

REGULAR MEETING OF COUNCIL  
Held in Town Hall Council Chambers  
100 Central Avenue, Hammonton, N.J.  
August 24, 2009 at 7:00 P.M. **NO CLOSED SESSION**  
Minutes can be viewed at [www.townofhammonton.org](http://www.townofhammonton.org)

MEETING CALLED TO ORDER BY MAYOR DIDONATO

ROLL CALL

Mayor DiDonato - P

Councilpersons:

Barberio - P

Bertino - P

Lewis - A

Petrongolo - P

Rodio - P

Wuillermin - P

PRESENT ALSO

Brian Howell, Town Solicitor

Bob Vettese, Town Engineer

PLEDGE OF ALLEGIANCE

PUBLIC NOTICE

Notice of this meeting has been posted on Town Hall bulletin board, mailed 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.

PUBLIC HEARD FOR AGENDA ACTION ITEMS

Anthony Mortellite – Broadway

Mr. Mortellite questioned budget allocations and read figures concerning previous Water and Sewer allocations and specifically questioned raising utility fees?

Mayor DiDonato advised there is nothing on the agenda this evening for raising utility fees. He advised the action item this evening is for Mayor and Council to approve the engineer to bid on Rt. 54 project.

A discussion of Mayor and Council was held in trying to determine what Mr. Mortellite was referring to. It ended with Mr. Mortellite stating he did not agree with their response.

APPROVAL OF MINUTES

Regular Meeting – July 27, 2009

Motion by Councilperson Wuillermin, seconded by Councilperson Barberio, the minutes be approved as recorded by the Clerk. Motion carried.

DISPENSE WITH REGULAR ORDER OF BUSINESS

1. Presentation – Russell P. Clark

Mayor DiDonato presented a plaque to former Mayor and Councilman Russell P. Clark honoring him for his years of service to the Town of Hammonton.

Former Mayor Clark thanked everyone for this honor and recognized his family who were present. He gave a brief background on the automated trash system that he proudly introduced to Hammonton several years ago and has proven to be a successful asset to the Town.

2. Hearing Ordinance #015-2009 Amending Chapter XIII of Chapter 175

Motion by Councilperson Bertino, seconded by Councilperson Rodio, continue hearing to September 28 Council Meeting to allow additional time for necessary mailings to affected property owners.

ROLL CALL

Councilpersons:

Barberio - Y

Bertino - Y

Lewis - A

Petrongolo - Y

Rodio - Y

Wuillermin - Y

Mayor DiDonato - Y

Mayor DiDonato declared the motion carried.

3. Hearing Ordinance #016-2009 Water Conservation  
(printed below in full with amendments)

Ordinance #016-2009

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

SECTION 1. PURPOSE AND INTENT.

It is hereby declared that the public health, safety and welfare require that the Town of Hammonton maximize the beneficial use of its available natural resources and that the waste or unreasonable use or unreasonable method of use of water be prevented. The conservation of such potable water resource is to be extended with a view to the reasonable and beneficial use thereof as is necessary for sanitary, domestic and firefighting purposes in the interests of the people of the Town of Hammonton. Each resident and business within the Town of Hammonton connected to the public water supply is encouraged to support and use water conservation measures throughout the year in order to preserve and protect this valuable commodity. The Water Superintendent of the Town of Hammonton will provide public notice during the year listing various methods that the general public and business sector can use to conserve water use for the benefit of all.

Listed below are some of the measures that should be used to conserve water:

1. Check regularly to make sure all pipes, faucets, toilets and other systems and equipment are free of leaks and drips.
2. Water lawn no more frequently than every other day and limit irrigation time to 30 minutes within each zone. (See Section 10 below for specific restrictions during the months of June, July, August and September).
3. Install rain sensor gauges to lawn sprinkler systems to prevent irrigation during rain events.
4. Install drip irrigation where possible within landscaped areas to avoid excessive water use.
5. Install low volume toilets.
6. Install low flow shower heads.

7. All faucets should be equipped with aerators. Aerator screens should be cleaned on a regular basis.
8. Use water intermittently when brushing teeth and washing dishes and utensils.
9. Run dishwashers and washing machines only with full loads.
10. During the months of June, July, August and September, the following lawn irrigation practices (manual and automatic) shall apply:
  - a. House numbers ending in an even number: lawns may be irrigated on Monday, Wednesday and Friday.
  - b. House numbers ending in an odd number: lawns may be irrigated on Tuesday, Thursday and Saturday.
  - c. Lawn irrigation systems shall not be used on Sundays.
  - d. In the event of a rain event producing precipitation in excess of 0.75 inches within a 24 hour period preceding the designated irrigation day, lawn irrigation systems shall not be utilized.
  - e. Installation of all new automatic lawn irrigation systems must include the installation of a rain sensor gauge in order to conserve public water.
  - f. Lawn irrigation systems should be periodically checked to ensure that excess watering does not result in the flow of water into the street, gutterline or onto adjacent properties.

**SECTION 2. AUTHORIZATION TO DECLARE A STATE OF WATER SUPPLY CONSERVATION.**

The Mayor and Council of the Town of Hammonton, by and through the Town of Hammonton Water Department, may declare a State of Water Supply Conservation upon a recommendation by the Water Superintendent and by a majority vote of the Water Subcommittee of the Public Works and Transportation Committee, or its successor, that conservation measures are necessary and appropriate to ensure an adequate supply of water to all water customers of the Town of Hammonton.

In case of an emergency in which, in the opinion of the water department's superintendent, the available supply of water becomes dangerously low, the Town of Hammonton Water Department through the Water Subcommittee of the Public Works and Transportation Committee, or its successor, is hereby authorized to recommend to the full Mayor and Council to declare by Resolution the existence of a Water Emergency.

The resolution (hereinafter referred to as the "Declaration") by the Town of Hammonton shall state that an emergency exists requiring the implementation of such measures for the conservation of water for domestic and sanitary purposes and fire protection as are specified in Section 3.

**SECTION 3. WATER CONSERVATION STAGES**

It is unlawful for any customer of the Town of Hammonton to make, cause, use or permit the use of water from the Town of Hammonton for residential, commercial, industrial, agricultural, governmental or any other purpose in a manner contrary to any provision herein, or in an amount in excess of that use permitted by the following conservation stages which shall be placed into effect pursuant to action taken by the Town of Hammonton, or its designees, in accordance with these provisions.

Uses of water in violation of the standards set forth herein shall include, but shall not be limited to, the following practices:

- a. A customer shall not let water leave the customer's property by drainage onto adjacent properties or public or private roadways, streets or storm sewer systems due to excessive irrigation and/or uncorrected leaks.
- b. A customer will not fail to repair a water leak upon notice by the Superintendent or his authorized designee to repair said leak.

The following stages shall take effect upon issuance of a Declaration as herein provided.

**3.1 STAGE 1: WATER ALERT MANDATORY COMPLIANCE.**

Upon implementation by the Town of Hammonton and publication of notice in one or more of the Town's official newspapers, the following Stage 1 water conservation measures shall apply:

1. Lawn watering and landscape irrigation, including construction irrigation, is permitted only during designated hours on designated days, regardless of the particular month. Watering is permitted at any time if:
  - a. a hand-held hose equipped with a positive shut-off nozzle is used, or
  - b. a hand-held container is used, or
  - c. a drip irrigation system is used.

Commercial nurseries, commercial sod farms and similarly-situated establishments are exempt from Stage 1 irrigation restrictions but will be required to curtail all nonessential water use.

2. The washing of automobiles, trucks, trailers, boats, airplanes and other types of mobile equipment, is permitted at any time with a hand-held bucket or a hand-held hose equipped with a positive shut-off nozzle for quick rinses. Washing may be done at any time on the immediate premises of a commercial car wash or commercial service station, or by a mobile car wash or on-site car wash using high pressure washing equipment. Further, such washings are exempted from those regulations where the health, safety and welfare of the public is contingent upon frequent vehicle cleanings, such as garbage trucks and vehicles to transport food and perishables.
3. Irrigation of golf courses, parks, school grounds and recreation fields is permitted only during designated hours on designated days, except golf course greens which may be irrigated to remain viable.
4. The overfilling of swimming pools and spas is prohibited. The filling or refilling of ponds and artificial lakes is prohibited.
5. Use of water from fire hydrants shall be limited to fire fighting, related activities or other activities necessary to maintain the health, safety and welfare of the citizens of Hammonton.
6. All restaurants are prohibited from serving water to their customers except when specifically requested by the customers.
7. Water shall not be used to wash down sidewalks, driveways, parking areas, tennis courts, patios or other paved areas, except to alleviate immediate fire or sanitation hazards. High pressure washing of such surfaces will be permitted.
8. Ornamental fountains and garden ponds may operate if they re-circulate water. Ornamental fountains and garden ponds that do not recycle water are prohibited.
9. Construction operations receiving water from a construction meter or water truck shall not use water unnecessarily for any purposes other than those required by regulatory agencies. Construction projects requiring watering for new landscaping materials should adhere to the designated irrigation hours associated with subsection one (1) of Stage 1.

**3.2 STAGE 2: WATER WARNING**

Mandatory Compliance-Stage 2 applies during periods when the Town of Hammonton will not be able to meet all of the water demands of its customers. Upon implementation by the Town of Hammonton and publication of notice, the following water conservation measures shall apply except when reclaimed water is used:

1. Lawn watering and landscape irrigation, including with a hand-held hose equipped with a positive shut-off nozzle, is permitted only during designated hours on designated days, regardless of the months of year. Watering is permitted at any hour, on any day, if a hand-held container or drip irrigation system is used.
2. Commercial nurseries shall reduce water by an amount to be determined by the Town of Hammonton Water Department Superintendent.

3. The washing of automobiles, trucks, trailers, boats, airplanes and other types of mobile equipment is permitted only during designated hours on designated days with a hand-held bucket or a hand-held hose equipped with a positive shut-off nozzle for quick rinses. Washing is permitted at any time on the immediate premises of a commercial car wash. The use of water by all types of commercial car washes not using partially reclaimed or recycled water shall be reduced in volume by an amount determined by the Town of Hammonton Water Department. Further, such washings are exempt from these regulations where the health, safety and welfare of the public is contingent upon frequent vehicle cleanings, such as garbage trucks and vehicles to transport food and perishables.
4. The overfilling of swimming pools and spas is prohibited. The filling or refilling of ponds and artificial lakes is prohibited.
5. Watering golf courses, parks, school grounds and recreation fields is permitted only during designated hours on designated days, except golf course greens.
6. Use of water from fire hydrants shall be limited to fire fighting or other activities immediately necessary to maintaining the health, safety and welfare of the citizens of Hammonton.
7. All restaurants are prohibited from serving water to their customers except when specifically requested by the customers.
8. Water shall not be used to wash down sidewalks, driveways, parking areas, tennis courts, patios or other paved areas, except to alleviate immediate fire or sanitation hazards.
9. The operation of any ornamental fountain or similar structure is prohibited except for short periods of time to prevent damage.

### **3.3 STAGE 3: WATER EMERGENCY-MANDATORY COMPLIANCE**

Stage 3 applies when a major failure of any supply or distribution facility, whether temporary or permanent, occurs in the water distribution system of the Town of Hammonton water and sewer facilities. Upon declaration of Town of Hammonton and publication of notice, the following measures shall apply except when reclaimed water is used:

1. All outdoor irrigation of turf and ground covers is prohibited with the exception of plant materials classified to be rare, exceptionally valuable or essential to the well being of the public at large or rare animals. Irrigation of trees and shrubs is permitted only by handheld hose equipped with a positive shut-off nozzle, hand-held container, or drip irrigation system. Greywater may be used in accordance with appropriate regulatory agency guidelines and regulations to irrigate fruit trees, ground covers and ornamental trees and shrubs. Greywater is defined as household wastewater other than toilet waste.
2. The use of water at commercial nurseries, commercial sod farmers and similarly situated establishments shall be reduced in volume by an amount determined by the Town of Hammonton Water Department. Greywater may be used in accordance with the appropriate regulatory agencies to irrigate fruit trees, ground covers and ornamental trees and shrubs.
3. The washing of automobiles, trucks, trailers, boats, airplanes and other types of mobile equipment is prohibited. The use of water by all types of commercial car washes or commercial vehicle service stations and not in the immediate interest of the public health, safety and welfare shall be reduced in volume by an amount determined by the Town of Hammonton Water Department. Further, such washings are exempt from these regulations where the health, safety and welfare of the public is contingent upon frequent vehicle cleanings such as garbage trucks and vehicles used to transport food and perishables.
4. The filling, refilling or adding of water to swimming pools, spas, ponds and artificial lakes is prohibited.
5. The watering of all golf course areas, except greens, is prohibited.
6. Use of water from fire hydrants shall be limited to fire fighting or other activities immediately necessary to maintain the health, safety and welfare of the citizens of Hammonton.
7. All restaurants are prohibited from serving water to their customers except when specifically requested by the customers.
8. Water shall not be used to wash down sidewalks, driveways, parking areas, tennis courts, patios or other paved areas, except to alleviate immediate fire or sanitation hazards.
9. The operation of any ornamental fountain or similar structure is prohibited except for short periods of time

- to prevent damage.
10. The use of water for commercial, manufacturing or processing purposes shall be reduced in volume by an amount determined by the Town of Hammonton Water Department.
  11. All sales of non-reclaimed water outside of the Town's limits shall be discontinued, with the exception of sales previously approved by the Town of Hammonton.
  12. No new construction meters will be issued. Construction water shall not be used for earth work or road construction purposes. Construction projects necessary to maintaining the health, safety and welfare of the public are exempt from these regulations.
  13. Except as to property for which a building permit has been heretofore issued, no new building permit(s) shall be provided, except in the following circumstances:
    - a. For projects necessary to protect the public's health, safety, and welfare;
    - b. When using reclaimed water;
    - c. When the recipient of the building permit can demonstrate that no net increase in water use will occur.

**SECTION 3.4.** In the case of any emergency declaration as is described herein, the terms of the curtailment may be modified by amendment from time to time based on any change in emergent conditions.

**SECTION 4. NOTICE OF DECLARATION.**

Immediately following the passage of any of the Water Supply Conservation Declarations hereinbefore described, a copy of the declaration shall be published in one or more of the Town's official newspapers and posted in the municipal building, police headquarters, construction office and the office of the Town of Hammonton Water and Sewer Department.

**SECTION 5. EFFECT OF DECLARATION.**

The Declaration of a State of Water Supply Conservation shall be conclusive of the fact of the existence of such stage of Water Supply Conservation and shall be binding upon all persons and users upon the filing of the same in the office of the Town Clerk and the publication thereof in one or more of official Town newspapers.

**SECTION 6. TERMINATION OF DECLARATION.**

The Declaration shall continue in full force and effect, except as amended, until terminated by a resolution of termination adopted by the Council of the Town of Hammonton.

**SECTION 7. INSPECTIONS.**

All premises receiving water from the Town of Hammonton water and sewer system shall be subject to inspection between sunrise and sunset by the Town of Hammonton's employees or any other person duly authorized and appointed by the Town or Authority to perform inspections to oversee compliance during each stage of Water Supply Conservation. It shall be a violation of this chapter for any person to hinder, obstruct, delay, resist or prevent any such inspection as is described herein.

**SECTION 8. USE TO BE A VIOLATION.**

It shall be a violation of this Chapter for any person to use water from the Town of Hammonton's water system at any time in a manner prohibited by any declaration issued pursuant to this Chapter.

**SECTION 9. CONTINUED USAGE DEEMED A VIOLATION OF THIS SECTION AND THE AUTHORITY RULES AND REGULATIONS.**

In the event that there is on any premises a continuing usage of water from the Town of Hammonton water system by any person in a manner prohibited by any declaration issued pursuant to this chapter, such continuing usage is hereby declared to be a violation of this section and the Authority Rules and Regulations. The owner, occupant and/or operator of the premises whereon the violation is occurring shall be served with written notice of the violation by the delivery to any such

owner, occupant and/or operator or the agent or employee of any of same actually on the premises. If no such person is present the notice shall be posted on the premises. If, after the passage of one (1) hour from the delivery or posting of such notice, the violation has not been abated, any employee of the Town of Hammonton is hereby authorized to enter upon the premises to abate the violation and discontinue water service. Thereafter, the Town or the Water and Sewer Department, as the case may be, shall assess the costs of such abatement against the owner, operator and/or occupant of the premises.

**SECTION 10. VIOLATION AND PENALTIES.**

Any person found guilty of violating any portion of this Ordinance shall be subject to a fine according to the following schedule:

First Offense:	Written Warning;
Second Offense:	Fifty dollar (\$50.00) fine;
Third Offense:	One Hundred dollars (\$100.00) to Three Hundred dollars (\$300.00) fine; and
Fourth or Multiple Offense:	a fine not to exceed Five Hundred dollars (\$500.00) and up to Thirty (30) days Community Service.

Any person found guilty of violating Section 9 shall be subject to a fine of Five Hundred dollars (\$500.00) for each twenty-four (24) hour period or part thereof for which it can be proven that the violation occurred.

Any violation occurring within twenty-four (24) hours of any Declaration issued pursuant to this Ordinance shall result in a warning and shall not be considered an offense.

This Ordinance shall take effect immediately upon final passage and publication according to law.

**Mayor and Council action on Ordinance 16-09 water conservation**

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

Councilman Bertino requested Solicitor to explain amendments.

Solicitor advised on amendments to ordinance.

Councilman Wuillermin stated DEP has requested the town to provide proof of water conservation implementation as a pre requisite to increasing water allocation. The State has a concern that Hammonton's per capita use of water is very high.

A discussion of council was held concerning water conservation.

No one in attendance desired to be heard.

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

**ROLL CALL**

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

Mayor DiDonato declared the motion carried.

4. Hearing Ordinance #017-2009 Amend Land Development Fees

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

No one desired to be heard.

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

ROLL CALL

Councilpersons:

Barberio - Y

Bertino - Y

Lewis - A

Petrongolo - Y

Rodio - Y

Wuillermin - Y

Mayor DiDonato - Y

Mayor DiDonato declared the motion carried.

5. Hearing Ordinance #018-2009 Amend Towing Insurance Requirements

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

Councilman Bertino questioned is the amendment per JIF requirements?

The Town Clerk responded, yes.

Solicitor clarified that tonight's ordinance is only amending insurance requirements, however, there are other issues with towing that will be discussed at a later meeting.

No one desired to be heard.

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

ROLL CALL

Councilpersons:

Barberio - Y

Bertino - Y

Lewis - A

Petrongolo - Y

Rodio - Y

Wuillermin - Y

Mayor DiDonato - Y

Mayor DiDonato declared the motion carried.

6. Hearing Ordinance #019-2009 Amend Section B(1) Chapter 200-4 Prohibited Conduct

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

No one desired to be heard.

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

ROLL CALL

Councilpersons:

Barberio - Y

Bertino - Y

Lewis - A

Petrongolo - Y

Rodio - Y

Wuillermin - Y

Mayor DiDonato - Y

Mayor DiDonato declared the motion carried.

COMMITTEE REPORTS

ADMINISTRATION -Councilperson Barberio

No Administrative Meeting This Month

QUALITY OF LIFE – Councilperson Barberio for Lewis

Advertise for Change in Park Meetings

Motion by Councilman Barberio, seconded by Councilperson Rodio, authorize advertise to move park commission meetings to lake park house 10/20, 11/17, 12/15.

ROLL CALL

Councilpersons:

Barberio - Y

Bertino - Y

Lewis - A

Petrongolo - Y

Rodio - Y

Wuillermin - Y

Mayor DiDonato - Y

Mayor DiDonato declared the motion carried

BUSINESS & INDUSTRY-Councilperson Petrongolo

Report on town wide yard sale Sept 19 from 9-12

EDUCATION-Councilperson Bertino

Report on reconstruction of Warren Sooy School

Reported that the public and private school busing has been reinstated

Class assignments will be going out end of week

Superintendent requested being placed on next agenda to advise council on certain issues

Councilperson Petrongolo questioned how is the school notifying the parents who were originally notified that their children would not be bused?

Councilman Bertino advised the school is sending out letters.

PUBLIC WORKS & TRANSPORTATION-Councilperson Rodio

Reminded everyone to read the recycling flyers in their tax bill

Reminded everyone to place trash, recycling, brush out on designated days

LAW & ORDER-Mayor DiDonato

No report under action items this evening

WATER & SEWER – Councilperson Wuillermin

Report on Town's request for additional water diversion rights and DEP response

Rt 54/Bellevue Avenue utility project is ready to bid per committee recommendation

Report on Boyer Avenue optimization study

Report on county wastewater mgt plan

Report on new water supply well

ENGINEER REPORT

SEWER AND WATER ACTION ITEMS

1. Route 54/Bellevue Avenue Utilities (11-50120)

*General:*

The project is ready for bid with the exception of funding. The PWTC was agreeable to providing authorization to ARH to advertise for bid with the understanding that this project would have to be completed regardless of the level of financial commitment allowed by USRD. As a result, the request for action is to have Mayor and Council authorize ARH to advertise for bid.

*Funding:*

On July 13, 2009, the resubmission package was hand delivered to USRD. This submission allowed the USRD to make a final determination on the loan request for Round 2 at an interest rate of 2.75% and further determine the amount of a Round 2 grant, if any, that will be appropriated. We received phone calls from USRD cautioning the Town that the financial situation of the two utilities are in positive position thus negating the need for USRD to provide any additional funding toward this project. An official letter of this nature was received on August 10, 2009. The CFO attempted to explain to USRD staff that certain fund balances in the utility accounts were pledged to committed projects. Therefore, the situation does not appear as positive as it seems. The CFO was unsuccessful in his attempt to convince the District Director otherwise. On behalf of the Town, the Mayor issued a letter to the District Director requesting a meeting for reconsideration. We are awaiting a reply.

Since the PWTC acknowledges the need to complete this project and USRD has pledged \$303,000.00 in grant and \$940,000.00 in a 4.5% loan under Round 1 several years ago, there is still reason to take advantage of the funding that has been appropriated. As a result, the Town must proceed ahead with balance of funds being made available through market conditions with the hope that the appeal to USRD will be successful. Without the USRD funds for Round 2 the breakdown of funds is now as follows:

<b>Total Project Estimate:</b>				<b>Round 1 Grant</b>	<b>Round 1 Loan</b>	<b>Ineligible</b>	<b>Total</b>
	<b>\$2,340,000.00</b>						
Total Water Est.	\$980,000.00	Water	\$148,470.00	\$460,600.00	\$370,930.00		
Total Sewer Est.	\$1,020,000.00	Sewer	\$154,530.00	\$479,400.00	\$386,070.00		
Total Storm Est.	\$100,000.00	Storm	\$0.00	\$0.00	\$100,000.00		
Total Other Est.	\$240,000.00	Ineligible	\$0.00	\$0.00	\$240,000.00		
	<b>\$2,340,000.00</b>		<b>\$303,000.00</b>	<b>\$940,000.00</b>	<b>\$1,097,000.00</b>		<b>\$2,340,000.00</b>

Assuming the Town realizes that they will need to accomplish this project regardless and it would be advantageous to obtain the funds that are pledged to this project, the following items must be completed:

- Meet with USRD to appeal decision of ineligibility for Round 2
- Preparation of a bond ordinance in the amount of \$2,340,000.00 unless other projects are to be added (*Bond Counsel needs authorization*)
- First reading and second reading of the above ordinance.
- Authorization of professional services contracts as follows:
  - ❖ Engineering Design (additional \$40,000.00)
  - ❖ Bond Counsel (\$12,000.00)
  - ❖ Auditor (\$3,000.00)
  - ❖ Solicitor (\$15,000.00)

It is our understanding that the PWTC will be requesting Council to authorize ARH to bid. In so doing we are requesting that our extra work contract be authorized as well which is attached hereto. The amount of the amended contract is for \$40,000.00 which addresses the design of the extra features such as the storm sewer component as well as taking the project through the bidding and award process.

Authorize ARH to Advertise Bid Rt. 54

Motion by Councilperson Wuillermin, seconded by Councilperson Petrongolo, authorize ARH to advertise for bid. Motion carried.

Authorize Purchase Order to ARH Rt. 54 Amended Contract for Design and Bidding Services

Motion by Councilperson Wuillermin, seconded by Councilperson Bertino, authorize ARH's amended contract for design and bidding services in the amount of \$40,000.00 per the attached contract.

ROLL CALL

Councilpersons:

Barberio - Y

Bertino - Y

Lewis - A

Petrongolo - Y

Rodio - Y

Wuillermin - Y

Mayor DiDonato - Y

Mayor DiDonato declared the motion carried.

PUBLIC WORKS ACTION ITEMS

2. Fiesta Mexicana Performance Bond Release

In research of our files, the Quality of Life Committee met onsite at Fiesta Mexicana Restaurant to review their request for a Performance Bond Release back in September of 2008. A release was recommended subject to compliance with a few minor issues, but it never came to Council for formal action. We are therefore recommending to Council that it approve the release of their Performance Bond #70198374 supplied by Western Surety Company in the amount of \$79,665.00, subject to the following conditions.

1. Repair of the pavement along the gutterline of Grand Street where settlement has occurred.
2. General cleanup of stormwater recharge basin.
3. General cleanup and reduction of volume of storage area for card board boxes behind the restaurant.
4. Posting of Maintenance Bond in an amount equal to 15% of the original bond, totaling \$12,000 which will extend for two years from the date of approval by the Town Solicitor and Risk Manager.
5. Settlement of outstanding bills and posting of additional escrow with the Planning Board Clerk totaling \$750.00 to cover the cost of general review, subsequent inspection, etc. for the eventual Maintenance Bond Release.

As part of another consideration during the approval process, the Planning Board recommended that a no parking area be established for a distance of approximately 50 feet along the northerly side of Grand Street from the corner of 12<sup>th</sup> Street in order to provide safe turning movements from 12<sup>th</sup> Street onto Grand Street. We would request Council authorize the Police Chief to review this recommendation from the Planning Board and provide comments back to Council for action. If acceptable, the corner should be signed and striped accordingly.

Authorize Bond Release Fiesta Mexicana

Motion by Councilperson Wuillermin, seconded by Councilperson Rodio, approve release of Performance Bond for Fiesta Mexicana subject to compliance with the conditions noted above. We will address a letter to the Town Administrator once the conditions are satisfied.

ROLL CALL

Councilpersons:

Barberio - Y

Bertino - Y

Lewis - A

Petrongolo - Y

Rodio - Y

Wuillermin - Y

Mayor DiDonato - Y

Mayor DiDonato declared the motion carried.

Authorize No Parking Grand Street Ordinance for Introduction at September 28 Council Meeting

Motion by Councilperson Bertino, seconded by Councilperson Barberio, authorize Solicitor to prepare ordinance amendment for "no parking zone" for introduction at September 28, 2009 council meeting per recommendation of Hammonton Planning Board and Police Chief.

A discussion of Mayor and Council, Solicitor, Police Chief and Engineer was held with all parties agreeing that both sides of Grand Street should be designated no parking zone.

ROLL CALL

Councilpersons:

Barberio - Y

Bertino - Y

Lewis - A  
Petrongolo - Y  
Rodio - Y  
Wuillermin – Y  
Mayor DiDonato - Y

Mayor DiDonato declared the motion carried.

**3. Raspberry Run Project Improvement Maintenance Bond (11-20186)**

An onsite inspection of the site improvements was completed by ARH and members of the Quality of Life Committee on Thursday, August 4, 2009. The site improvements appear to be adequately maintained and to function according to design. It would be our recommendation in conjunction with the Quality of Life Committee for Mayor and Council to release the Maintenance Bond for the project. The Maintenance Bond total was \$48,681.45 established by Susquehanna Bank in the form of a Letter of Credit #20002301289. During the inspection process, it was noted and should be recommended to the owner that the trash enclosure gate should be properly closed and latched when not in use.

Motion by Councilperson Rodio, seconded by Councilperson Barberio, approve release of the project Maintenance Bond #20002301289 as noted above. Please provide ARH with a copy of Council’s action and letter recommending release of the maintenance bond to Susquehanna Bank for our records. The release should also be conditioned that all outstanding bills associated with project review, inspection reports, etc. must be satisfied. Once satisfied, any remaining escrow amounts could be returned to the Applicant.

**ROLL CALL**

Councilpersons:

Barberio - Y  
Bertino - Y  
Lewis - A  
Petrongolo - Y  
Rodio - Y  
Wuillermin – Y  
Mayor DiDonato - recused

Deputy Mayor Wuillermin declared the motion carried.

**SEWER & WATER INFORMATION ITEMS**

**4. Water Conservation Ordinance (11-30088)**

In order to strengthen the policy for water conservation to be adopted by the Mayor and Council, certain revisions to the Ordinance were made by the Solicitor. The public hearing and passage of the revised ordinance should occur at this meeting. Once adopted, a copy of same will be forwarded to the NJDEP.

**5. Universal Supply Water Service Request – Egg Harbor Road (11-30000)**

As approved last meeting, we drafted a list of approval conditions which must be satisfied prior to actual connections to the public water supply. The Solicitor is in the process of drafting the formal agreement which must be executed by the Applicant and Town.

**6. Wastewater Management Plan (11-01000):**

At the last meeting, Mayor and Council accepted our proposal in the amount of \$19,420.00 to provide a formal response to the County on WMP issues related to the Town. The initial step is to overview of the Sanitary Sewer Assessment (SSA) proposed by the NJDEP and compare the proposed NJDEP SSA to the existing SSA. We have initiated the mapping exercise which will serve as the basis of addressing all of

the other parameters within the proposal and part of the submission process to the NJDEP. We will keep Mayor and Council apprised of our progress.

**7. Boyer Avenue Land Application Site – Drip Irrigation/Beneficial Reuse (11-50127):**

*Optimization Report -*

Following the Town's acceptance of Omni Environmental's proposal in the amount of \$38,000.00 to explore how they could assist the Town on addressing the issues raised in the USGS study as well as how the Town could also benefit from drip irrigation/beneficial reuse throughout the Boyer Avenue acreage has been initiated. The first step was a preliminary meeting held on July 21, 2009 with NJDEP, Pinelands and Southern Enforcement representatives. At this meeting, we obtained valuable feedback from all parties on the choices that will be contained in the optimization report. A subsequent meeting was held with the PWTC to review the plan of action as conceptually approved by the affected agencies. Within the next few weeks, Dr. Ferrara will complete a draft of the Optimization report for review by the PWTC. Once reviewed and accepted, the draft will be submitted to the Pinelands Commission as the lead agency.

*Lee Rain – Trial Application -*

We expect Lee Rain to mobilize in September to install the trial operation of the drip irrigation in forested area as well as the prototype for irrigating the ball field areas with the drip irrigation method.

**8. Moss Mill Road/White Horse Pike Utility Extension (11-50124):**

The contractor is substantially complete with the exception of roadway restoration. Remaining tasks to be completed include roadway restoration and punch list completion. The County is requiring the Contractor to wait until mid to late September to complete the restoration of Moss Mill Road. We are allowing the Contractor to complete Boyer Avenue at that time as well. We will be discussing other options for the roadway resurfacing with the County and the PWT Committee that may warrant delaying the final restoration of both roadways until the spring of 2010.

**9. Water Allocation (11-30088):**

*Major Modification Application:*

ARH provided a proposal at the last meeting for extra work completed to date including some additional follow-up tasks that will hopefully satisfy the NJDEP. The proposal was accepted and we finally received the public notice from NJDEP regarding the request for an increase in water allocation for the Town. The public hearing will only take place if significant comments are received by the NJDEP by September 16, 2009. ARH has just received the NJDEP report and are in the process of review of same. We do expect that the NJDEP will not grant our full allocation request, but we believe the value they will allow will be sufficient to accommodate reasonable growth and development. We will apprise Mayor and Council of our findings once we review the report in further detail.

*Future Well:*

As previously reported, ARH prepared a letter of what could possibly be of concern to NJMIC which was sent to NJMIC on June 25, 2009. NJMIC responded on July 13, 2009 and basically the response lead us to the conclusion that NJMIC would be willing to assist provided that the acquisition of the parcel in no way affected their current approval and any possible future concept for development of the site. We suggested that a meeting would be helpful with the Pinelands Staff to review the Town's plan and its affect on NJMIC. NJMIC had additional concerns when asked to attend a meeting with Pinelands which we attempted to address in a letter dated back to NJMIC on August 10, 2009. We are awaiting their reply. Essentially we are requesting a final determination so that the Town can plan and proceed accordingly.

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

We have received approvals from the various agencies including the agreement from the NJDEP Spill Fund. We are finalizing the bid documents for submission to the Spill Fund in order to seek an approval for bid. We will review the cost estimate and various bid and roadway restoration options with the PWT Committee before sending same to the NJDEP.

The Solicitor is working on the two agreements with the property owners where well sealing waiver requests were made to the NJDEP.

11. **Southwest Hammonton – Sanitary Sewer Service (11-50130.01):**  
We are continuing with the process of revising the design plans for Phase I portion of the project to allow for the installation of the sanitary sewer within existing or proposed public right-of-ways, pump station design and contributory flow. The Solicitor is finalizing the agreement between the applicant and the Town.
12. **Getty Gas Station Site Remediation (11-50128):**  
The consultant is in the process of testing the effluent, again related to certain items of concern. Once the treatment process is deemed to be acceptable and the appropriate connection fees and inspection are paid to the Town, discharge of treated groundwater will be directed to the Town's system as per the agreement.

### **PUBLIC WORKS INFORMATION ITEMS**

13. **Community Development Funds, 2006 ADA Curb/Walk Replacement (11-40026):**  
The bid packet, along with the Resolution of Award was sent to ACIA for review and approval. We are waiting for their response. In an effort to save time, we are proceeding to prepare the Contracts for execution by Charles Marandino, LLC.
14. **Recreation Master Plan, ANJEC Report (11-01000)**  
ARH has been working with the Environmental Commission to finalize the report and to obtain funding reimbursement from the State Program Representative. A presentation will be made before the Planning Board in September to seek an endorsement of the plan as required.
15. **NJDOT Transportation Enhancement Applications: (11-40035)**  
Previously Reported: Applications have been prepared and submitted via the NJDOT SAGE System. The Town is requesting \$180,000 to install a parking lot and related site improvements next to the historic train station.

Since the last reporting period the NJDOT has announced the allotments for this program, unfortunately the Town did not receive funds.

16. **Fourth Street Reconstruction (11-40034):**  
Previously it was decided to include the replacement and upgrade of the water main to 12" DIP into the project scope. We have received a letter from the Pinelands Commission indicating we do not need to submit an application. We are currently working on the application and submittal to NJDEP BSDW. This submission will be made shortly.

It should be noted an application for additional funding was submitted to NJDOT. The limits of the project now include a portion of Pleasant Street to allow for the installation of storm sewer main from Bellevue Avenue to help alleviate the drainage conditions that exist on Route 54.

17. **Pratt Street Drainage Pipe Repair (11-06002.01)**  
We directed a letter to the County Administrator to request the possibility of cost participation. We have met with the County representatives to discuss the repairs completed and review possible options for assistance. They are requesting additional detail before making a decision. We will keep Council informed of further progress.
18. **Boat House Demolition, Hammonton Lake Park (Proposal 09-0308)**

We have received a review response back from the Pinelands Commission recommending an approval of the application amendment to demolish the old boathouse structure.

19. **Central Avenue Roadway Reconstruction Project (11-40027):**

At this time we are waiting for the Contractor to return to the site and complete the remaining punch list and extra work items. We have met with the foreman and discussed the remaining items. We are awaiting a revised construction schedule from the contractor to complete the remaining work.

20. **Hammonton Lake Park (11-90028):**

*Phase I – Construction:*

Since the last reporting period the contractor has achieved substantial completion. The parking areas have been paved, stalls should be painted any day if not complete by this reading. The main efforts remaining relates to stabilization and restoration. Once the contractor is complete and the contract is closed out we will work to requisition funds from Atlantic County.

*Phase II – Planning & Design:*

The pending completion of Phase I construction will lead to the planning and design of Phase II. It has been expressed that a basin is not desired in the picnic and amphitheater area. In order to make modifications to the plan and reapply to the Pinelands Commission, we will be supplying a proposal for the altered design tasks. We will review same with the PWTC first.

Additionally as members of Council, the Park Commission, and the general public begin to see the changes to the Lake Park there are concerns being raised. One issue in particular relates to the need for lighting. This was not overlooked, but it was not completed due to limited funding and a need to choose the type of lighting desired. The Town can proceed with the Traditionnaire style lighting provided and maintained by A.C. Electric or there may be a desire to purchase a different style of light to allow for the attachment of banners and/or flowers. The down side to going away from the Traditionnaire will be the need for maintenance. In the short term we will be discussing with A.C. Electric means to provide lighting on existing utility poles.

21. **ACIA 2009 Funding Request (11-40038):**

As requested, we directed a letter and supplied additional information to the ACIA about possibly receiving funds to assist in a portion of the costs for the construction of the Senior Center at the Hammonton Lake Park. As discussed with the PWTC, much of the work completed is in excess of our original proposal. Once we obtain a formal response from the ACIA on the information submitted, we will provide the Mayor and Council with a revised proposal so that a new P.O. could be issued for the additional work completed by ARH that was required to keep this project active for funding consideration. We are still awaiting a formal response from the ACIA.

22. **Boyer Avenue Recreation - Phase III (11-75003):**

The project has received approval for public development of the Phase III activities; which was approved at the May 8, 2009 Pinelands Commission Meeting.

Efforts are now being focused on obtaining the following permits and submissions to these agencies will be taking place as soon as possible:

*Atlantic County Planning* – The site fronts Moss Mill Road and we will be creating a new access on Moss Mill. (We will be working on this application once the BSDW & TWA have been submitted)

*Cape-Atlantic SCD* – This is required for disturbances of 5000 SF or more. (We will be working on this application once the BSDW & TWA have been submitted)

*NJDEP BSDW* – This is to complete the water main loop thru the park to Boyer Avenue. We have obtained all information needed to submit this application. Once we obtain fees from the Town we will submit the request to the NJDEP. The settlement of the Town's Water Allocation request or use of drip irrigation may also be of concern.

*NJDEP TWA* – This is to install on-site sanitary sewer main. We have obtained all information needed to submit this application. Once we obtain fees from the Town we will submit to the NJDEP for this permit.

Additionally, as noted above, we are still investigating the water supply options for providing irrigation to the site. There will be additional permitting requirements related to irrigation; however which permit is needed is to be determined.

**23. Atlantic County Open Space Trust Funds – Round 8 (11-01070):**

The Town will need to provide Ranae Fehr from Atlantic County with a letter indicating the progress accomplished by the Town to date related to completing the work on the properties involved in the round #8 funding. There are a number of tasks that must be completed before the 11/20/09 deadline date for closure on the properties. If the Town wants to use the funds, it is imperative that progress is indicated. The Council will need to work with the Solicitor to finalize these items prior to the deadline or risk the loss of funds. We will be meeting with the Solicitor, representatives from the Park Commission and the PWT Committee to discuss this issue in further detail.

**SOLICITOR REPORT**

- Review Landlord Registration Ordinance
- ATV Ordinance discussion
- Pulte status
- Royce Run status
- Skate Park Zoning Amendment Ordinance
- Towing Procedure Amendment
- Amended Tree Ordinance – Environmental Commission
- COAH settlement
- Water Conservation Ordinance

**Solicitor Report Continued**

- Approve Town of Hammonton Airport Grant Applications:
- Perimeter Fence Phase III \$279,148.00
- Runway Rehab Phase I \$121,192.00

\*once grant authorized by US DOT must accept grant and place in budget by Ordinance

Motion by Councilperson Rodio, seconded by Councilperson Bertino, authorize NJ DOT grant applications.

**ROLL CALL**

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

Mayor DiDonato declared the motion carried.

MAYOR REPORT

Report on Sept 26 Senior/Rec Center will be presented to the public  
Report on parking improvements at Hammonton Lake

Authorize purchase order for 3 inch concrete base \$6400

Motion by Councilperson Barberio, seconded by Councilperson Wuillermin, authorize a purchase order to Dolan Mechanical in the amount of \$6400 for 3 inch concrete base at new town hall.

Councilman Bertino questioned if the architect, project manager or builder are insured and bonded, why are we paying for the 3 inch base?

Mayor DiDonato stated the contractor covered the cost of the repair of stucco but this base was something additional.

ROLL CALL

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

Mayor DiDonato declared the motion carried.

Authorize Solicitor to Forward Letter to Architect and McCloud Group for recovery of \$6400

Motion by Councilperson Bertino, seconded by Councilperson Wuillermin, notify McCloud Group, Construction Manager, and the Project Architect that the Town of Hammonton is requiring they both be held responsible to pay the \$6400 bill and Clerk to investigate bonding and insurance on project..

ROLL CALL

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

Mayor DiDonato declared the motion carried.

Authorize Purchase Order for tables and chairs at Senior/Rec Center

Motion by Councilperson Barberio, seconded by Councilperson Rodio, authorize a purchase order for tables and chairs at senior/rec center not to exceed \$3400 to be bought at Wal-Mart or Staples.

ROLL CALL

Councilpersons:  
Barberio - Y

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

Mayor DiDonato declared the motion carried.

APPROVAL BILLS & PURCHASE ORDERS

Motion by Councilperson Barberio, seconded by Councilperson Wuillermin, bill list and purchase orders be approved.

ROLL CALL

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

Mayor DiDonato declared the motion carried.

Authorize Checks NJ DEP - Boyer Avenue

Motion by Councilperson Wuillermin, seconded by Councilperson Bertino, authorize checks payable to Treasurer, State of New Jersey as follows:  
Bureau of Safe Drinking Water \$2500.00  
Treatment Works Approval \$2755.00

ROLL CALL

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

Mayor DiDonato declared the motion carried.

COMMUNICATIONS ACTION ITEMS

1. From Mary Massara request Town credit 17 months of service bought from pension
2. From Joseph Maimone request Town credit 9 months of service bought from pension
3. From Joseph Piccari resigning as Urban Housing Coord. Effective 8/17/09
4. From Michael Braun resigning as pt custodian effective 8/28/09
5. Authorize Town Clerk/Administrator to advertise for cleaning service for Town Hall
6. From Fire Co. 2 admit Joseph Lizza (police background done & fire chief approved)  
remove Nicole Desordi (fire chief approved)

7. Authorize Mainstreet to complete grant for NPP Coord. and agreement for same

\*The Town Clerk/Administrator advised it has been past practice to bring requests such as communication items 1 & 2 before Mayor and Council for consideration. However, she has recently been advised by NJ Division of Pensions that once an employee has satisfied their purchase of service credit and the employer has been notified it need not be authorized by the governing body.

Motion by Councilperson Barberio, seconded by Councilperson Rodio, communication action items 1-7 be approved.

ROLL CALL

Councilpersons:

Barberio - Y

Bertino - Y

Lewis - A

Petrongolo - Y

Rodio - Y

Wuillermin - Y

Mayor DiDonato - Y

Mayor DiDonato declared the motion carried.

COMMUNICATIONS INFORMATIONAL ITEMS

From Mainstreet advising of Sept 19 community yard sale 9-12 noon

RESOLUTIONS

#R101-2009 Renew Liquor License EJ's West End Grill

R# 101 -2009

RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF HAMMONTON,  
ATLANTIC COUNTY, NEW JERSEY,  
AUTHORIZING THE ISSUANCE OF ABC LICENSES  
BEGINNING JULY 1, 2009 AND EXPIRING JUNE 30, 2010

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

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 33 019 006 E.J.'s West End Inc.

t/a West End Grill

Location: 201 - 12th St.

BE IT FURTHER RESOLVED that each and everyone of the foregoing hereinbefore named persons and corporations be 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.

#R102-2009 Authorize MS Bikathon and Road Closure

RESOLUTION # 102 -2009

RESOLUTION AUTHORIZING AND ENDORSING  
MS BIKATHON EVENT AND ROAD CLOSURE

WHEREAS, the National Multiple Sclerosis Society has and continues to promote the Town of Hammonton with their Annual MS Bikathon; and

WHEREAS, Mayor and Council has and continues to support the efforts of the National Multiple Sclerosis Society; and

WHEREAS, October 3 and 4, 2009 is the scheduled date for the annual bikathon;

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

Fairview Avenue (between Third Street and Egg Harbor Road)  
October 3rd from 7:30 am to 1:00 pm  
October 4th from 9:00 am to 3:00 pm

#R103-2009 Authorize Firemen's Christmas Parade and Road Closure

RESOLUTION # 103-2009

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 12, 2009 (rain date December 13, 2009) @ 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 10:00 pm  
Liberty Street (from Bellevue Ave to Fairview Ave) from 5:00 to 8:00 pm

#R104-2009 Authorize Green Day Bicycle Parade & Road Closure

RESOLUTION # 104-2009

RESOLUTION AUTHORIZING AND ENDORSING  
**GREEN DAY BICYCLE PARADE**

WHEREAS, MainStreet Hammonton Organization and Hammonton's Green Committee have and continue to promote the Town of Hammonton with scheduled events in the downtown business district; and

WHEREAS, Mayor and Council has and continues to support the efforts of MainStreet Hammonton and Hammonton's Green Committee; and

NOW THEREFORE BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC, STATE OF NEW JERSEY that the Town of Hammonton authorizes and endorses the Green Day Bicycle Parade to take place Saturday, September 19, 2009 from 12:00 – 1:00 p.m. as follows:

Bicycle's to meet at Town Hall parking lot at 12:00 noon  
Close Vine Street between Central and Egg Harbor Road 12:30-1:00 p.m. for parade

BE IT FURTHER RESOLVED that the Town of Hammonton will provide municipal services required for this event including police assistance; and

#R105-2009 Authorize sale vehicles Govdeals.com  
**approve with add ons-police vehicles and confiscated vehicles**

#R 105 -2009

RESOLUTION OF THE MAYOR AND COUNCIL  
OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC,  
STATE OF NEW JERSEY, AUTHORIZING SALE OF SURPLUS PROPERTY

WHEREAS, the Town of Hammonton is the owner of certain surplus property which is no longer needed for public use; and

WHEREAS, the Town of Hammonton is desirous of selling said surplus property in an "as is" condition without express or implied warranties.

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. The sale of the surplus property shall be conducted through GovDeals pursuant to State Contract A-70967 / T2581 in accordance with the terms and conditions of the State Contract. The terms and conditions of the agreement entered into with GovDeals is available online at govdeals.com.
2. The sale will be conducted online and the address of the auction site is govdeals.com.
3. The sale is being conducted pursuant to Local Finance Notice 2008-9.
4. Below is a list of surplus property to be sold:

1999 Ford Expedition	1FMPU	18L8X	LB018	16
1996 Ford Explorer	1FMDU	24X6T	ZB952	87

#R106-2009 Tax Resolution

#R 106-2009

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

B&L	NAME	ADDRESS	AMOUNT	ACCT.	REASON	PER
2813-12	Perez	113 Horton St	2,768.84	Tax	Remvoe Cty Bd Jud.	Rosie
2813-12	Perez	113 Horton St	1,365.99	Tax	Refund Overpay to	
					To First American	Rosie
3203-7.01	Mitchell	86 Valley	1,007.40	Tax	Deed was not recorded	MJ

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

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

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

#R107-2009 Authorizing Participation in Atlantic County Drug Alliance Year 2010

RESOLUTION # 107-2009

RESOLUTION ACKNOWLEDGING AND APPROVING  
THE OFFICIAL HAMMONTON ANTI-DRUG AND ALCOHOL ALLIANCE  
BY LAWS AND GRANT AGREEMENT Year 2010

WHEREAS, the Hammonton Anti-Drug and Alcohol Alliance provides an important service to the community in providing education on the issue of drug abuse in an effort to prevent same; and

WHEREAS, it is necessary to approve the Hammonton Anti-Drug and Alcohol Alliance Agreement and By Laws annually; and

WHEREAS, the Town of Hammonton is in agreement with the Hammonton Anti-Drug and Alcohol Alliance Agreement and By Laws attached hereto; and

NOW THEREFORE, BE IT RESOLVED that the Mayor and Council of the Town of Hammonton, County of Atlantic, State of New Jersey, that the attached Hammonton Anti Drug and Alcohol Alliance Agreement and By Laws are approved by the governing body of the Town of Hammonton.

Motion by Councilperson Bertino, seconded by Councilperson Barberio, resolutions 101-107 be adopted.

ROLL CALL

Councilpersons:

Barberio - Y

Bertino - Y

Lewis - A

Petrongolo - Y

Rodio - Y

Wuillermin - Y

Mayor DiDonato - Y

Mayor DiDonato declared the motion carried.

PUBLIC HEARD

Joseph Ingemi – Pleasant Street

Mr. Ingemi questioned has there been any final determination as to the receipt of grant for Stockton/Hammonton project and questioned will the taxpayers of Hammonton have to bear any cost for this proposed project?

Mayor DiDonato advised he has not received a final grant figure yet. Mayor stated he is hopeful that we will receive full funding. However, if we do not get full funding we will have to re evaluate different avenues of funding.

Mr. Ingemi then questioned if he could ascertain attachments listed on letter that appears on Congressman LoBiondo's website concerning the proposed project. He further questioned why he has not received a response to his opra request concerning the Stockton/Hammonton grant and project?

Mayor DiDonato stated we will look into same with the Clerk's office, however, he is hopeful that everyone would aid Mayor and Council in their efforts to ascertain funding for Stockton/Hammonton Project.

Susen Coen – Representing the Green Committee

Ms. Coen updated Mayor and Council on Green Committee upcoming events.

Mr. Payner – Blueberry Ridge

Mr. Payner questioned if Atlantic County would consider weekly recycling for Hammonton.

Mayor DiDonato stated we'll take this up in committee and reach out to the county to ascertain same as it does look as though the citizens of Hammonton are adapting to recycling practices quickly.

Mr. Payner stated it was nice to be able to give input at the last meeting involving Pulte. The residents encourage council to continue to push hard to try to get things settled with bonding companies within the next few weeks in an effort to put this matter to rest for everyone involved.

MEETING ADJOURNED

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

Minutes recorded by April Boyer Maimone, Assistant Clerk

Minutes approved by Susanne Oddo, Town Clerk/Adm.