperson Rodio , that **Dennis LaSassa** be appointed as Assistant Fire Chief for a term of one year.

Roll Call:

Councilpersons:  
Barberio - Y  
Bertino - Y  
Lewis - Y  
Petrongolo - Y  
Rodio - Y

Wuillermin - Y  
Mayor John DiDonato -Y

Mayor DiDonato declared the motion carried.

BOARD OF ADJUSTMENT (UNEXPIRED TERM SAM RODIO)

Motion by Councilperson Barberio, seconded by Councilperson Bertino, that **Ed Wickham** be appointed a member to the Board of Adjustment to the 4 year unexpired term of Sam Rodio to expire 12/31/09.

Roll Call:

Councilpersons:

Barberio - Y

Bertino - Y

Lewis - Y

Petrongolo - Y

Rodio - Y

Wuillermin - Y

Mayor John DiDonato -Y

Mayor DiDonato declared the motion carried.

BOARD OF ADJUSTMENT FOR A TERM OF FOUR YEARS

Motion by Councilperson Barberio, seconded by Councilperson Wuillermin, that **William Brinkenhoff** be appointed a member to the Board of Adjustment for a term of four years.

Roll Call:

Councilpersons:

Barberio - Y

Bertino - Y

Lewis - Y

Petrongolo - Y

Rodio - Y

Wuillermin - Y

Mayor John DiDonato -Y

Mayor DiDonato declared the motion carried.

BOARD OF ADJUSTMENT FOR A TERM OF FOUR YEARS

Motion by Councilperson Lewis, seconded by Councilperson Petrongolo, that **Anthony Butch DiMeo** be appointed a member to the Board of Adjustment for a term of four years.

Roll Call:

Councilpersons:

Barberio - Y

Bertino - Y

Lewis - Y

Petrongolo - Y

Rodio - Y

Wuillermin - Y

Mayor John DiDonato -Y

Mayor DiDonato declared the motion carried.

**Public Official Bonds**

Motion by Councilperson Bertino, seconded by Councilperson Rodio, there be required of the officials of the Town of Hammonton, the Public Official Bond in the same amount as is required for the previous year 2008.

Roll Call:

Councilpersons:

Barberio - Y

Bertino - Y

Lewis - Y

Petrongolo - Y

Rodio - Y

Wuillermin - Y

Mayor John DiDonato -Y

Mayor DiDonato declared the motion carried.

**RESOLUTIONS**

Adopt Cash Management Plan

#R 009 - 2009

RESOLUTION ADOPTING A CASH MANAGEMENT PLAN

WHEREAS, N.J.S.A. 40A:5-14 requires certain municipalities to adopt Cash Management Plans for certain public funds pending the use of such funds for intended purposes; and

WHEREAS, the Plan is intended to cover the deposit and/or investments of certain accounts identified by the Cash Management Plan; and

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, ATLANTIC COUNTY, NEW JERSEY that a Cash Management Plan shall and be hereby adopted for year 2009 consistent with the Cash Management Plan which is attached hereto and made a part hereof; and

BE IT FURTHER RESOLVED that the Chief Financial Officer of the Town of Hammonton and the Treasurer of the Town of Hammonton are hereby authorized and directed to make the required deposits and/or investments for the funds referred to in the within Plan.

CASH MANAGEMENT PLAN OF THE TOWN OF HAMMONTON

STATEMENT OF PURPOSE

This Cash Management Plan (the "Plan") is prepared pursuant to the provisions of N.J.S.A. 40A:5-14 in order to set forth the basis for the deposits ("Deposits") and investment ("Permitted Investments") of certain public funds of the Town of Hammonton, pending the use of such funds for the intended purposes. The Plan is intended to assure that all public funds identified herein are deposited in interest bearing Deposits or otherwise invested in Permitted Investments hereinafter referred to. The intent of the Plan is to provide that the decisions made with regard to the Deposits and the Permitted Investments will be done to insure the safety, the liquidity (regarding its availability for the intended purposes), and the maximum investment return within such limits. The Plan is intended to insure that any Deposit or Permitted Investment matures within the time period that approximates the prospective need for the funds deposited or invested so that there is not a risk to the market value of such Deposits or Permitted Investments.

IDENTIFICATION OF FUNDS AND ACCOUNTS TO BE COVERED BY THE PLAN

The Plan is intended to cover the deposit and/or investment of the following funds and accounts of the Town of Hammonton:

- Current Fund
- Animal Control Funds
- Trust Funds
- Capital Funds
- Utility Funds

DESIGNATION OF OFFICIALS OF THE TOWN OF HAMMONTON AUTHORIZED TO MAKE

DEPOSITS AND INVESTMENTS UNDER THE LAW

The Chief Financial Officer of the Town of Hammonton and the Treasurer (the "Designated Official") are hereby authorized and directed to deposit and/or invest the funds referred to in the Plan. Prior to making any such Deposits or any Permitted Investments are made a written copy of this Plan which shall be acknowledged in writing by such parties and a copy of such acknowledgment kept on file with such officials. All such depositories shall acknowledge in writing receipt of this Plan by sending a copy of such acknowledgment to the Designated Official referred to in Section III above .

AUTHORIZED INVESTMENTS

Except as otherwise specifically provided herein, the Designated Official is hereby authorized to invest the public funds covered by this Plan, to the extent not otherwise held in Deposits, in the following Permitted Investments:

- (1) Bonds or other obligations of the United States of America or obligations guaranteed by the United States of America;
- (2) Any obligation that a federal agency or a federal instrumentality has issued in accordance with an act of Congress, which security has a maturity date not greater than 397 days from the date of purchase, provided that such obligation bears a fixed rate of interest not dependent on any index or other external factor;
- (3) Bonds or other obligations of the Local Unit or bonds or other obligations of school districts of which the Local Unit is a part or within which the school district is located;
- (4) Bonds or other obligations, having a maturity date not more than 397 days from the date of purchase, approved by the Division of Investment of the Department of the Treasury for investment by Local Units;
- (5) Deposits with the State of New Jersey Cash Management Fund established pursuant to section 1 of P.L. 1977, c.281 (C.52:18A-90.4); or
- (6) Agreements for the repurchase of fully collateralized securities if:
  - (a) the underlying securities are permitted investments pursuant to paragraphs (1) and (2) of this section;
  - (b) the custody of collateral is transferred to a third party;
  - (c) the maturity of the agreement is not more than 30 days;
  - (d) the underlying securities are purchased through a public depository as defined in section 1 of P.L. 1970, c.236 (C.17:9-41); and
  - (e) a master repurchase agreement providing for the custody and security of collateral is executed.

SAFEKEEPING CUSTODY PAYMENT AND ACKNOWLEDGMENT OF RECEIPT OF PLAN

To the extent that any Deposit or Permitted Investment involves a document or security which is not physically held by the Town of Hammonton, then such investment or security shall be covered by a custodial agreement with an independent third party, which shall be a bank or financial institution in the state of New Jersey. Such institution shall provide for the designation of such investments in the name of the Town of Hammonton to assure that there is no unauthorized use of the funds or the Permitted Investments or Deposits. Purchase of any Permitted Investments that involve securities shall be executed by a "delivery versus payment" method to insure that such Permitted Investments are either received by the Town of Hammonton or by a third party custodian prior to or upon the release of the Town of Hammonton's funds.

To assure that all parties with whom the Town of Hammonton deals either by way of Deposits or Permitted Investments are aware of the authority and the limits set forth in this Plan, all such parties shall be supplied with a copy of this Plan in writing and all such parties shall acknowledge the receipt of that Plan in writing, a copy of which shall be on file with the Designated Official (s).

REPORTING REQUIREMENTS

On the fifteenth day of each month during which this Plan is in effect, the Designated Official(s) referred to in Section III hereof shall supply to the governing body of the Town of Hammonton a written report of any Deposits or Permitted Investments as of the end of the previous month made pursuant to this Plan, which shall include, at a minimum, the following information:

- (1) The name of any institution holding funds of the Town of Hammonton as a Deposit or Permitted Investment.
- (2) The amount of securities or Deposits purchased or sold during the immediate preceding month.
- (3) The class or type of securities purchased or Deposits made.
- (4) The book value of such Deposits or Permitted Investments.
- (5) The earned income on such Deposits or permitted Investments. To the extent that such amounts are actually earned at maturity, this report shall provide an accrual of such earnings during the immediate preceding month.
- (6) The fees incurred to undertake such Deposits or Permitted Investments.

TERM OF THE PLAN

Attached to this Plan is a resolution of the governing body of the Town of Hammonton approving this Plan for such period of time. The Plan may be amended from time to time. To the extent that any amendment is adopted by the Mayor and Town Council, the Designated Official is directed to supply copies of the amendments to all of the parties who otherwise have received the copy of the originally approved Plan, which amendment shall be acknowledged in writing in the same manner as the original Plan was so acknowledged.

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

Roll Call:

Councilpersons:

Barberio - Y

Bertino - Y

Lewis - Y

Petrongolo - Y

Rodio - Y

Wuillermin - Y

Mayor John DiDonato -Y

Mayor DiDonato declared the motion carried.

Appoint Tax and Assessment Search Officers

#R 10-2009

WHEREAS, N.J.S.A. 54:5-11 provides that a bonded Municipal official shall be appointed as **Municipal Tax Search Officer**; and

WHEREAS, N.J.S.A., 54:5-18.3 provides that either the Municipal Clerk or the Municipal Engineer shall be appointed **Municipal Assessment Search officer**; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Common Council of the Town of Hammonton that the Tax Collector of the Town of Hammonton is hereby designated as the Municipal Tax Search Officer pursuant to N.J.S.A. 54:5-11; and

BE IT FURTHER RESOLVED that the Municipal Clerk of the Town of Hammonton is designated as Municipal Assessment Search Officer pursuant to N.J.S.A. 54:5-18.3; and

BE IT FURTHER RESOLVED that each of said officials shall charge for Tax Searches, Assessment Searches and all continuations thereof reasonable fees not to exceed the limitation set by N.J.S.A. 54:5-14 and 15 respectively; and

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

Roll Call:

Councilpersons:

Barberio - Y

Bertino - Y

Lewis - Y

Petrongolo - Y

Rodio - Y

Wuillermin - Y

Mayor John DiDonato -Y

Mayor DiDonato declared the motion carried.

Designate Banks and Signatures

#R 011-2009

RESOLUTION DESIGNATING OFFICIAL BANKS AND SIGNATURES

WHEREAS, the Town of Hammonton is obligated to designate depositories in connection with the deposit of all monies received; and

WHEREAS, the proper officials who are authorized to sign all checks, warrants and drafts of the Town of Hammonton should likewise be designated.

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 following are hereby designated as official depositories of the Town of Hammonton:

Bank of America  
 TD Bank  
 U.S. Bank

BE IT FURTHER RESOLVED that the Mayor of the Town of Hammonton or Deputy Mayor, must sign all checks, warrants, and drafts of the Town of Hammonton, County of Atlantic and State of New Jersey; and

BE IT FURTHER RESOLVED that in addition to the above required signatures the Accountant or Town Clerk/Administrator or Treasurer, must sign all checks, warrants, and drafts of the Town of Hammonton, County of Atlantic and State of New Jersey;

Motion by Councilperson Bertino, seconded by Councilperson Lewis, the resolution be adopted.

Roll Call:

Councilpersons:

- Barberio - Y
- Bertino - Y
- Lewis - Y
- Petrongolo - Y
- Rodio - Y
- Wuillermin - Y
- Mayor John DiDonato -Y

Mayor DiDonato declared the motion carried.

Approve State Vendors

Resolution # 12-2009

WHEREAS, it is necessary to create a Listing of State Vendors to be utilized by the Town of Hammonton;

BE IT RESOLVED by the Mayor and Council of the Town of Hammonton that pursuant to N.J.S.A. 40A:11-12 the following state contracts be awarded for the **year 2009:**

<u>COMPANY</u>	<u>CERTIFICATION NUMBER</u>
A.E. Stone Inc.	58132
Air Technology Solutions	60385
All Industrial Safety Products	60378
Asphalt Paving Systems, Inc.	61441
Asplundh Tree Expert Co.	58857
Avaya Inc. (Lucent)	42285
BCI Burke Co. Inc.	59065
Bellmawr Truck Repair Co. Inc.	40953
Bridgestate Foundry Corp.	62819
Bruno's Auto Parts Inc.	57712
CCC Heavy Duty Truck Parts Co.	41039
Continental Fire & Safety, Inc.	53082
Consolidated Steel & Aluminum	58655
Contractor Service Inc.	57758
Crescent Tire Inc.	50879
Danone Waters of North America	53432
Dell Marketing	81247
Dom's International Inc.	40940
E Plus Technology	81185
Edmund's Assoc. Inc.	81201

Executive Business Products Inc.	59750
Fairlite Electric Supply	51803
Fisher Scientific Co. Inc.	61493
Frank Mazza & Son Inc.	84599
Gallo GMC Truck Sales	50924
Garden State Highway Products	63954
General Spring Service Corp.	40981
GF Office Furniture Ltd.	57052
Global Inc	69980
HA DeHart & Son	A40905
Hach Co. Inc.	62157
Horizon Healthcare	50925
Houpert Truck Service	56229
Jan Communication & Electronic	53803
Jet-Vac Inc.	41382
Johnson & Towers, Inc.	56231
Johnstone Supply	60309
Joseph Fazzio Inc	60483
Kimball International	69941
KML Technology Inc.	51010
Kyocera	A53090
Lakeview Garage	50812
Lawmen Supply Co. of NJ Inc.	60529
Lawson Products Inc.	55107
Micrographic Computer Services	63533
Oakwood Uniform & Equip., Inc.	59950
Office Business Systems	46717
Old Dominion Brush Inc.	41325
Pedroni Fuel Co.	44178
Photo Center	87641
Pitney Bowes Inc.	55220
Promedia Technology Services	81225
QED Environmental Systems	60395
Quality Communications Corp	53766
Ransome Engines	40973
Red the Uniform Tailor Inc.	55302
Ricoh Business Systems	49365
RFP Solutions Inc.	42293
Rodio Tractor Sales Inc.	41172
S.J. Sanitation Co Inc.	54970
Sam's Auto Care Center Inc.	50825
Savin Corporation	49364
Seely Equipment/Supply Co. Inc.	56241
Tek Tron Corp.	53752
Thomas Rodio & Son	50874
Thomas Scientific	61488
Thompson West (West Group)	62040
Trans Axle Corp.	40922
Trico Equipment	58303
Universal Computing Services	48249
Verizon Network Intg	81231
Verizon New Jersey	51015
Verizon Wireless	89590
Vineland Auto Electric	40938
Warnock Dodge, Inc.	53130
Nextel Communications	64429
Wharton Hardware & Supply Co.	59965

Winner Ford Inc.	45069
Yardville Supply Co. Inc.	63914

Motion by Councilperson Wuillermin, seconded by Councilperson Bertino, the resolution be adopted.

Roll Call:

Councilpersons:

- Barberio - Y
- Bertino - Y
- Lewis - Y
- Petrongolo - Y
- Rodio - Y
- Wuillermin - Y
- Mayor John DiDonato -Y

Mayor DiDonato declared the motion carried.

Designate Official Newspapers

Resolution # 013-2009

RESOLUTION DESIGNATING OFFICIAL NEWSPAPERS

WHEREAS, N.J.S.A. 40:53-1 provides that the governing body of every municipality may designate an official newspaper or newspapers for the publication of all advertisements and notices required by law to be published; and

WHEREAS, the **Hammonton Gazette** and the **Press of Atlantic City** maintain the requisite qualifications for said designation.

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

The **Hammonton Gazette** and the **Press of Atlantic City** are and shall be designated as the official newspapers in and for the Town of Hammonton for the **year 2009**.

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

Roll Call:

Councilpersons:

- Barberio - Y
- Bertino - Y
- Lewis - Y
- Petrongolo - Y
- Rodio - Y
- Wuillermin - Y
- Mayor John DiDonato -Y

Mayor DiDonato declared the motion carried.

Approve Quarter Year Budget – General Accounts

#R 14-2009  
RESOLUTION

RESOLUTION of the Mayor and Common Council of the Town of Hammonton, in the County of Atlantic and State of New Jersey providing for and making Temporary Appropriations for current needs for operating costs and expenses of the Local Budget for the Town of Hammonton.

WHEREAS, Section 110 of the Local Budget Act provides that where any contract, commitments or payments are to be made prior to the final adoption of the Budget, Temporary appropriations shall be made for the purpose and amounts required in the manner and time provided therein; and

WHEREAS, twenty-six and one quarter percent of the Total Appropriation of the prior year's budget, exclusive of any appropriations made for the debt service and capital improvement fund.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Common Council of the Town of Hammonton, New Jersey, that the following (attached) temporary appropriation(s) be made.

Approve Quarter Year Budget – Utilities

#R 15-2009  
RESOLUTION

Resolution of the Mayor and Common Council of the Town of Hammonton, County of Atlantic, State of New Jersey, making Temporary Appropriations for the operation of publicly owned and operated utilities of the said Town of Hammonton.

Whereas, Article 2, Section 212 and Article 3 of the Local Budget Act of the State of New Jersey, make it obligatory for the Water Utility and Sewerage Utility of the Town of Hammonton to be operated under the provision of the said Local Budget Act; and

Whereas, Section 110 of the Local Budget Act provides that where any contracts, commitments or payments are to be made prior to the final adoption of the Budget, Temporary Appropriations should be made for the purpose of amounts required.

Now, Therefore Be It Resolved by the Mayor and Common Council of the Town of Hammonton, New Jersey, that the (attached) Temporary Appropriations be and they are hereby made for the **Water and Sewer Utilities**.

Motion by Councilperson Wuillermin, seconded by Councilperson Bertino, the GENERAL, WATER AND SEWER TEMPORARY BUDGET resolutions be adopted.

Roll Call:

Councilpersons:

Barberio - Y

Bertino – Y

Lewis - Y

Petrongolo - Y

Rodio – Y

Wuillermin - Y

Mayor John DiDonato –Y

Mayor DiDonato declared the motion carried.

Defer School Tax

#R 16 -2009

RESOLUTION

WHEREAS, regulations provide for the deferral of not more than 50% of the annual levy when school taxes are raised for a second year and have not been requisitioned by the school district; and

WHEREAS, the Division of Local Government Services requires that a resolution be adopted by a majority of the governing body prior to February 10 of the year subsequent to the deferral, authorizing an increase in the amount of the deferral; and

WHEREAS, it is the desire of the Governing Body of the Town of Hammonton, County of Atlantic to increase the amount of local school deferred taxes by \$190,419.50.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Town of Hammonton that the amount of deferred local school taxes be increased to \$8,511,704.50.

Motion by Councilperson Bertino, seconded by Councilperson Lewis, the resolution be adopted.

Roll Call:

Councilpersons:

Barberio - Y

Bertino - Y

Lewis - Y

Petrongolo - Y

Rodio - Y

Wuillermin - Y

Mayor John DiDonato -Y

Mayor DiDonato declared the motion carried.

Designate Priority Projects

Resolution # 017-2009

RESOLUTION DESIGNATING PRIORITY PROJECTS

WHEREAS, the Mayor and Council of the Town of Hammonton wish to designate projects of priority for year 2009 as follows:

- Bellevue (3<sup>rd</sup> to Valley) "Water & Sewer Project"
- Repave 4<sup>th</sup> Street
- Complete Lake Community Center and other lake upgrades
- Sewer Extension to Boyer Recreation Fields
- Downtown 3 parking lots (behind Bills Hair, Domino's, Chamber)
- Increase water allocation (currently we have a water moratorium)
- Airport - Complete Apron & Drainage upgrades (FAA Grant)
- Central Avenue sidewalks to hospital
- Myrtle Street and Grape Street paving
- New Fire Truck Arrival
- 8<sup>th</sup> Round Open Space Funding Cycle

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC, STATE OF NEW JERSEY that the above listed are projects of priority for year 2009.

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

ROLL CALL

Councilpersons:

Barberio - Y

Bertino - Y  
Lewis - Y  
Petrongolo - Y  
Rodio - Y  
Wuillermin - Y  
Mayor John DiDonato -Y

Mayor DiDonato declared the motion carried.

**EMERGENT MATTERS**

**Ordinance # 1 -2009 Sale of Public Land**

**ORDINANCE # 001 - 2009**

***AN ORDINANCE AUTHORIZING THE ADVERTISING FOR BIDS TO PURCHASE PROPERTY NO LONGER NEEDED BY THE TOWN OF HAMMONTON***

BE IT ORDAINED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON IN THE COUNTY OF ATLANTIC AND STATE OF NEW JERSEY AS FOLLOWS:

**WHEREAS**, the following property is owned by the Town of Hammonton and is not needed for public purposes:

Block 701, Lot No. 6 (963 Eighth St., Hammonton, NJ) (14.36 acres)

Block 701, Lot No. 7 (971 Eighth St., Hammonton, NJ) (5.92 acres) and

Block 701, Lot No. 9 (Third Road, Hammonton, NJ) (9.48 acres).

**WHEREAS**, it is in the best interest of the Town of Hammonton to advertise these lots (the "Property") for public sale to the highest bidder (the "Purchaser"); and

**NOW, THEREFORE, BE IT ORDAINED** by the Town Council of the Town of Hammonton (the "Town" or "Town Council"), County of Atlantic and State of New Jersey as follows:

The Property shall be advertised for public sale pursuant to all requirements and procedures set forth in the Local Lands and Buildings Law (N.J.S.A. 40A: 12-13 et seq.), subject to the Purchaser and the Town satisfying all conditions set forth herein below:  
The minimum bid for each lot shall be as set forth below:

Block 701, Lot No. 6 (14.36 acres)      \$112,000.00

Block 701, Lot No. 7 (5.92 acres)	\$48,000.00
Block 701, Lot No. 9 (9.48 acres)	\$54,000.00

The metes and bounds description of the Property is subject to the approval of the Town and its professional engineers.

Sealed bids shall be received by the Town of Hammonton Clerk until Friday, February 20, 2009 at ten o'clock A.M. at the Town Hall, 100 Central Avenue, Hammonton, New Jersey, 08037, with said bids to be opened immediately thereafter by said Clerk, or her designee, in accordance with the procedures established by N.J.S.A. 40A:12-13, et seq. The envelope containing said bid shall have marked thereon "February 20, 2009 Land Sale Bid." A required bid form shall be available in the Municipal Clerk's Office. A bidder may bid on one, two or all three properties. Each parcel shall be considered in its own right without regard to the cumulative submission of any bidder.

All bids shall be referred to the Town Council for review and final approval pursuant to N.J.S.A. 40A:12-13(a). The Town reserves the right to accept the highest bid or to reject any and all bids, including the highest bid, and shall make its decision known by Resolution within thirty (30) days after bids are received. If the Town rejects the bid(s), the deposit(s) shall be returned to the bidder(s) in full.

Upon the close of bidding, the highest qualified bidder for each lot, as designated by the Town of Hammonton Clerk, shall submit cash or certified check in the amount of ten percent (10%) of the Purchaser's bid, and shall immediately execute an offer to purchase at the bid price.

The highest qualified bidder, as designated by the Town of Hammonton Clerk, shall be the Purchaser.

Upon acceptance of the bid by the Town Council, the Purchaser and the Town shall sign a contract of sale, in a form acceptable to the Purchaser and the Town, prepared by the Purchaser or Purchaser's attorney.

The contract of sale shall contain the following provisions:

All deposit monies shall be held by a duly licensed New Jersey Title Insurance Company.

Title shall be conveyed by Bargain and Sale Deed with Covenants Against Grantor's Acts.

If the Town is unable, for reasons beyond its control, to convey insurable title, the Town shall refund the Purchaser's deposit. Upon such refund being made, the Contract of Sale shall be deemed cancelled and terminated and neither the Town nor the Purchaser shall have any further liability to the other.

Closing shall take place at the offices of the Purchaser's title insurer in the County of Atlantic and State of New Jersey within sixty (60) days of the execution of the Contract of Sale.

In the alternative to paying the balance of the purchase price in full by cash or certified check at the time of closing, the Purchaser may enter into a Purchase Money Mortgage with the Town, which mortgage shall require all payments due thereunder to be paid within five years from the date of closing at the interest rate required by N.J.S.A. 40A:12-13.

The Purchaser shall be responsible for the costs of recording the Deed, title insurance, survey, investigation expenses and all other closing costs.

The Property shall be conveyed subject to existing encumbrances, zoning regulations, easements, other restrictions, and such facts as an accurate survey would reveal, and any present or future assessments for the construction of improvements benefiting the property.

All Ordinances or parts of Ordinances in conflict with this Ordinance or any part of it are hereby repealed as to the conflicting portion or portions, and this Ordinance shall take effect after final passage according to law.

Introduced: January 1, 2009

Motion by Councilperson Barberio, seconded by Councilperson Bertino, the ordinance be taken up for and pass first reading and given legal publication.

#### ROLL CALL

Councilpersons:

Barberio - Y

Bertino - Y

Lewis - Y

Petrongolo - Y

Rodio - Y

Wuillermin - Recused

Mayor John DiDonato - Y

Mayor DiDonato declared the motion carried.

#### MAYOR'S ADDRESS

First we want to thank Anthony Marino and Jerry Vitalo for their past two years of service to our community.

Today we welcome back Councilman Jim Bertino and Councilwoman Jeanne Lewis and newly elected Councilman Sam Rodio to the 2009 Hammonton Town Council.

As you heard earlier, this is a very special re organization meeting, as this is the first in the New Town Hall. Three years ago today we said "It is always darkest before dawn!" Today it is no longer the dawn of a new day, but as you look around town you realize it's the morning of Hammonton's Great future.

It was you, the people of our great town, that decided that if we all unite and work together that we can change and create the Hammonton we remember as kids and the Hammonton we want our children to remember. Today it's exciting to see the level of cooperation in our community. The spirit of volunteering, and the willingness to help one another. Everyone of you watching today should be proud as you changed Hammonton's future.

Three years ago we started a new tradition in Hammonton. The tradition isn't easy; it's not government at a slow pace or spending as normal. It's an open government completing projects, becoming more efficient, fiscal responsibility and it's putting the taxpayer first. In these difficult economic times the last thing you need is a tax increase and this year will be no different, as this council will continue the tradition for the 4<sup>th</sup> consecutive year of no tax increase. At the same time we will lower the debt and increase the town surplus.

Over the next year we intend to continue to work hard for you and the great future of our community.

Have a Happy & Blessed New Year!

### **PUBLIC HEARD**

Councilperson Lewis wished everyone a happy new year and stated she is looking forward to working with this Mayor and Council and is very happy to be back on council working for the people. She stated her door is always open to the public as she likes to hear from her constituents.

Councilperson Bertino thanked the public for the opportunity, privilege and honor of serving them in the future. He stated his door is open as well and looked forward to working with Mayor and Council.

Councilperson Rodio wished everyone a happy and prosperous new year. He stated he wants to put the taxpayer first and hopes everyone will understand council has a tough job this year with the current economy. He feels they'll accomplish much. He appreciates everyones support.

Judge Frank Raso thanked Mayor and Council for having the courage and fortitude to move forward with construction of new town hall. He congratulated Councilpersons elect. He advised our court hosted, for the first time, the Atlantic and Cape May county courts here in our new town hall and everyone was impressed with the facility. He thanked Chief Frank Ingemi and the Hammonton Police Department for providing the security for that meeting. He wished everyone a happy, healthy and holy new year.

Mayor DiDonato invited those in attendance and those watching from home to join us here at town hall for food and beverage following this meeting.

### **MEETING ADJOURNED**

Motion by Councilperson Bertino, seconded by Councilperson Lewis, the meeting be adjourned. Motion carried.

Minutes Recorded by April Boyer Maimone, Assistant Municipal Clerk

Minutes Approved by Susanne Oddo, Town Clerk/Adm.