

Regular Meeting of Mayor and Council  
Held in Town Hall Council Chambers  
100 Central Avenue, Hammonton, N.J.  
August 23, 2010 at 6:00 P.M.  
Minutes can be viewed at [www.townofhammonton.org](http://www.townofhammonton.org)

MEETING CALLED TO ORDER

ATTENDANCE ROLL CALL

Councilpersons:  
Barberio - Present  
Bertino - Absent  
Gribbin - Present  
Lewis - Present  
Pullia - Present  
Rodio - Present  
Mayor DiDonato - Present

PRESENT ALSO

Brian Howell, Town Solicitor

Executive Session

#R 079A-2010

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

1. Cavuto Litigation
2. Former Town Landfill
3. Flag Lots
4. COAH Update

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

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

ROLL CALL

Councilpersons:  
Barberio - Yes  
Bertino - Absent  
Gribbin - Yes  
Lewis - Yes  
Pullia - Yes  
Rodio - Yes  
Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

RESUME OPEN SESSION-ROLL CALL

Councilpersons:  
Barberio - Present  
Bertino - Absent

Gribbin - Present  
Lewis - Present  
Pullia - Present  
Rodio - Present  
Mayor DiDonato - Present

PRESENT ALSO

Brian Howell, Town Solicitor  
Bob Vettese of ARH, Town Engineer

PLEDGE OF ALLEGIANCE

PUBLIC NOTICE

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

PUBLIC HEARD FOR AGENDA ACTION ITEMS

APPROVAL OF MINUTES

July 26, 2010 Executive Session

Motion by Councilperson Barberio, seconded by Councilperson Lewis, the July 26, 2010 Executive Session Minutes be approved.

ROLL CALL

Councilpersons:  
Barberio - Yes  
Bertino - Absent  
Gribbin - Abstain  
Lewis - Yes  
Pullia - Yes  
Rodio - Yes  
Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

July 26, 2010 Regular Meeting

Motion by Councilperson Barberio, seconded by Councilperson Rodio, the July 26, 2010 Regular Meeting Minutes be approved.

ROLL CALL

Councilpersons:  
Barberio - Yes  
Bertino - Absent  
Gribbin - Yes  
Lewis - Yes  
Pullia - Yes  
Rodio - Yes  
Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

August 9, 2010 Special Meeting

Motion by Councilperson Barberio, seconded by Councilperson Rodio, the August 9, 2010 Special Meeting Minutes be approved.

ROLL CALL

Councilpersons:

Barberio - Yes

Bertino - Absent

Gribbin - Yes

Lewis - Abstain

Pullia - Yes

Rodio - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

DISPENSE WITH REGULAR ORDER OF BUSINESS

1. Recognition of Boys and Girls Little League and Senior League (All Star Games)

Mayor DiDonato invited Mr. Mark Bianchini to introduce the team's players and coaches who each gave a presentation that included their names and position played on the field.

2. Nick Bradford presentation - carbon inventory of the Town

Mr. Bradford, referring to the 25 page handout, gave a presentation on his carbon inventory project. He advised the inventory collected is used for sustainable jersey grant acquisition.

Councilman Gribbin offered to assist Mr. Bradford in any way he can in obtaining grants on behalf of the Town.

Mayor DiDonato stated it is his hope that we will become a "greener society" in order to preserve the environment for our next generations.

3. Green Committee presentation – Green Day Event

Ms. Susen Gietka advised of the "Green Weekend Event" which will begin Friday, September 17, 2010 at the Farmer's Market. Then, continue into Saturday, September 18, 2010 which will be dedicated to "Recycling Central" and Sunday, September 19, 2010 which will be the "Green Day Festival and Bicycle Parade" on Vine Street at St. Joseph School.

Ms. Mary Gillespie of the Hammonton Education Foundation advised the public on "Recycling Central" which will be held September 18, 2010 at the Mt. Carmel Carnival Grounds. Some participants include Wal-Mart, the Lyons Club and the Good Will. Recyclables will be collected at the event. She also advised that the "Townwide Yardsale" will also be conducted that day.

Ms. Gabrielle Pullia and Ms. Shelly Lucca of the Hammonton High Green Earth Club advised the public that they founded the club in an effort to educate and promote a "Green Lifestyle" and advised of some of the clubs goals for the future.

4. Hearing Ordinance #016-2010 Amend Chapter 267 and Chapter 6  
\*placed in full in the minutes of July 26, 2010

Motion by Councilperson Barberio, seconded by Councilperson Lewis, ordinance 16-2010 be taken up for second reading and public hearing.

No one desired to be heard.

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

ROLL CALL

Councilpersons:

Barberio - Yes

Bertino - Absent

Gribbin - Yes

Lewis - Yes

Pullia - Yes

Rodio - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

COMMITTEE REPORTS

Administration -Councilperson Barberio

Refer Forestry Grant Resolution to New Business

Advised on Town/Atlanticare Alliance Resolution under N.B. to promote health screenings of employees

Business & Industry-Councilperson Gribbin

Referred Amendment to Peddler License to be taken up under New Business

Chamber to host annual golf outing September 15 (Contact Michelle at 561-9080 for information)

Reminded everyone of Cruisin Main Street Event to be held September 10, 2010

Reminded everyone of Hammonton Farmer Market Friday evenings until Sept 24

Welcomed new businesses-Gabrielle & Co. and Hammonton Marshal Arts

Education-Councilperson Bertino

Absent-No Report

Public Works & Transportation-Councilperson Rodio

Defer action items to Engineer report

Reminded residents of Curbside Brush pickup 2<sup>nd</sup> week of month

Advised of addition of 40 yd container at convenience station for those residents to dispose of brush as well

Advised of 8 new bins at convenience station to dispose of electronics at no cost (will accept tv's in January)

Defer Airport report to Councilman Pullia

Law & Order-Mayor DiDonato

Met with Chief to discuss manpower, scheduling, equipment and purchase of K9 dog

Quality of Life – Councilperson Lewis

Advised of Pinelands Brochure commending Hammonton for our innovative downtown planning

Water & Sewer – Councilperson Pullia

Update on Route 54 and 4<sup>th</sup> Street projects

Update on water allocation

Authorize Solicitor Negotiate Lease North and South Hangars

Motion by Councilperson Pullia, seconded by Councilperson Rodio, authorize Solicitor to negotiate leases for Hammonton Airport.

ROLL CALL

Councilpersons:

Barberio - Yes

Bertino - Absent

Gribbin - Yes

Lewis - Yes

Pullia - Yes

Rodio - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

Water Conservation Report for August will be posted on Channel 9

Solicitor encouraged residents to follow water conservation instructions .

Mayor suggested installation of rain gauges so that automatic sprinklers will not go on after a rainfall.

Mr. Bob Vettese also suggested that many people are changing over to drip irrigation.

Ms. Geikta advised that the Hammonton Arts Center just installed rain barrels to collect run off rain water from the roof top to be used to water plants.

ENGINEER REPORT

Authorize Letter NJ DOT

Motion by Councilperson Rodio, seconded by Councilperson Lewis, authorize Engineer to forward letter to NJ DOT concerning Route 54 traffic. Motion carried.

**SEWER & WATER ACTION ITEMS**

1. **Walden Estates Final Utility Extension, 14 Townhome Unit, Block 3707, Lots 3 & 4, Eleventh Street (11-10003.03)**

The Applicant has requested final utility extension approval for the proposed 14 townhouse unit complex located on Eleventh Street. The Applicant has received the approvals from the NJDEP as required. We have reviewed the design plans and approvals with Water and Sewer Superintendents and will also meet the PWTC on Thursday, August 19<sup>th</sup> to review same. If favorably considered, a final utility extension approval will be recommended subject to compliance with the conditions noted in our review letter dated 8/17/10, attached hereto.

Refer to New Business for resolution.

**PUBLIC WORKS ACTION ITEMS**

2. **Old Forks Road, Puerto Rican Association Pump Station, Force Main Design Phase I Proposal (P2010-0410):**

As requested by Council we have prepared a proposal to complete field locations, elevations, design and permitting work, etc. required to receive price quotes to complete the installation of a sanitary sewer grinder pump and force main to service the Puerto Rican Civic Association property designated as Block 1802, Lot 5 on the Town tax map. The cost to complete the work as noted in the proposal is \$4,200. We have attached a copy of our proposal for Council's consideration.

Motion by Councilperson Pullia, seconded by Councilperson Barberio, approve ARH proposal for a total of \$4,200 and issuance of a purchase order for said work.

**ROLL CALL**

Councilpersons:

Barberio - Yes

Bertino - Absent

Gribbin - Yes

Lewis - Yes

Pullia - Yes

Rodio - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

3. **Old Forks Road, Additional R.O.W. Dedication (P2010-0348)**

Some time ago, the Oak Grove Cemetery Association had requested the Town's consideration related to the vacation/dedication of additional R.O.W. to their Association of the grass area that exists between the relocated northwesterly curb line of the Old Forks Road and their cemetery parcel. The Solicitor has been in contact with the representatives from the Cemetery Association related to their request. We have provided a proposal to complete the survey locations, preparation of legal descriptions, etc. as required in order for the Solicitor to provide the deeds and documents for execution and filing. We have attached a copy of our proposal for Council's consideration.

No action taken.

4. **North Street Drainage (ARH #11-06003):**

We met onsite with the property owner, Highway Superintendent and the Public Works Chairman to review the proposed route for the pipe installation. With the exception of a few minor adjustments, the present design plans appeared satisfactory. As requested by the Highway Superintendent, we will provide grade stakes or elevations for construction purposes every fifty (50) feet and at cleanout locations along the pipe route. The grades and offset will aid the Town forces during their pipe installation. We would estimate the cost to complete this task to be \$450.00 which will be billed towards this project budget if acceptable to the Mayor and Council. We will be directed by the Council's recommendation. Lance will check the list of materials required for the project and obtained costs for the supply of the material and equipment. Prior to the start of construction we will meet again onsite with the Highway Department to review the project scope.

No action necessary as funding will be paid from existing purchase order.

**SEWER & WATER INFORMATION ITEMS**

5. **Middle Road Water Well Testing (11-30147)**

We are still waiting for responses to be returned from residents along Middle Road as a result of a letter sent out requesting they express their interest in water main extension to the area. We were recently contacted by Keith Phillips from the Atlantic County Health Department related to the well water test results obtained along section of Middle Road. A meeting will be set up next month with Mr. Phillips, Rocky Richards from the NJDEP Bureau of Well Field Remediation and the PWTC to discuss these test results in further detail. Anyone who has not responded to the Town's letter or completed a test of their well water is encouraged to do so. The resident's response would help the Town, County and State to further evaluate the area in question and assist in seeking a favorable solution.

6. **Ole Hansen Water Service Tap Request, B. 3702, L. 7 – Egg Harbor Road (11-30148):**

As discussed at the PWTC meeting in late July, an approval to allow for the supply of a 2" water service lateral connection to the above noted property was recommended with the following conditions:

- Payment of a connection for 1 EDU (\$1,500)
- The water use for the building be monitored over the next year to ensure the flow does not exceed 600 gpd
- A review escrow fee be established with the Town in an amount equal to \$1,000.
- The Applicant pays the appropriate hookup fee of \$2,093 for a 2" service tap to the Town.

These conditions were also stipulated in our letter dated 7/29/10 to David Goddard of Ole Hansen and Son, Inc. Since the Applicant has complied with conditions 1, 3 & 4 as noted, the Applicant was notified to proceed with making arrangements with the Water Department to complete the 2" water service tap. The CFO will check the water use 1 year after the water lines are installed as stipulated in condition number 2.

7. **First Road Resurfacing, County Route # 688 – Town Utility Installations (ARH #11-30146):**

We met with the PWTC and the Assistant Water Superintendent related to the water extension project within the First Road right-of-way. We also contacted the Atlantic County Engineer's office to check the status of project approvals and timeframe for construction. The County is still looking to complete the First Road resurfacing project during the early fall of 2010.

As discussed with the PWTC, the water main extension improvements at this time will be limited to getting the water main to the southerly side of the roadway within the grass shoulder. This would allow for the future extension of the water main without the need to disturb the paved roadway.

We are in the process of preparing the design plans, details, estimates, etc. in order to apply for the County Roadway Opening Permit. Once obtained, we will prepare the documents for bidding the project. We will keep Council and the PWTC informed of further progress.

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

The project has been progressing in a positive direction since remobilization occurred. However, it should be noted that the Contractor is falling behind the schedule previously submitted. According to the schedule all utility work should be wrapping up this week. It is anticipated another week or so may be needed to finish the utility work. It is believed substantial completion (minus final mill and overlay activities) can still be achieved in September.

An additional item of note, there are storm sewer modifications that will be needed. We have requested pricing from the Contractor, however as of the writing of this report the prices have not been provided. The prices were requested in July. Ultimately, there will be modifications needed in the intersections with Packard Street and School House Lane. Unfortunately, the issue in the School House Lane intersection was unavoidable. There was a buried manhole that was discovered, which could not be saved during the installation of the sanitary sewer line. We are currently reevaluating the storm system in this intersection. There will be a need to replace the structure and a portion of the pipe. Once we receive the prices previously requested we can properly address the issue with the PWTC along with Mayor and Council.

9. **Moss Mill Road/White Horse Pike Utility Extension (ARH #11-50124):**  
*As previously reported;* the project construction is complete. We are currently working with the Contractor to closeout their Contract with the Town. Once complete we will assist with seeking reimbursement from Atlantic County pursuant to the agreement signed with the County, along with the use of the funds deposited with the Town by 21<sup>st</sup> Century Oncology related to sidewalk improvements. *Since the last reporting period;* we have received a maintenance bond and the final quantities change order from the Contractor. We still need their request for final payment. Once received, we will submit all information to the Town for processing. It should be noted the final quantities change order results in a decrease from the original contract price.
10. **Boyer Avenue Land Application Site – Drip Irrigation/Beneficial Reuse #11-50127):**  
 Optimization Report ~  
 A meeting is scheduled with the PWTC on Thursday, August 19, 2010 to review the elements scheduled for implementation. ARH, Omni and the Superintendent have previously met to outline the items for discussion. The results of the drip irrigation (favorable to date) and max trench loading (also very favorable to date) will be the focal point of the discussion as well as additional proposals to perform the next steps.
11. **Water Allocation (ARH #11-30088):**  
 Major Modification Application:  
 Another extension has been requested of the Pinelands since we have issues with the conditions set forth in the staff's approval report. The response to the Pinelands ties into the discussion that we will have with the PWTC referenced above.  
  
Future Well:  
 No additional activity on securing a new well site has transpired from the last report.
12. **Pine, Basin & Oak Road Water Main Extension, Well Contamination (ARH #11-30138):**  
 Only approximately 6 residents with contaminated wells have responded to the second round of letters issued during June. We will need to follow-up with telephone calls or site visits to finalize this matter. As mentioned we believe that PWTC will be addressing the financing of this project in the upcoming months following additional progress on Route 54 and 4th Street, two major projects currently underway. Pending items that still remain include:
- ~ A formal submission to the Spillfund Program to obtain approval of the design plans and scope following response from the residents.
  - ~ Solicitor to finalize the agreements with the Torissi's and Adamucci's related to use of their agricultural wells.

**PUBLIC WORKS INFORMATION ITEMS**

13. **2011 – Municipal Aid Program (ARH# 10-0350)**  
 The applications, as requested by the Town, to be filed with the State have been completed and submitted for review. Later this year, the Town officials may want to make inquiries with the State and their local legislatures regarding the review and hopefully approval consideration related to the various projects.
14. **Hammonton Lake Lowering Permit (11-90016.05)**  
 As authorized by Council, we have prepared the required documents to request the Lake Lowering Permit from the appropriate State agencies. We will also be gathering the data and establishing the elevations at

the concrete dam structure as authorized. We will keep the Town and Lake Water Quality Committee updated as the project progresses further.

15. **Boyer Avenue Recreation - Phase III (ARH #11-75003):** - *(no status change)*  
As previously authorized our office is preparing to discuss the Town's funding options with the Green Acres Program. Additionally, we will refocus our current efforts to continue with the diversion of the Eleventh Street property from the Recreation and Open Space Inventory. Once we have an opportunity to revisit the files on this issue, we will discuss the next option with the appropriate Committee.
16. **Fourth Street Reconstruction (11-40034):**  
A majority of the utility work on this project is complete. The Contractor has completed a majority of the water system upgrades, should be finishing the sanitary sewer this week and will be moving on to the storm sewer improvements shortly thereafter. It is anticipated they will bring in a concrete crew within the next week or so. Barring any unforeseen issues a good portion of the project should be complete prior to the start of the school year.
17. **Egg Harbor Road Parking Lot (11-40029):**  
As previously reported we received a review letter from the Pinelands Commission. There are a number of issues that will need to be addressed. One of the issues relates to the need for a Cultural Resource Survey. We have obtained price quotes to complete this work, and will provide and discuss same with the PWTC before bringing it to the Town for consideration. We are reviewing the other issues in the Pinelands review letter and may need to discuss in detail with the PWTC before bringing it to the full Council for consideration.
18. **Pratt Street, Cedar Branch Stream Drainage Easements (ARH #11-06002.03):**  
The Town Solicitor has sent out the Agreement to each of the property owners along the drainage corridor for signature. The Solicitor will provide an update to Council related to status of same. Once all right-of-entry agreements are executed and filed by the Solicitor, the NJDOT will be notified to proceed with the permit requests for stream cleaning.
19. **2010 Roadway Resurfacing Program (ARH #11-40040):**  
We will be meeting with the PWTC within the next month to once again discuss the various processes, costs, road list, etc. and provide a recommendation to Council for consideration later this year. This work should be completed in the early fall before the weather and roadway surface gets too cold to allow for proper application.
20. **ACIA 2009 Funding Request (ARH #11-40038):**  
We will need to further discuss with the PWTC what projects they may want to consider associated with the use of ACIA funds.
21. **Atlantic County Open Space Trust Funds – Rounds 6, 7 & 8 (ARH #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 #6, #7 & #8 funding. The Solicitor will update the Council on this matter.  
  
We will prepare a proposal for Council's consideration to complete the work required to proceed with the next step for the properties associated with the Resolution adopted by Council last meeting.
22. **Second Road - Berenato and Cioffi Property (ARH #11-01083):**  
ARH has completed only the tasks as originally approved by Mayor and Council associated with the above noted property. Henry Weigel from our office has been in contact with the Solicitor related to what would be required by way of further site investigation. Henry has prepared a memo and cost estimate related to

the remaining tasks or investigations that will be required for the site which will need to be reviewed by the PWTC.

**23. Hammonton Lake Park (11-90028): - (no status change)**

*Phase II – Planning & Design:*

It has been expressed that a basin is not desired in the picnic 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. This proposal has been started, however our concentration has been on closing out phase I prior to moving into phase II. Efforts on Phase I are complete, we will discuss with the applicable committee the desired changes to the plan for Phase II. Once the modifications are defined we will provide a proposal for the Town's consideration

**SOLICITOR REPORT**

**#R083-2010 Award Bid Lease Lincoln Street Water Tower (considered here due to attendee)**

#R 83 -2010

WHEREAS, there has been advertised for bid a telecommunications lease for the Town of Hammonton Lincoln Street Water Tower as required by the Public Contracts Law of the State of New Jersey; and

WHEREAS, the bid opening was held at Town Hall on 8/5/10 as advertised; and

WHEREAS, MetroPCS PA LLC is the only bidder who submitted a conforming bid to meet the Town's requirements at \$1,500.00 per month lease fee;

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 bid for the telecommunication lease for the Lincoln Street Water Tower is awarded to MetroPCS PA LLC.

Motion by Councilperson Gribbin, seconded by Councilperson Lewis, resolution 83 be adopted.

**ROLL CALL**

Councilpersons:

Barberio - Yes

Bertino - Absent

Gribbin - Yes

Lewis - Yes

Pullia - Yes

Rodio - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

**Authorize Mayor to sign Hold Harmless – County Parking Lot**

Motion by Councilperson Barberio, seconded by Councilperson Gribbin, authorize Mayor to sign Hold Harmless for use of county parking lot for Green Day Event. Motion carried.

**Report on Pulte meeting with various officials and plan**

**Update on Cedar Branch Stream cleaning**

**Advise of repeal of flag lot and sidewalk/curb ordinance**

Landlord Registration Ordinance Updates

Mayor appointed Councilmen Pullia, Barberio and himself to committee to meet with Solicitor and John Warren concerning updating landlord registration ordinance.

Hawker Peddler Ordinance Amendment Under New Business

Update on Former Town Landfill – Second Road

Forestry Grant Resolution Under New Business

Authorize Hire Professional – Kramer Tax Appeal

Motion by Councilperson Gribbin, seconded by Councilperson Barberio, authorize hiring of Lee Romm as expert to handle Kramer tax appeal at a cost not to exceed \$3500 to Legal OE.

Solicitor noted he is negotiating a lower price with Lee Romm.

ROLL CALL

Councilpersons:

Barberio - Yes

Bertino - Absent

Gribbin - Yes

Lewis - Yes

Pullia - Yes

Rodio - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

Authorize Clerk to Schedule Special Meeting September 13 at 5:30 p.m. (COAH, Stockton, Royce Run)

Advised of Tax Abatement Ordinance Expiration and Renewal due Spring 2011

Mayor referred to Administration committee for review

Admission Tax Abatement Block 4104 Lot 16

Motion by Councilperson Barberio, seconded by Councilperson Gribbin, authorize Block 4104, Lot 16 into tax abatement program.

ROLL CALL

Councilpersons:

Barberio - Yes

Bertino - Absent

Gribbin - Yes

Lewis - Yes

Pullia - Yes

Rodio - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

MAYOR REPORT

“Thank You and Welcome Home” 177th and John Amendolia

Reminded Residents to call 567-4300 x 300 for street light problems & give pole # and location

TOWN CLERK/ADMINISTRATOR REPORT

1. Report Airport Runway 321 Rehab Bid Results Received July 28, 2010  
Arawak Paving, Hammonton, NJ \$565,000.00  
Glasgow Inc., Glenside, PA \$613,243.67
2. Authorize Acceptance of FAA Grant for Airport Runway 321 Project \$649,685.00
3. Appoint Dean Humphries Sr. Public Safety Telecommunicator effect 9/1/10 with no pay increase
4. Approve Tim Kelly new member Fire Co. 2 (Police & Fire Chief approved)

Motion by Councilperson Rodio, seconded by Councilperson Pullia, approve Town Clerk items 2-4.

ROLL CALL

Councilpersons:

Barberio - Yes

Bertino - Absent

Gribbin - Yes

Lewis - Yes

Pullia - Yes

Rodio - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

APPROVE BILLS & PURCHASE ORDERS

Motion by Councilperson Barberio , seconded by Councilperson Lewis, the bill list and requisitions for purchase orders be approved.

ROLL CALL

Councilpersons:

Barberio - Yes

Bertino - Absent

Gribbin - Yes

Lewis - Yes

Pullia - Yes

Rodio – Yes (recused on White Star bill only)

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

NEW BUSINESS

Ordinance #017-2010 Bond Ordinance Airport Runway Project Grant (attached)

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

Councilman Pullia thanked Congressman LoBiondo for aiding in Hammonton receiving the grant to authorize this bid.

ROLL CALL

Councilpersons:

Barberio - Yes

Bertino - Absent

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

Mayor DiDonato declared the motion carried.

Ordinance #018-2010 Amend Chapter 204-18F Peddlers

Ordinance # 18 -2010

AN ORDINANCE AMENDING CHAPTER 204-18F  
PEDDLERS, SOLICITORS AND TRANSIENTS MERCHANTS

BE IT RESOLVED by the Mayor and Council of the Town of Hammonton, County of Atlantic, State of New Jersey, that Chapter 204-18F be amended by adding the following to this paragraph:

The applicant shall also certify that: (1) no merchandise being sold violates or otherwise infringes on any trademark, copyright or official licensing rights of any other individual or entity and (2) that the peddler, hawker, vendor, solicitor and/or canvasser engaging in the sale of trademarked, copyrighted and/or licensed merchandise shall present at the time of application and maintain at the location of sale satisfactory written proof that it is an authorized seller of the merchandise and/or that it has purchased the merchandise from a licensed vendor.

BE IT FURTHER RESOLVED that all ordinances or parts of ordinances inconsistent herewith are hereby repealed; and

BE IT FURTHER RESOLVED if any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions thereof; and

BE IT FURTHER RESOLVED this ordinance shall take effect after second reading and publication as required by law.

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

ROLL CALL

Councilpersons:  
Barberio - Yes  
Bertino - Absent  
Gribbin - Yes  
Lewis - Yes  
Pullia - Yes  
Rodio - Yes  
Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

Ordinance #019-2010 Repeal Ordinance 10-2010

ORDINANCE # 19-2010

AN ORDINANCE REPEALING ORDINANCE 10-2010

WHEREAS, upon review it has been determined by the Town Solicitor that insufficient notice of Ordinance 10-2010 was provided to the Atlantic County Department of Planning and the adjoining municipalities per law;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE TOWN OF HAMMONTON, that Ordinance 10-2010 is hereby repealed.

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

ROLL CALL

Councilpersons:

Barberio - Yes

Bertino - Absent

Gribbin - Yes

Lewis - Yes

Pullia - Yes

Rodio - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

Ordinance #020-2010 Repeal Ordinance 9-2010

ORDINANCE # 20-2010

AN ORDINANCE REPEALING ORDINANCE 9-2010

WHEREAS, upon review it has been determined by the Town Solicitor that insufficient notice of Ordinance 9-2010 was provided to the Atlantic County Department of Planning and adjoining municipalities per law;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE TOWN OF HAMMONTON, that Ordinance 9-2010 is hereby repealed.

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

ROLL CALL

Councilpersons:

Barberio - Yes

Bertino - Absent

Gribbin - Yes

Lewis - Yes

Pullia - Yes

Rodio - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

RESOLUTIONS

#R080-2010 Tax Resolution

#R 80-2010

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
4601-26	Allan Little Ex.	43 N. WHP	36,860.30	Tax	Refund 2008-2009 County jdg	Rosie
2804-2	TOH	104 S. Egg Harbor	2,870.35	Tax	Cancel-Owned by Town	Rosie
2803-18	Ruberton	111 Vine St.	530.00	Tax	Town uses property	Rosie

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

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

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

#R081-2010 Green Day Festival & Bicycle Parade

RESOLUTION # 81-2010

RESOLUTION AUTHORIZING AND ENDORSING  
HAMMONTON GREEN DAY FESTIVAL AND 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 Hammonton Green Day Festival and Bicycle Parade to take place September 19, 2010 as follows:

Bicycle's to meet at 328 Vine Street (St. Joseph School) at 12:00 noon  
Close Vine Street and School House Lane between Third and Bellevue from 12:00-4:00 p.m.

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

#R082-2010 Renew JIF Membership

#R 82-2010

RESOLUTION FOR RENEWAL OF MEMBERSHIP IN THE

ATLANTIC COUNTY MUNICIPAL JOINT INSURANCE FUND

WHEREAS, the Town of Hammonton is a member of the Atlantic County Joint Insurance Fund (hereinafter the "FUND"); and

WHEREAS, said membership terminates as of January 1, 2011 unless earlier renewed by agreement between the municipality and the FUND; and

WHEREAS, the Town of Hammonton desires to renew said membership;

NOW THEREFORE, be it resolved as follows:

1. The Mayor and Council of the Town of Hammonton agrees to renew its membership in the FUND and to be subject to the Bylaws, Rules and Regulations, coverages, and operating procedures thereof as presently existing or as modified from time to time by lawful act of the FUND.
2. Susanne Oddo, Fund Commissioner, shall be and hereby is authorized to execute the "Agreement to Renew Membership" annexed hereto and made a part hereof and to deliver same to the FUND evidencing the Town of Hammonton's intention to renew its membership.

#R083-2010 Award Lease Lincoln Street Water Tower  
previously approved under solicitor report

#R084-2010 Support Partnership with Atlantic Care Health Engagement

Resolution #084-2010

A RESOLUTION IN SUPPORT OF A PARTNERSHIP  
WITH ATLANTIC CARE DIVISION OF HEALTH AND WELLNESS

Whereas, research indicates that employees who participate in Health and Wellness activities live healthier lives, have fewer lost-time work days and have fewer and less severe medical consequences, if they are injured at home or at work, and

Whereas, Atlanticare Health Engagement has proposed a Municipal Alliance between the Town of Hammonton and Atlanticare Health Engagement to jointly offer Health and Wellness activities to the employees of the Town of Hammonton, and

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Town of Hammonton supports a Municipal Alliance for Health and Wellness and encourages all employees to participate in the activities to be provided.

#R085-2010 Award Bid Airport Runway 321 Project

RESOLUTION # 85 -2010  
RESOLUTION AWARDING BID FOR AIRPORT RUNWAY 321 PROJECT

WHEREAS, July 28, 2010 was the public bid opening for the airport runway 321 project; and

WHEREAS, the low bid for completion of improvements was received from Arawak Paving, Hammonton, NJ for a total bid amount of \$ 565,000.00; and

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Town of Hammonton, County of Atlantic, State of New Jersey that an award for the Airport Runway 321 improvements be awarded to Arawak Paving in the amount of \$ 565,000.00.

#R086-2010 Final Approval Walden Investors

RESOLUTION #086-2010  
RESOLUTION GRANTING FINAL APPROVAL  
TO WALDEN INVESTORS, PC  
FOR EXTENSION OF SANITARY SEWER AND PUBLIC WATER TO SERVICE THE PROPOSED FOURTEEN  
UNIT TOWNHOUSE PROJECT

WHEREAS, Walden Investors, P.C. from Berlin, NJ, has made application to the Town of Hammonton for onsite sanitary sewer and public water main extensions for a project located within Lot 3 & 4 in Block 3707, as noted on the Tax Map of the Town of Hammonton; and

WHEREAS, the proposed project consists of the construction of approximately 625± linear feet of 8" PVC, sanitary sewer main, along with 640+/- linear feet of 8" cement lined ductile iron water main within the proposed roadway noted as Judy's Court in order to service the proposed 14 unit townhouse complex, and

WHEREAS, the Town of Hammonton Planning Board has granted preliminary and final major subdivision approval for the proposed 14 unit townhouse project subject to compliance with a number of conditions noted at their meetings held on August 19, 2009 (preliminary approval) and November 18, 2009 (final approval); and

WHEREAS, the design consultant for Walden Investor's, P.C. has made application to the Town of Hammonton for final utility approval consideration from the Mayor and Town Council for the proposed onsite sanitary sewer extension and public water improvements required by the proposed 14 unit townhouse project as noted on the design plans, specifications, reports and applicable Town and NJDEP forms; and

WHEREAS, the applicant has obtained the necessary approvals from other outside reviewing agencies as noted in the Planning Board's conditions of approval and the preliminary utility approval granted by the Mayor and Council as stipulated within Resolution #056 passed on May 24, 2010; and

WHEREAS, the design information, plans and related documents have been reviewed by the Town Engineer, along with the Sewer and Water Superintendent's and Town's Public Works and Transportation Committee (PWTC); and

WHEREAS, the PWTC recommends final approval of the design plans and related documents to allow for the extension of public sanitary sewer and water to service the project site subject to compliance with the items noted in the Engineer's Report dated August 17, 2010; and

WHEREAS, the proposed onsite sanitary sewer and water extension for the project remains consistent with the Town's Utility Master Plan; and

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Town of Hammonton of the County of Atlantic, State of New Jersey that the Mayor and appropriate Town officials and personnel are hereby authorized to sign the approved construction plans for the proposed onsite sanitary sewer and public water extension improvements to allow for the construction of the proposed 14 unit townhouse complex subject to compliance with items noted in the ARH report dated 8/17/10 and that payment of all applicable connection, inspection, escrow fees, bonds, certificates of insurance, etc. be posted with the Town prior to the start of any onsite sanitary sewer or public water installation.

#R087-2010 Authorize Forestry Grant Application

RESOLUTION # 87-2010

RESOLUTION AUTHORIZING AND ENDORSING  
NJ DEP FORESTRY GRANT

WHEREAS, the Mayor and Council of the Town of Hammonton desires to further the public interest by obtaining a grant from the State of New Jersey to fund the following projects:

1. Employee training on tree removal
2. Funding for tree removal

THEREFORE, the Mayor and Council of the Town of Hammonton resolves that the Hammonton Environmental Commission is authorized to make application for such a grant and, if awarded, to execute a grant agreement with the State for the grant.

BE IT FURTHER RESOLVED the Grantee authorizes and agrees to comply with all applicable Federal, State and Municipal Laws, Rules and Regulations in its performance pursuant to the agreement.

Motion by Councilperson Lewis , seconded by Councilperson Barberio, resolutions 80-87 be approved (excluding 83 which was taken up under Solicitor report).

ROLL CALL

Councilpersons:

Barberio - Yes

Bertino - Absent

Gribbin - Yes

Lewis - Yes

Pullia – Yes (Recuse on 82 JIF resolution only)

Rodio - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

PUBLIC HEARD

Mark Santora – Old Forks Road

Mr. Santora requested the Deputy Clerk pass around 5 documents for Mayor and Council to follow as he once again brought to their attention the letter he feels promised his father, mother and himself that they would be given free town sewer extension due to Pulte Development.

Mr. Bob Vettese once again advised Mr. Santora that the letter was not a promise of sewer extension but a letter of inquiry and sewer extension was discussed in committee but decided against due to the necessity and cost of a pump station in this area.

Mr. Santora disagreed with Mr. Vettese.

Mr. Santora then stated his mother is reluctant to attend private on-site Pulte meetings as they feel it's better to have all discussion and decisions made publicly.

Mayor DiDonato summarized the events, discussions and decisions made at the recent on-site Pulte meeting so that Mr. Santora would feel comfortable that it was said on camera.

A discussion between Mr. Santora and Mayor and Council was held at which time Mrs. Santora, his mother, stood up at the podium and stated that she believes she will never see a resolution to the Pulte drainage and other problems. She and her son then left the room.

MEETING ADJOURNED

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

April Boyer Maimone, Deputy Clerk