

Agenda Regular Meeting of Mayor and Council – November 21, 2016  
Town Hall Council Chambers, 100 Central Avenue  
Executive Session 6:00 P.M.  
Public Session 7:00 P.M.

MEETING CALLED TO ORDER

ATTENDANCE ROLL CALL

Councilman:

Furgione -  
Giralo -  
Gribbin -  
Pullia -  
Rodio -  
Torrissi -  
Mayor DiDonato -

PRESENT ALSO

Michael Malinsky, Town Solicitor  
Jerry Barberio, PWM/Business Administrator

Executive Session #R150-2016

RESUME REGULAR MEETING-ROLL CALL

Councilman:

Furgione -  
Giralo -  
Gribbin -  
Pullia -  
Rodio -  
Torrissi -  
Mayor DiDonato -

PRESENT ALSO

Michael Malinsky, Town Solicitor  
Bob Vettese of ARH, Town Engineer  
Jerry Barberio, PWM/Business Administrator

PUBLIC NOTICE

Notice of this meeting has been posted and given to official newspapers. Please familiarize yourselves with the fire exits to the right and rear of the Council Chambers. Please do not proceed beyond the front benches without invitation from the Mayor to do so. Also, each person who wishes to address Council will be allotted 5 minutes.

PLEDGE OF ALLEGIANCE

PUBLIC HEARD FOR AGENDA ACTION ITEMS

APPROVAL OF MINUTES

Executive Session – October 24, 2016  
Regular Meeting – October 24, 2016  
2<sup>nd</sup> Executive Session – October 24, 2016

DISPENSE WITH REGULAR ORDER OF BUSINESS

1.Hearing Ordinance 21-2016 Amend Chapter 271 Vehicles & Traffic

ORDINANCE #021 - 2016  
AN ORDINANCE AMENDING CHAPTER 271 VEHICLES AND TRAFFIC,  
ARTICLE III SPECIAL PURPOSE PARKING ZONES,  
OF THE CODE OF  
THE TOWN OF HAMMONTON

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

**SECTION 271-18.2 Safe Zone Parking IS ADDED to read as follows:**

There shall be designated 2 parking places at the Parking Lot located on the corner of Vine Street and Central Avenue across the street from the Town Hall Municipal Building designated as Safe Zone Parking Places. The parking places will be restricted to 15 minute parking for divorced/separated parents who need to meet and exchange their children per their individual custody contracts.

**BE IT FURTHER ORDAINED.** All Ordinances or parts of Ordinances inconsistent with the provisions of this Ordinance are repealed to the extent of the inconsistency.

**BE IT FURTHER ORDAINED.** If any section, sentence, or other part of this Ordinance is adjudged unconstitutional or invalid, that judgment shall not affect, impair, or invalidate the remainder of this Ordinance, but shall be limited in its effect to the specific section, sentence or other part of this Ordinance directly involved in the controversy in which the judgment shall have been rendered.

**BE IT FURTHER ORDAINED.** This Ordinance shall take effect immediately upon final adoption and publication as required by law.

2.Hearing Ordinance 22-2016 Reappropriation Bond Ordinance Change of Use

Ordinance #022-2016

ORDINANCE REAPPROPRIATING \$107,726.73 PROCEEDS OF OBLIGATIONS NOT NEEDED FOR THEIR ORIGINAL PURPOSES IN ORDER TO PROVIDE FOR THE PURCHASE OF EQUIPMENT AND TRUCKS AND IMPROVEMENTS TO TOWN-OWNED BUILDINGS IN AND BY THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC, NEW JERSEY

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

Section 1. Pursuant to N.J.S.A. 40A:2-39, it is hereby determined that \$107,726.73 of the proceeds of obligations originally made available pursuant to the following bond ordinances of the Town of Hammonton, in the County of Atlantic, New Jersey (the "Town") are no longer necessary for the purposes for which the obligations previously were authorized:

<u>Ordinance Number</u>	<u>Improvement Description and Date of Adoption</u>	<u>Amount to Be Reappropriated</u>
21-2012	Certain engineering, legal, and environmental costs associated with the signing of a power purchase agreement with Hudson Energy Solar Corp., dated as of May 30, 2012, finally adopted 4/27/2012	\$31,586.82
14-2014	Lakeview Drive storm sewer and roadway improvements, finally adopted 6/2/2014	\$27,004.00
10-2015	Acquisition of airplane/helicopter hangar located at Hammonton Airport, finally adopted 7/13/2015	\$38,740.91
12-2015 (Section 3(b))	Purchase of hot box for patch, finally adopted 8/10/2015	\$603.00
12-2015 (Section 3(c))	Purchase of a plow truck, finally adopted 8/10/2015	\$9,792.00

Section 2. The \$107,726.73 proceeds described in Section 1 and made available pursuant to N.J.S.A. 40A:2-39 are hereby reappropriated to provide for the following purposes:

<u>Improvement Description</u>	<u>Amount</u>
Purchase of equipment and 4x4 trucks with all accessories and additional equipment needed for plowing, and plow set-up for truck	\$65,000.00
Improvements to Town-owned buildings including, but not limited to, roofing, paving, installation of sidewalks, hangar improvements, acquisition of generators, structural improvements and electrical upgrades	\$42,726.73

Section 3. The Town hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Town is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 4. This ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

**COMMITTEE REPORTS**

Administration - Councilman Torrissi

Business & Industry - Councilman Gribbin

Education - Councilman Giraldo

Quality of Life - Councilman Pullia

Public Works & Transportation - Councilman Rodio

Law & Order - Mayor DiDonato

Water & Sewer - Councilman Furgione

**ENGINEER REPORT**

**SEWER & WATER ACTION ITEMS:**

**1. Valley Avenue Utility Replacement (ARH #11-30159):**

Construction is progressing on the Valley Avenue project. The 24-inch sanitary sewer main has been installed from Broadway through the intersection with Peach Street (base bid is 100% complete and alternate A is approximately 25% complete). The existing sanitary sewer main has been video inspected and is being decommissioned. The water main work has restarted, and is being installed from the Hammonton Arms Apartments towards Grape Street. The utility work has been completed in the Valley Avenue and Broadway intersection. Concrete curb, driveway aprons, and sidewalk has been constructed between Broadway and the Apartments, and the Contractor will continue towards Grape Street with the concrete work. The Contractor is also preparing for the reconstruction of the roadway where the concrete work is finished.

Mathis Construction requested and additional 45 days to complete the project. A meeting was held on November 2, 2016 to discuss the request. Mathis was granted additional time, and has committed to have all construction work complete, with the exception of the final road surface course, by December 23, 2016. The final road surface course will be applied in early Spring 2017.

The NJDEP has confirmed that the NJEIT loan can cover the cost to provide uniformed police officers to assist with traffic control, which can be reimbursed through the Administrative and/or Contingency line items. We are still awaiting the final loan numbers from the NJEIT.

The Contractor has submitted twenty-one (28) Change Order requests to date. Our office is working with Councilman Furgione to settle as many claims as possible. At the time of this meeting, we have accepted 10 of the 28 claims. We have prepared and submitted Change Order #1, which represents an increase to

the Contract value in the amount of \$18,201.43 and an increase in the Contract time period of 29 calendar days. We have submitted the Contractor's fourth Request for Payment in the amount of \$251,391.45.

We note that as a result of Change Order #1, the new completion date is December 23, 2016.

**Action Requested:**

Approval of the fourth payment request to Mathis Construction Co. Inc., for work completed to date as noted above in the amount of \$251,391.45. Approval of the Change Order #1 in the amount of \$18,201.43 and 29 calendar days.

**PUBLIC WORKS INFORMATION ITEMS:**

2. **Roadway Opening Permit #71 ~ 312 Pine Road (ARH #11-45016.71):**

We have reviewed this request for a Roadway Opening Permit for a gas service installation with the PWTC. The applicant is requesting a waiver from the roadway opening moratorium to complete a 4' x 4' opening along the edge of pavement on the easterly side of the roadway. A moratorium for opening remains in effect until November of 2017. Therefore, we will send a letter related to the denial for roadway opening. The applicant could reapply once the moratorium is over.

3. **14th Street Roadway Improvements (ARH #11-40050):**

At the last Council Meeting the Town accepted the project and it was officially closed out with the Contractor. Our office will work with the Town to compile and submit all the required NJDOT closeout documents so the Town can receive final reimbursement.

4. **Octagon Oil Property – Central Avenue & Vine Street (ARH #11-01060):**

As a result of the Council's authorization, we've completed the following tasks:

- Henry Weigel was retained as the LSRP for the case on August 30th.
- The existing groundwater monitoring well was sampled on September 1st.
- The Public Notification sign was posted on September 26th.
- The initial Receptor Evaluation was prepared/ submitted on October 11th.

The data from the September 2016 groundwater sampling event indicated a total BTEX concentration of 2,446 parts per billion (ppb), down almost 32% from the previous sampling event in April 2010 where the total BTEX concentration was 3,592 ppb. The continuing trend of decreasing contaminant concentrations further supports the Town's desire to effectuate monitored natural attenuation (MNA) as the preferred remedial option at the site over active remediation. Since this administrative approach will require additional work to get NJDEP to review/ approve it as the sole long-term solution, ARH will prepare a proposal to complete the required work for the Town's consideration at an upcoming meeting.

5. **Weymouth Road Drainage (ARH #11-06007) No Status Change:**

Comments related to modifications of the drainage easement documents were provided by the County which were forwarded to the conflict Town Solicitor for review. If deemed acceptable, the documents should be modified, sent back to the County for approval, signed by the property owners and filed. We will check with the Solicitor related to the status of same.

6. **Hammonton Bike Path Extension (ARH #11-40052): No Status Change**

Our office has received approval from the Pinelands for this project. On October 13, 2016 our office provided revised plans to Cape Atlantic SCD in support of our SCD permit. Their approval was just received. As requested, we will need to review the project scope and available funding with the Town prior to submission to the NJDOT for authorization to bid.

**SEWER AND WATER INFORMATION ITEMS:**

7. **Improvement Project At The Hammonton Wastewater Treatment Plant/Water Department Site Pressurization Tank (ARH# 11-30163.06):**  
We forwarded the Purchase Order to Gayle Corporation of Malvern, PA notifying them of the project award. We will review the project shop drawings once submitted for compliance with the specifications. If approved, we will set up a meeting with the contractor, MUD Superintendent and Utility Committee Chairman.
8. **Well #4 Screen Replacement (ARH #11-30165):**  
We sent the project Purchase Order to AC Schultes from Woodbury Heights, NJ. They are in the process of obtaining the required permits and supply of project shop drawings. Once that is obtained and the shop drawings approved, we will arrange for a pre-construction meeting with the contractor, MUD Superintendent and the Utility Committee Chairman.
9. **NJDOT Transportation Alternatives Program (TAP) 2016 (ARH #11-40056.16):**  
As authorized, ARH has completed the SAGE application, estimates, reports and letters of support for the Transportation Alternatives Program (TAP) 2016 for the North Street (east side only) curb and sidewalk installation between Third Street and Fourth Street. The submission was sent to the NJDOT offices on Thursday, November 10, 2016 for review. The construction cost estimate is \$168,720.00. The request for funding consideration is \$199,089.60.
10. **Pleasant Mills Road 3 Bay Garage Replacement (ARH #11-30163.01):**  
We will be scheduling a pre-construction conference with the contractor, MUD Superintendent and the Utility Committee Chairman. A Notice to Proceed was issued to the contractor dated 11/14/16. That puts the completion date at 5/13/17.
11. **2 Bay Garage/Filter Building Boyer Avenue (ARH #11-30165.01):**  
We received the Pinelands Commission Approval letter for the project. We are now in the process of finalizing the construction and bid documents as authorized by Council. Once completed, we will review with the MUD Superintendent and the PWTC before proceeding to bid.
12. **LTCWMP Report I&I (ARH #11-50142): No Status Change**  
We provided a general outline of topics that should be addressed by Council in their response letter to the Pinelands Commission associated with amendments to the Pinelands approval, Resolution and agreement with the Town for the Long Term Comprehensive Waste Water Management Plan (LTCWMP) and the Infiltration and Inflow (I&I) Study. The Town agreed that this response would be submitted by the end of the summer. Should the Town need any assistance from ARH on this matter, let us know.
13. **Pratt, Packard, Grape & Second Street Utility Replacement (ARH #11-40046):**  
A meeting occurred on August 9, 2016 with the Contractor and our office to discuss the claims item by item. Our office would recommend that the results of this meeting be discussed with Council and the Town Solicitor in a closed session, in order to finalize and close-out this project as soon as possible. The contractor has forwarded the Town a certified letter requesting a response on finalizing the project.
14. **Lincoln Avenue Chemical Building Relocation (ARH #11-30155.05): No Status Change**  
The Contractor, TKT, has completed the major work at the Lincoln Avenue Water Department site only punchlist items remain. The wells can be operated on an emergency basis if needed.
15. **Lincoln Avenue Water Department Building Replacement & Communication Equipment Improvements (ARH #11-30155.05): No Status Change**  
The communications contractor has completed his work with the exception of a few minor items which he is working on with Anthony DeCicco. A final payment invoice will be submitted for payment at an upcoming meeting for project close-out.
16. **White Horse Pike/Cedar Branch Stream Water Main Replacement (ARH #11-30161) No Status Change:**

The legal descriptions were forwarded to the former Solicitor for preparation of the required deeds to be sent to the affected property owner of Block 4601, Lot 29. Once the deed of easement is executed we could finalize the design plans and specifications for the receipt of price quotes. The information related to this project was forwarded to the present Town Solicitor. We will discuss the status of same with the Solicitor.

**17. SJ Gas Company Lincoln Site Remediation (ARH #11-30155.07):**

The remediation contractor for South Jersey Gas Company has been on-site completing various improvements as noted in their weekly update memos to Council of their work progress.

SOLICITOR REPORT

MAYOR REPORT

PWM/BUSINESS ADMINISTRATOR REPORT

TOWN CLERK REPORT

1. Authorize PO Louis Barbone to represent Officer Rigby not to exceed \$2000
2. Authorize renewal VSP with rate decrease as noted below (no change to coverage):

	<u>Single</u>	<u>H/W</u>	<u>P/C</u>	<u>Family</u>
Current Rates	11.66	18.65	19.04	30.70
Renewal Rates	11.33	18.13	18.51	29.85

3. Approve Rt. 54 Agreement and Payments.

APPROVE BILL LIST & PURCHASE ORDERS for November 2016

NEW BUSINESS

RESOLUTIONS

#R151-2016 Authorize Our Lady of Guadalupe Spanish Procession and Road Closure

RESOLUTION # 151 -2016  
RESOLUTION AUTHORIZING AND ENDORSING THE ANNUAL  
"OUR LADY OF GUADALUPE SPANISH COMMUNITY PROCESSION"

WHEREAS, St. Mary of Mt. Carmel continues to promote the Town of Hammonton with their annual "Our Lady of Guadalupe Spanish Community Procession"; and

WHEREAS, Mayor and Council has and continues to support the efforts of St. Mary of Mt. Carmel; and

WHEREAS, **December 11, 2016 at 12:30 p.m.** is the scheduled date for the Spanish Community Our Lady of Guadalupe Procession; and

WHEREAS, St. Mary of Mt. Carmel has requested assistance of the Town of Hammonton Police Department for this scheduled event and closure of the following streets in the Town of Hammonton:

**Procession begins on Third Street at St. Mary of Mt. Carmel**

**To French Street**

**To Second Street**

**To Pleasant Street**

**To Tilton Street**

**To French Street and back to church**

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC AND STATE OF NEW JERSEY, that the Town of Hammonton authorize "Our Lady of Guadalupe Spanish Community Procession."

#R152-2016 Authorize Various Refunds

# R152 - 2016

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

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

Louis Tedeschi	Rental Registration	\$50.00
Anthony Pagano	Rental Registration	\$50.00
Sun Run	Permit Fee	\$298.00

#R153-2016 Tax Resolution

#R153-2016

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

B&L	NAME	ADDRESS	AMOUNT	ACCT	REASON	PER
1803-11.25	Fean	13 Alexander Dr.l	1,350.05	Tax	Remove billing tax exempt	Rosie
2415-3	De Francisco	218 Jacobs	242.01	Tax	Refund o/p	Rosie
2104-42	EJT	378 Walnut	872.52	Tax	Refund o/p	Rosie
3716-18.03	Wissert	405 10th	1,203.44	Tax	Refund Reverse Mtg Serv	Rosie

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

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

#R154-2016 Transfer Resolution

PUBLIC HEARD

MEETING ADJOURNED