

Minutes Regular Meeting of Mayor and Council – January 25, 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 – Present
Giralo - Present
Gribbin - Present
Pullia - Present
Rodio – Present
Torrissi – Entered during executive session
Mayor DiDonato - Present

PRESENT ALSO

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

Executive Session #R016-2016

#R 016 -2016

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. Curb and Sidewalk
2. Independent Volunteer Fire Co. vs. the Town of Hammonton
3. Hammonton WWTP vs. NJ DEP
4. Discuss reprimand Highway Equipment Operator Accident

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 Councilman Gribbin, seconded by Councilman Rodio, the resolution is adopted.

ROLL CALL

Councilman:

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

Mayor DiDonato declared the motion carried.

RESUME REGULAR MEETING-ROLL CALL

Councilman:

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

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

Bud Peytnor

Mr. Peytnor thanked Public Works Employees for the fabulous job they did with snow removal.

Jim Donio

Mr. Donio stated he is present to answer questions concerning Special Improvement District.

APPROVAL OF MINUTES

Regular Meeting December 14, 2015
Executive Session December 14, 2015
Re-Organization Meeting January 4, 2016

Motion by Councilman Gribbin, seconded by Councilman Rodio, the minutes are approved.

ROLL CALL

Councilman:

Furgione – Yes
Giralo - Yes (recused on December minutes only)
Gribbin - Yes
Pullia - Yes
Rodio – Yes
Torrissi - Yes
Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

DISPENSE WITH THE REGULAR ORDER OF BUSINESS

Presentation Mitchell McDaniels – Eagle Scout
Presentation Judge Michael Donio

Presentation Coach Sacco - St. Joseph High School

COMMITTEE REPORTS

Administration - Councilman Torrissi

Report on Administration Committee Meeting

Report on Action Item Renewal of Dental and Life Insurance Policies

Business & Industry - Councilman Gribbin

Report on new businesses in Hammonton

Vacationer Magazine and Visit NJ.Org had coverage of Hammonton because of our DMO

Creative Hammonton Conference hosted at St. Joe's

Request Traffic Study Rt. 30 at Dunkin Donuts (referred to Business & Industry Committee)

Education - Councilman Giraldo

Report on Board of Education Matters

Report on Donation of Salary to various organization the first being the Lions Club

Quality of Life - Councilman Pullia

Report on Lake Water Quality Committee

Public Works & Transportation - Councilman Rodio

Thanked PWM and entire Department for their hard work during the recent Snow Event

Defer Public Works report to PWM/BA

Water & Sewer - Councilman Furgione

Defer Action Items to Engineer Report

Report on recent tour of water and wastewater plants

Report on recent water main breaks and thanked the employees for their hard work

ENGINEER REPORT

PUBLIC WORKS ACTION ITEMS:

1. First Road/Chew Road Drainage Improvements Phase I-B (ARH #11-60207 #P2015-0905):

As requested by Council, we have prepared a proposal to complete the various tasks for the next phase of construction at the site. A copy of the ARH proposal dated December 30, 2015 totaling \$6,575.00 is attached for Council's consideration. The Phase I-B construction will include connecting the drainage system on First Road with that recently installed system on Chew Road. It will also include some pipe cleaning, tree clearing, pipe replacement as needed and curb installation. The cost estimate for the proposed construction is \$33,000.00.

Motion by Councilman Rodio, seconded by Councilman Furgione, approve purchase order to ARH in the amount of **\$6,575.00.**

ROLL CALL

Councilman:

Furgione – Yes

Giraldo - Yes

Gribbin - Yes

Pullia - Yes

Rodio – Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

SEWER AND WATER ACTION ITEMS:

2. Improvement Project At The Hammonton Wastewater Treatment Plant Site (P2015.0868):

We met with the Municipal Utilities Department (MUD) Superintendent related to the replacement of the 3 Bay Garage, Office and Storage Area from Lincoln Avenue to the Pleasant Mills Road Site. During that meeting Anthony DeCicco pointed out a few other items that will need to be addressed at this site.

The three projects identified by the superintendent along with budgeting estimates for the three projects are noted below;

1. Construction of Vacuum Truck solids dump station pad and collection vault.	\$36,000.00
2. Replacement of inoperable roof mounted central heating system in Sludge Press Building with wall mounted infra-red gas fired unit heaters.	\$15,000.00
3. Replacement of utility water pressurization system with a modern pressure controlled variable speed pumping system. Eliminating the need for multiple staged pumps (2 of 3 which are presently inoperable) and pressure tank.	\$31,000.00
Project Budget Estimate	\$82,000.00

Engineering services will be required to prepare bid documents and supervise the construction activities for these three projects. Should the Town wish to proceed with these projects, we are requesting a fee of \$4,900.00 to complete the design and bid documents for all three projects and \$5,300.00 to manage the bidding solicitation, contracts, construction management activities and inspection of the work in conjunction with assistance from the MUD Superintendent. We will also use existing information and conceptual designs previously completed where possible to reduce cost for the work required. We may be able to incorporate the construction for Item #3 into the project bid for the for the construction of the 3-bay garage as an alternate bid item, if time frame and budget allows. We will seek separate price quotes for Item #1 and #2.

Motion by Councilman Furgione, seconded by Councilman Pullia, authorize ARH to complete the necessary plans, specifications, construction management, etc. for the above noted tasks (Items #1, 2 & 3) totaling **\$10,200.00** subject to funding certification and issuance of a Purchase order for said work.

ROLL CALL

Councilman:

Furgione – Yes

Giralo - Yes

Gribbin - Yes

Pullia - Yes

Rodio – Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

3. 2015 Fiscal Year, NJEIFP Projects Underground Drip Irrigation (ARH #11-01088):

As required by the Long Term Comprehensive Wastewater Management Plan (LTCWMP) agreement, we provided the Pinelands Commission with the monthly update on the flow and effluent disbursement data at the Boyer Avenue site. The review staff of the Pinelands Commission has requested that a yearly report be provided which will require additional information and updates on compliance with the conditions of the LTCWMP. We have reviewed these items with the MUD Superintendent and have divided the response tasks between our two offices and have started the work with the goal to complete the annual report by early next month. As noted in the Pinelands letter, the report was due in April of 2015 and is now way past due as reported by Pinelands. We would estimate the cost to complete the tasks required to be \$2,460.00.

Motion by Councilman Furgione, seconded by Councilman Rodio, authorize ARH to continue work on the yearly report with the Municipal Utilities Department Superintendent for a total cost of **\$2,460.00** subject to funding certification and authorize the issuance of a Purchase Order for same. Also, once completed and reviewed with the Sewer and Water Committee to be able submit the report to the Pinelands Commission for review in compliance with the LTCWMP agreement.

ROLL CALL

Councilman:

Furgione – Yes

Giralo - Yes

Gribbin - Yes

Pullia - Yes

Rodio – Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

4. Lincoln Avenue Chemical Building Relocation (ARH #11-30155.05):

Now that the funding agreement between the Town and SJ Gas Company has been signed, we have issued a formal Notice to Proceed letter to the contractor. As was noted in our prior reports, the contractor, TKT has started some of the preliminary work at his own risk in order to get a jump on the winter weather conditions.

During the demolition work of the front cistern (circular building) an underground storage tank (UST) for heating oil was discovered. We will need to seek price quotes to complete the removal and disposal for the tank. We will update Council on the cost for same once the price quotes are received.

Motion by Councilman Furgione, seconded by Councilman Giralo, authorize ARH to obtain price quotes for removal and disposal of the heating oil tank.

Councilman Furgione suggested the Town seek additional funding from S.J. Gas for this additional remediation work.

Mayor DiDonato suggested if the Town remediates the oil that's in the tank, we may be able to remove the tank in house.

Motion amended as follows: Motion by Councilman Furgione, seconded by Councilman Giralo, authorize ARH to obtain price quotes for pumping tank and in house removal of tank to determine if further remediation is necessary.

ROLL CALL

Councilman:

Furgione – Yes

Giralo - Yes

Gribbin - Yes

Pullia - Yes

Rodio – Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

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

Plans & specification were previously submitted to all permit agencies as well as NJEIT. The following is a status of all submissions:

- Cape Atlantic Soil Conservation – Approval Received
- Treatment Works Approval – Approval Received

- Bureau of Water System Engineering – Approval Received
- Atlantic County – Awaiting comments

The Town will need to decide how to move forward with the Construction Administration/Inspection of this project. The application to NJEIT included this task; however in order to utilize NJEIT funds for Construction Administration/Inspection the Town will need to go out for RFP. The other option would be to utilize the Planning & Design Funds from this project and the Town can then select whoever they wish to oversee this project once it goes to construction. NJEIT is holding up issuing the authorization to advertise until this question is answered and they have approved the Engineering Agreement for Construction Administration/Inspection.

Motion by Councilman Furgione, seconded by Councilman Rodio, authorize Town Accountant to direct a letter to the NJEIT related to the none default on loans and bonds and authorize Town Business Administrator to request price quotes for professional services to complete the construction management/inspection contract of the project.

ROLL CALL

- Councilman:
 Furgione – Yes
 Giraldo - Yes
 Gribbin - Yes
 Pullia - Yes
 Rodio – Yes
 Torrissi - Yes
 Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

PUBLIC WORKS INFORMATION ITEMS:

Boyer Avenue Dog Park and 2-Bay Water Department Garage Replacement Drainage Calculations (ARH #11-75003.04):

We are finalizing the drainage report, calculations, etc. for submission to the Pinelands Commission associated with the following two areas at the Boyer Avenue site:

- Two (2) bay Water Department Garage Replacement/Storage Building
- Dog Park site to address Pinelands Commission review comments

SOLICITOR REPORT

Update Shared Service Agreement-Lights at School

MAYOR REPORT

Lake Quality Alternate 2 (3 year appointment)-Mayor Appointment with Confirmation of Council

John Fortis (to unexpired term Mayor to expire 12/31/16)

Motion by Councilman Pullia, seconded by Councilman Giraldo, approve John Fortis appointment to Lake Quality Committee Alternate 2, to unexpired term Mayor, 3 year term to expire 12/31/16.

ROLL CALL

- Councilman:
 Furgione – Yes
 Giraldo - Yes
 Gribbin - Yes
 Pullia - Yes
 Rodio – Yes
 Torrissi - Yes
 Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

PWM/BUSINESS ADMINISTRATOR REPORT

January 22/24 Snow Report – 16.4 inches

Mayor DiDonato thanked Jerry Barberio again and stated he would give Jerry a 100 year contract because he is that important to this town.

ACIA Shared Service Agreement for Abandon Housing

Authorize RFQ Construction Management Valley Avenue

Community Emergency Response Team

Mandatory Workplace Training Scheduled for Town Employees and Volunteers

Bulky Trash Pick up February 1-5

Brush Pick Up February 8-12

Revise Jerry Barberio Current Contract

Motion by Mayor DiDonato, seconded by Councilman Rodio, to open and revise Jerry Barberio's employment contract to add Recreation Leader title, salary and extend contract to 2021.

Bud Peytnor

Mr. Peytnor spoke in favor of Jerry Barberio's proposed contract.

ROLL CALL

Councilman:

Furgione – No

Giralo - No

Gribbin - Yes

Pullia - Yes

Rodio – Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

TOWN CLERK REPORT

1)Renew Metlife Dental, 1% increase, eff. 3/1/16 thru 2/28/17

2)Renew Aetna Life, 0% increase, eff. 3/1/16 thru 2/28/18

3)Accept resignation Dean Humphries Full Time Chief Pub Safety Tele effective 1/16/16 & buy back of accrued unused time off balances in the amount of \$1616.50

4)Hire Sabrina Petkevis Full Time Pub Safety Telecommunicator eff. 1/16/16, \$28,000 year, with benefits

5) Advertise for Part Time Pub Safety Telecommunicators
(to comply with Affordable Care Act)

6)Advertise PWTC & S&W Comm. Annual Committee Meeting Dates

7)Approve Conflict Solicitor Agreement

Motion by Councilman Torrissi, seconded by Councilman Gribbin, town clerk report items 1-7 are approved.

ROLL CALL

Councilman:

Furgione – Yes

Giralo - Yes

Gribbin - Yes

Pullia - Yes

Rodio – Yes

Torrissi - Yes
Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

APPROVE BILL LIST & PURCHASE ORDERS

Motion by Councilman Gribbin, seconded by Councilman Giraldo, approve bill list and purchase orders for January 2016.

ROLL CALL

Councilman:

Furgione – Yes

Giraldo - Yes

Gribbin - Yes

Pullia - Yes

Rodio – Yes (recused on White Star only)

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

NEW BUSINESS-ORDINANCES

Introduction Ordinance #001-2016 Fire Truck and Auxiliary Equipment

Ordinance #001-2016

BOND ORDINANCE PROVIDING FOR THE PURCHASE OF A FIRE RESCUE/PUMPER TRUCK AND AUXILIARY EQUIPMENT IN AND BY THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC, NEW JERSEY, APPROPRIATING \$538,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$511,100 BONDS OR NOTES OF THE TOWN TO FINANCE PART OF THE COST THEREOF.

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. The improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the Town of Hammonton, in the County of Atlantic, New Jersey (the "Town") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$538,000, including the sum of \$26,900 as the down payment required by the Local Bond Law. The down payment is now available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$511,100 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is the purchase of a Fire Resuce/Pumper truck including any auxiliary equipment and all related costs and expenditures necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or bond anticipation notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefore.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their

dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. 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 bond 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 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3(a) of this bond ordinance is not a current expense. It is an improvement or purpose that the Town may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 10 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Town as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$511,100, and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$53,800 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

Section 7. The Town hereby makes the following covenants and declarations with respect to obligations determined to be issued by the Chief Financial Officer on a tax-exempt basis. The Town hereby covenants that it will comply with any conditions subsequent imposed by the Internal Revenue Code of 1986, as amended (the "Code"), in order to preserve the exemption from taxation of interest on the notes, including, if necessary, the requirement to rebate all net investment earnings on the gross proceeds above the yield on the notes. The Chief Financial Officer is hereby authorized to act on behalf of the Town to deem the obligations authorized herein as bank qualified for the purposes of Section 265 of the Code, when appropriate. The Town hereby declares the intent of the Town to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

Section 8. Any grant moneys received for the purpose described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Town is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Town and to execute such disclosure document on behalf of the Town. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Town pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Town and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Town fails to comply with its undertaking, the Town shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Town are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Town, and the Town shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Town for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

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

ROLL CALL

Councilman:
Furgione – Yes
Giralo - Yes
Gribbin - Yes
Pullia - Yes
Rodio – Yes
Torrissi - Yes
Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

Introduction Ordinance #002-2016 Airport Obstruction Removal Phase II

Ordinance #002-2016

BOND ORDINANCE PROVIDING FOR REMOVAL OF OBSTRUCTIONS AT THE AIRPORT INCLUDING PHASE II DESIGN AND PERMITTING IN AND BY THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC, NEW JERSEY, APPROPRIATING \$166,481 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$15,800 BONDS OR NOTES OF THE TOWN TO FINANCE PART OF THE COST THEREOF.

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. The improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the Town of Hammonton, in the County of Atlantic, New Jersey (the "Town") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$166,481, including the sum of \$849 as the down payment required by the Local Bond Law. The down payment is now available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets. The remaining \$149,832.00 consists of a grant from the United States Department of Transportation Federal Aviation Administration.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$15,800 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is the removal of obstructions at the airport including required permitting and design including all related costs and expenditures necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or bond anticipation notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefore.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. 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 bond 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 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3(a) of this bond ordinance is not a current expense. It is an improvement or purpose that the Town may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 15 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Town as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$15,800, and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$166,481 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

Section 7. The Town hereby makes the following covenants and declarations with respect to obligations determined to be issued by the Chief Financial Officer on a tax-exempt basis. The Town hereby covenants that it will comply with any conditions subsequent imposed by the Internal Revenue Code of 1986, as amended (the "Code"), in order to preserve the exemption from taxation of interest on the notes, including, if necessary, the requirement to rebate all net investment earnings on the gross proceeds above the yield on the notes. The Chief Financial Officer is hereby authorized to act on behalf of the Town to deem the obligations authorized herein as bank qualified for the purposes of Section 265 of the Code, when appropriate. The Town hereby declares the intent of the Town to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

Section 8. Any grant moneys received for the purpose described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Town is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Town and to execute such disclosure document on behalf of the Town. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Town pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Town and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Town fails to comply with its undertaking, the Town shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Town are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Town, and the Town shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Town for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

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

ROLL CALL

Councilman:

Furgione – Yes

Giralo - Yes

Gribbin - Yes

Pullia - Yes

Rodio – Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

Introduction Ordinance #003-2016 Establish Special Improvement District
ORDINANCE NO. 003-2016

**AN ORDINANCE OF THE TOWN OF HAMMONTON,
COUNTY OF ATLANTIC, STATE OF NEW JERSEY
CREATING A DOWNTOWN IMPROVEMENT DISTRICT, DOWNTOWN BUSINESS IMPROVEMENT ZONE AND DESIGNATING A DISTRICT
MANAGEMENT CORPORATION**

WHEREAS, the Hammonton Revitalization Corporation/MainStreet Hammonton Program (MainStreet Hammonton) was awarded a Main Street Improvement District Grant to review the feasibility of the formation of a Downtown Improvement District in Hammonton; and

WHEREAS, the Town of Hammonton fully endorsed and supported this grant application and process through Resolution #R026-2014; and

WHEREAS, MainStreet Hammonton has reviewed the procedures for the creation of a Downtown Improvement District and endorses this project as a means for seeking additional grant and loan funds for Downtown Hammonton: and

WHEREAS, the Town of Hammonton has shown its continuing dedication to the revitalization of Downtown Hammonton by providing funding from the general operating budget, to support MainStreet Hammonton, since its inception; and

WHEREAS, Downtown Hammonton has been recognized nationally, statewide and regionally as a leader in community development; and

WHEREAS, the New Jersey Legislature has created a Downtown Business Improvement loan fund; and

WHEREAS, the loan program was established for the benefit of assisting municipalities that establish Improvement Districts and further establish, by Ordinance Downtown Business Improvement Zones; and

WHEREAS, the establishment of a Downtown Business Improvement Zone will assist the Town of Hammonton and the Improvement District in undertaking public improvements to the Business Improvement Zone; and

WHEREAS, the designation of a Downtown Improvement Zone will be in the best interest of the Improvement District and the Town of Hammonton; and

WHEREAS, the anticipated funding and services to be provided by a Downtown Improvement District will only serve to enhance the safety, welfare and economic growth of the commercial areas, their inhabitants and the Town of Hammonton as a whole; and

WHEREAS, pursuant to N.J.S.A. 40:56-65, et seq. (the "Act"), this governing body hereby determines the following:

1. It is in the best interests of Town of Hammonton and its inhabitants to create a Downtown Improvement District and to designate a District Management Corporation to administer the district;
2. A District Management Corporation would provide administrative and other services to benefit those customers and consumers in the designated Downtown Improvement District and will also assist Town of Hammonton to promote economic growth and employment;
3. The Town desires that the cost of operations of the Downtown Improvement District should be funded through the continued general operating support provided in the Town's annual budget and a special assessment assessed on those properties within the Downtown Improvement District.
4. That the district shall include those properties within the MainStreet Hammonton Program Area, described at this time by block and lot as set forth in Schedule "A" of this ordinance, and the property owners, tenants and inhabitants therein will benefit from being designated as a Downtown Improvement District and a Downtown Business Improvement Zone as will the whole of the Town of Hammonton.

WHEREAS, based upon these findings, this governing body hereby desires to establish the areas designated in Schedule A as the "Town of Hammonton - Downtown Improvement District." Schedule A will also be the program area for the Downtown Business Improvement Zone.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE GOVERNING BODY OF TOWN OF HAMMONTON, COUNTY OF ATLANTIC, STATE OF NEW JERSEY AS FOLLOWS:

Section 1 - Introduction. The recitation set forth in the preamble above is hereby incorporated in the ordinance.

Section 2 - Establishment of the District and Zone. The Town of Hammonton Downtown Improvement District (the "District") is hereby established, consisting of the properties designated and listed on Schedule A annexed hereto by tax block and lot numbers. The District shall be managed by a District Management Corporation. A Downtown Business Improvement Zone is hereby created and designated and shall be co-extensive with the Improvement District.

Section 3 – Assessment. All costs of improvements and maintenance, other than the costs of improvements and maintenance ordinarily incurred by Town of Hammonton out of general funds, shall be determined and approved pursuant to N.J.S.A. 40:56-80 or N.J.S.A. 40:56-85 as determined by the District Management Corporation. A special assessment shall be assessed against the properties within the Downtown Improvement District for the purpose of

promoting the economic and general welfare of the District, to be spent on those purposes permitted by N.J.S.A. 40:56-65 et. seq. The foregoing special assessment shall not exceed one dollar (\$1.00) per property.

Section 4 - Annual Report and Budgets. The District Management Corporation shall submit an annual report to the Town of Hammonton governing body pursuant to N.J.S.A. 40:56-80 within thirty (30) days of the close of the fiscal year. This report shall consist of a narrative covering the previous year's operation and detailed financial statements.

- (a) The District Management Corporation shall submit a detailed business plan and budget for the upcoming year no later than July 1 of the current fiscal year, for the approval by resolution of the Town Committee, pursuant to the provisions of N.J.S.A. 40:56-84. The budget shall be submitted with a report that explains how the budget contributes to the goals and objectives for the Downtown Improvement District.
- (b) The fiscal year of the district and the management corporation shall be January 1st to December 31st, except that the first year of operation will commence upon adoption of this ordinance, and appointment and installation of the District Management Corporation.
- (c) The District Management Corporation shall also cause an audit of its books, accounts and financial transactions to be made and filed with this governing body. This audit shall be completed and filed with Town of Hammonton within four (4) months after the close of the fiscal year of the corporation. A certified duplicate copy of the audit shall be filed with the Director of the Division of Local Government Services in the State of New Jersey Department of Community Affairs within five (5) days of the filing of the audit with this governing body.

Section 5 - District Management Corporation. The governing body of Town of Hammonton hereby designates the Hammonton Revitalization Corporation/MainStreet Hammonton Program ("District Management Corporation"), a non-profit corporation, as the District Management Corporation for the District and the Zone.

- (a) The District Management Corporation shall be composed of the members in good standing of the board of directors of the Hammonton Revitalization Corporation/MainStreet Hammonton Program, plus one elected member of the Town of Hammonton Council.
- (b) The District Management Corporation, in addition to acting as an advisory board to this governing body, shall have the following powers necessary and requisite to effectuate the purposes of this ordinance:
 - 1. Adopting by-laws for the regulation of its affairs and the conduct of its business, and prescribing rules, regulations, and policies for the performance of its functions and duties;
 - 2. Employing such persons as may be required, including an Executive Director to implement the day-to-day operational activities of the Corporation, and fixing and paying employee compensation from funds available to the corporation;
 - 3. Applying for, accepting, and administering and complying with the requirements respecting an appropriation of funds, or gifts, grants, or donations of property or money;
 - 4. Making and executing agreements which may be necessary or convenient to the exercise of the powers and functions of the corporation, including but not limited to, contracts such as loans or any other agreements with any persons, firms, corporations, governmental agencies, or entities;
 - 5. Administering and managing its funds and accounts and paying its own obligations;
 - 6. Borrowing money from private lenders and entities for periods not to exceed 180 days and from governmental agencies for that or longer periods;
 - 7. Providing security, sanitation, maintenance and other services in the district, supplemental to those normally supplied by Town of Hammonton;
 - 8. Undertaking improvements designed to increase safety and attractiveness of the district to businesses which may locate there or visitors to the district, including but not limited to litter clean-up and control, landscaping, façade, signage, and those improvements generally permitted for pedestrian malls under N.J.S.A. 40:56-66 pursuant to pertinent regulations of the governing body; and
 - 9. Publicizing the district and the businesses included within the district's boundaries.
 - 10. Application for and acceptance of funds or loans from the State of New Jersey, Department of Community Affairs, for Public Improvements and other Improvements as contemplated and defined by N.J.S.A. 40:56-71.1, et.seq.

Section 6 - Municipal Powers Retained. Notwithstanding the creation of the Downtown Improvement District, Town of Hammonton expressly retains all of its powers and authority over the areas designated as within the District.

Section 7 - Debt Obligations. This ordinance obligates the Town of Hammonton Downtown Improvement District to satisfy all debts, loans, and financial liabilities incurred by the corporation. The District and the District Management Corporation may not borrow an amount that exceeds the ability of the approved budget for that fiscal year to pay the amount required by the instruments executed at the time the debt is incurred. Notwithstanding the foregoing, the Town of Hammonton Council may choose to supplement the revenue of the Downtown Improvement District in order to enable the District to perform necessary

activities, or to incur debt to carry out those activities.

Section 8 - Severability. If any provision of this ordinance or part thereof shall be declared to be invalid or inoperative, such section, to the extent it is not invalid or inoperative, shall not be affected thereby and shall be enforced and effectuated.

Section 9 - Effective Date. This ordinance shall take effect within 45 days of the passage of this ordinance following second reading, adoption, and publication as required by law.

STATEMENT OF PURPOSE

This ordinance allows the formation of a Downtown Improvement District and Downtown Business Improvement Zone, pursuant to N.J.S.A. 40:56-65, et seq. and designates the District Management Corporation to assist this governing body to effectuate the purposes and intent of that legislation and the goals and objectives of the Downtown Improvement District. This governing body hereby determines that the creation of the Downtown Improvement District will enhance the safety, welfare and economic growth of the commercial district, the businesses and residents, and Town of Hammonton as a whole.

SCHEDULE "A"

COMMERCIAL PROPERTIES
INCLUDED WITHIN THE TOWN OF HAMMONTON
DOWNTOWN IMPROVEMENT DISTRICT

<u>Block</u>	<u>Lot</u>
2811	1
2811	2
2811	3

Motion by Councilman Gribbin, seconded by Councilman Furgione, the ordinance is taken up for and passed first reading and given legal publication.

Mr. Jim Donio was invited to answer questions of council.

Councilman Giraldo questioned why does the ordinance include only 3 properties?

Mr. Donio responded the State recommended to begin this project with less properties included. If additional properties wished to "opt in" it would require an amendment to the current ordinance.

Councilman Furgione requested Mayor to explain to residents the "opting in" choice to which Mayor responded. The fee is \$1.00 additional in taxes per year for the inclusive properties.

Mr. Donio advised the Special Improvement District designation allows the opportunity to acquire funding. Mayor and Council would need to approve or not approve future resolutions.

A more specifics oriented discussion was held with Mayor and Council and Mr. Donio.

ROLL CALL

Councilman:

Furgione – Yes

Giraldo - Yes

Gribbin - Yes

Pullia - Yes

Rodio – Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

Introduction Ordinance #004-2016 Salary PWM,BA,RecLead,AirportAdm,DepEMC

Ordinance #004-2016

AN ORDINANCE FIXING THE SALARIES OF CERTAIN EMPLOYEES OF THE TOWN OF HAMMONTON

BE IT ORDAINED by the Mayor and Council of the Town of Hammonton, County of Atlantic, State of New Jersey that the salaries, education stipend, cell phone reimbursement, sick time, vacation time, personal time, holidays, longevity shall apply to officials listed on this ordinance for 2016-2021 per Town code and individual contract. Salary minimum and maximums are as follows:

<u>Title</u>	<u>Minimum</u>	<u>Maximum</u>
PWM,AirportAdm,RecLeader,BA,DepEmergMgtCoord	\$130,000.00	\$140,700.00

BE IT FURTHER ORDAINED that the specific salary for any municipal employee shall be set forth by appropriate salary resolution.

BE IT FURTHER ORDAINED that this ordinance shall take effect after final passage and publication according to law and its provisions shall be retroactive to January 1, 2016 through December 31, 2021.

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

ROLL CALL

- Councilman:
- Furgione – No
- Giralo - No
- Gribbin - Yes
- Pullia - Yes
- Rodio – Yes
- Torrissi - Yes
- Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

RESOLUTIONS

#R017-2016 Amend Health Insurance Buyout to Comply with 2014-2017 Employee Contracts
#R 017 -2016

RESOLUTION AMENDING
#R102-2000 and #R164-2008

WHEREAS, due to health benefit coverage changes to employment contracts made for the 2014-2017 contract term, the employee choosing Plan B Cash-Out shall be entitled to receive payment as follows:

<u>Coverage</u>	<u>Dental</u>	<u>Vision</u>	<u>Medical/Prescription</u>
Single	\$30.00	\$15.00	\$1,155.00
Parent Child(ren)	\$60.00	\$25.00	\$2,315.00

Family & Husband/Wife or Partner \$130.00 \$50.00 \$3,420.00

WHEREAS, employee(s) will receive the buyout in conjunction with the first pay period in the month of December of any year in which they participate in the buyout plan. Any employee terminating his/her employment prior to the end of a year in which they participate in the buyout program shall receive their payment, pro-rated, in conjunction with the next available date following such termination.

WHEREAS, those employee(s) participating in the buyout for year 2016, per a previous open enrollment period, shall be grandfathered into the previous buy out rates until the time that the employee(s) choose to terminate their buyout for any reason.

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON IN THE COUNTY OF ATLANTIC AND STATE OF NEW JERSEY that this resolution shall take effect November 1, 2015.

BE IT FURTHER RESOLVED the Clerk is authorized to update the employee handbook.

#R018-2016 Increase Bid Threshold to Comply with NJDCA Finance Notice 2015-20
#R 018 -2016

RESOLUTION AMENDING R106-2010
TO INCREASE BID THRESHHOLD
PER NJ DCA LOCAL FINANCE NOTICE 2015-20
EFFECTIVE JULY 1, 2015
SUBJECT TO THE PROVISIONS OF N.J.S.A. 40A:11-9(a)

WHEREAS, 40A:11-9(a) permits a municipal governing body to authorize its purchasing agent to award contracts that do not exceed in a contract year the annual limit as established by the Governor, and

WHEREAS, the Governing Body of the Town of Hammonton previously appointed Audrey Boyer as Purchasing Agent which allows a higher bid threshold;

WHEREAS, LFN 2015-20 sets the following thresholds:

	<u>Bid Threshold</u>	<u>Quotation Threshold</u>
With Qualified Purchasing Agent	\$40,000	\$6,000

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Town of Hammonton, in the County of Atlantic, in the State of New Jersey hereby increase its bid threshold to \$40,000 and its quotation threshold to \$6,000; and

BE IT FURTHER RESOLVED, that the Mayor and Council of the Town of Hammonton authorize the Purchasing Agent to automatically amend future bid/quote thresholds set by NJ DCA Local Finance Notice(s).

#R019-2016 Authorize NJDOT "No Passing Zone" Rt. 206
Resolution #R 019 -2016
Town of Hammonton
County of Atlantic, New Jersey

WHEREAS, the New Jersey Department of Transportation (NJDOT) recently completed a traffic investigation on Route 206 in the Town of Hammonton; and

WHEREAS, NJ DOT recommend a revision to the centerline pavement markings on Route 206 to create a "No Passing Zone" in the vicinity between M.P.0.0. (Route US 30) and M.P.1.24. (Union Avenue) for safety reasons; and

WHEREAS, this project will create safer driving conditions in this are of Route 206;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Town of Hammonton, County of Atlantic, in the State of New Jersey, that it supports the use of a "No Passing Zone" on Route 206 in the Town of Hammonton as recommended by NJ DOT.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be forwarded to NJ DOT as requested.

#R020-2016 Appoint Assessor as Agent for Taxing District

RESOLUTION # 020 -2016

RESOLUTION APPOINTING ASSESSOR AS AGENT FOR TOWN OF HAMMONTON

WHEREAS, from time to time the Assessor discovers an error in calculation, transposing, measurement, computer of typographical errors in the Tax Assessments on the Tax List after the time the County Board of Taxation has certified the tax rate for the tax year; and

WHEREAS, the governing body of the Taxing District of the Town of Hammonton is desirous that every taxpayer pays their fair share of taxes; and

WHEREAS, the method of correcting such errors is to file a Petition of appeal for the current year with the Atlantic County Board of Taxation; and

WHEREAS, the error was not caused by the taxpayer.

THEREFORE BE IT RESOLVED, by the governing body of the Town of Hammonton that the Assessor is hereby authorized to act as an agent for the Taxing District and file a Petition of Appeal(s) for the **year 2016** with the Atlantic County Board of Taxation to correct such errors; and

That a certified copy of this Resolution be forwarded to the Hammonton Tax Assessor to forward to Atlantic County Board of Taxation with any such Petition of Appeal.

#R021-2016 Authorize Various Refund(s)

R021 - 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:

Vivant Solar	Construction Permit	\$ 1,230.00
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#R022-2016 Direct Distribution of JIF Surplus Funds

RESOLUTION #022-2016
RESOLUTION DIRECTING THE DISTRIBUTION
OF THE TOWN OF HAMMONTON'S
NET RETURNED SURPLUS FUNDS
HELD IN TRUST BY THE
ATLANTIC COUNTY MUNICIPAL JOINT INSURANCE FUND

WHEREAS, the Town of Hammonton hereinafter referred to as MUNICIPALITY, participated as a member municipality of the Atlantic County Municipal Joint Insurance Fund, hereinafter referred to as FUND, for one or more of the following FUND fiscal years beginning January 1, 1997, January 1, 1998, January 1, 1999, January 1, 2000, January 1, 2001, January 1, 2002, January 1, 2003, January 1, 2004, January 1, 2005, January 1, 2006, January 1, 2007; January 1, 2008; January 1, 2009; January 1, 2010; January 1, 2011 **and**

WHEREAS, the FUND is a statutory filed municipal joint insurance fund as defined in N.J.A.C. 11:15-2.1 et seq., **and**

WHEREAS, the MUNICIPALITY joined the FUND knowing that membership carries with it joint and several liability with all other member municipalities for each year of the Municipality's membership, **and**

WHEREAS, the MUNICIPALITY understands that the FUND's Executive Committee are the only persons authorized in law to make decisions as to when and how much of any available statutory surplus will be released by the FUND, **and**

WHEREAS, the MUNICIPALITY understands that the FUND's Executive Committee are the only persons authorized in law to make decisions as to when and how much of any projected deficit will be declared as an additional assessment due to the FUND, **and**

WHEREAS, the MUNICIPALITY understands that Available Statutory Surplus is defined to be the amount of money in excess of the projected value of claims by line of coverage, plus an actuarially determined value for Incurred But Not Reported claims, subject to the surplus reserve calculations as defined in N.J.A.C. 11:15-4.6 et seq., and subject to review and approval by the Department of Banking and Insurance and Department of Community Affairs, State of New Jersey, prior to release by the Executive Committee of the FUND, **and**

WHEREAS, the MUNICIPALITY understands that it remains jointly and severally liable into perpetuity despite the earlier release of Available Statutory Surplus due to the possibility that a FUND year wherein a return of Statutory Surplus has been duly authorized could later be presented with a claim for which it could be responsible causing a demand for an additional assessment from each participating member municipality of that FUND year, **and**

WHEREAS, the MUNICIPALITY understands that it remains jointly and severally liable into perpetuity despite the earlier collection of an additional assessment due to the possibility that a FUND year wherein an additional assessment has been duly authorized could later be presented with a need for additional assessments from each participating member municipality of that FUND year, **and**

WHEREAS, the MUNICIPALITY recognizes its share of Available Statutory Surplus authorized as to be released by the FUND is as shown below:

Dollar amounts of Statutory Surplus (valued as of December 31, 2014) by Fund Fiscal Year released and (Declared) by the FUND's Executive Committee on September 16, 2015

	<u>Total Fund</u>	<u>Municipality's Share</u>
Closed Fund Years 1998-2011	\$1,750,000	\$64,937

And,

WHEREAS, the MUNICIPALITY understands that its options for directing the distribution of its net share of released Statutory Surplus to be as follows:

1. Direct the FUND to forward a check for the MUNICIPALITY's full share to the MUNICIPALITY,
2. Direct the FUND to apply the MUNICIPALITY's share to the FUND's Aggregate Excess Loss Contingency Fund, which provides member municipalities with an available individual contingency balance for use in satisfying any possible need for a supplemental assessment for any year they were a member and an annual capacity to use all or a portion of a member municipality's available balance in offsetting future premiums, **or**
3. Direct the FUND to apportion the MUNICIPALITY's share as a stated dollar amount among options 1 and 2 above such that the sum total of allocated dollars equals the amount of the Net Distribution available to the MUNICIPALITY as noted above.

NOW THEREFORE, the MUNICIPALITY directs the FUND to distribute the MUNICIPALITY's share of its Net Distribution as follows (**check the one box that applies**):

- Apply a portion of the amount as a check to the MUNICIPALITY.
- Apply a portion or the full amount to the MUNICIPALITY's share of the FUND's Aggregate Excess Loss Contingency Fund.

A.E.L.C.F. - \$64,937.00

#R023-2016 Support NJDOT Upgrade Rt 30 Traffic Records

Resolution #023-2016

TOWN OF HAMMONTON
COUNTY OF ATLANTIC, NEW JERSEY

Whereas, the NJ DOT recently completed a traffic investigation on Route 30 in the Town of Hammonton; and

Whereas, NJ DOT investigation revealed the current centerline pavement markings on Route 30 meet and conform to current design standards; and

Whereas, NJ DOT will update existing records to reflect current No Passing Zone conditions along U.S. Route 30;

Now, Therefore, Be It Resolved by the Mayor and Council of the Town of Hammonton, County of Atlantic, State of New Jersey, that it supports the use of the current No Passing Zone on Route 30 in the Town of Hammonton as recommended by NJ DOT; and

Be It Further Resolved that the Mayor and Council support NJ DOT in upgrading their records to reflect the use of the current No Passing Zone on Route 30; and

Be It Further Resolved that the Clerk is authorized to forward a certified copy of this resolution to NJ DOT.

#R024-2016 Adopt Temporary Capital Budget

RESOLUTION NO.024-2016
TOWN OF HAMMONTON
TEMPORARY CAPITAL BUDGET

WHEREAS, the need has arisen to introduce a bond ordinance to provide funds for the Purchase of a Fire Rescue/Pumper Truck and to Remove Obstructions at the Airport in the General Capital Fund, including all appurtenances necessary and related thereto, and;

WHEREAS, the regulations of the Local Finance board (N.J.A.C. 5:30-4.3(b)) of the Division of Local Government Services, Department of Community Services requires that the municipality adopt a temporary capital budget if a bond ordinance is to be passed prior to the adoption of the Annual Capital Budget, and;

WHEREAS, the ordinance provides a total appropriation as follows:

1) Purpose	Total	Federal Grant	Debt Authorized	CIF Downpayment
Purchase of Fire Rescue/Pumper Truck	\$ 538,000.00		\$ 511,100.00	\$ 26,900.00
Remove Obstructions at Airport	<u>166,481.00</u>	<u>\$ 149,832.00</u>	<u>15,800.00</u>	<u>849.00</u>
	<u>\$ 704,481.00</u>	<u>\$ 149,832.00</u>	<u>\$ 526,900.00</u>	<u>\$ 27,749.00</u>

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Town of Hammonton, County of Atlantic that:

- (1) a Temporary Capital Budget is hereby created for the following:

General Capital Fund

Purchase of Fire Rescue/Pumper Truck	\$	538,000.00
Remove Obstructions at Airport		166,481.00

- (2) the project will be included in the Annual Capital Budget, and
- (3) one certified copy shall be forwarded to the Director of the Division of Local Government Services immediately after passage.

R025-2016 Approve Tax Resolution Amendments

#R025-2016

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
2809-1	First State	209-211 Bellevue	14,306.64	tax	appeal-ck to Stavitsky & Asso	Rosie
9999-1	Bell Atlantic	Hammonton	49,438.23	tax	Cancel no longer required	Rosie/MJ
2806-1	Crescenzo	200 S EHR at Peach	1,005.91	Util	refund garden State error	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.

#R026-2016 Authorize Acceptance of Green Communities Grant

Resolution #026-2016

A RESOLUTION AUTHORIZING ACCEPTANCE
OF GREEN COMMUNITIES 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 in the amount of approximately \$3000.00 to fund the following project:

Green Communities Grant
Community Forestry Management Plan

Therefore, the Mayor and Council resolves that Stephen DiDonato, Mayor, is authorized to make an application for such a grant, and if awarded, to execute a grant agreement with the State for a grant in an amount not less than \$3000.00 and not more than \$3000.00 and execute any amendment thereto which does not increase the Grantee's obligation.

Be it further resolved, the Mayor and Council authorize and agree to match 50% of the Total Project Amount, in compliance with the match requirements of the agreement. The availability of the match for such purposes, whether cash, services, or property, is hereby certified 100% of the match will be made up of in-kind services (if allowed by grant program requirements and the agreement).

Be it further resolved, the Grantee agrees to comply with all applicable Federal, State and Municipal Laws, Rules and Regulations in its performance pursuant to the agreement.

#R027-2016 Transfer Resolution

#R028-2016 Approve Cruisin Mainstreet Event

RESOLUTION #028-2016
RESOLUTION AUTHORIZING AND ENDORSING
CRUISIN MAINSTREET-REMEMBER FRIDAY NIGHTS EVENT

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

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

WHEREAS, Friday, May 20, 2016(rain date May 21) is the scheduled date for the MainStreet Hammonton Annual "Cruisin' MainStreet-Remember Friday Nights" event during the hours of 5:30 p.m. to 9:30 p.m.; and

WHEREAS, Main Street Hammonton has requested the following street closures for this event between the hours of 3:00 p.m. to 10:00 p.m.:

Central Avenue (Rt. 542) from Bellevue Avenue to Vine Street;
N. Egg Harbor Road between Rt. 54 and Pleasant Street;
Orchard Street Railroad Crossing;
Front Street from Twelfth Street to Passmore Avenue; and

WHEREAS, Main Street Hammonton has requested the reservation of the following parking spaces:

West side of Rt. 54 between Third Street and West End Avenue;
East side of Rt. 54 between Third Street and Egg Harbor Road;
Both sides of Railroad Avenue between 12th Street and Orchard St;
Both sides of Egg Harbor Road between Bellevue Ave. and Pleasant St; and

WHEREAS, Main Street Hammonton has requested appropriate Police Parking Control signs to be posted early in the day noting NO PARKING AFTER 4:00 p.m.; and

WHEREAS, Main Street Hammonton has requested 2 Police Officers to direct traffic at the intersections of Bellevue Avenue at Central Avenue and Bellevue Avenue at Egg Harbor Road due to increased event related pedestrian and vehicular traffic on State Route 54;

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 May 20, 2016 (rain date May 21) and the "Cruisin' Main Street" event, including the above requests for street closures, reservation of parking spaces, posting of "NO PARKING" signs and two police officers are acknowledged, approved and endorsed;

#R029-2016 Approve Food Truck Festival

RESOLUTION #029-2016
RESOLUTION AUTHORIZING AND ENDORSING
Hammonton Food Truck Festival EVENT

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

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

WHEREAS, The First Hammonton Food Truck Festival was a widely popular event attracting many new people to the town and therefore generated increased business for the entire town, and

WHEREAS, Saturday, June 11, 2016 is the scheduled date for the Second Hammonton Food Truck Festival event during the hours of 4:30 p.m. to 9:30 p.m.; and

WHEREAS, MainStreet Hammonton has requested the following street closures for this event between the hours of 3:00 pm. to 11:30 p.m.:

- Central Ave (Route 542) between Bellevue Avenue to Vine Street;
- North Egg Harbor Road between Route 54 and Pleasant Street;
- South Second Street between Bellevue Ave to Vine Street;
- North Second Street between Bellevue Ave to Orchard Street;

WHEREAS, MainStreet Hammonton has requested appropriate Police Parking Control signs to be posted early in the day noting NO PARKING AFTER 3:00pm and the reservation of the following parking spaces for safer traffic access and the Food Trucks to park and set up:

- Both sides of Route 54 between Third Street and Egg Harbor Road;
- Both sides of Central Avenue between Bellevue Ave and Vine Street;
- Both sides of Egg Harbor Road between Bellevue Avenue and Pleasant Street;
- First parking spaces on both sides of Horton Avenue between Bellevue Avenue and Orchard Street to provide safer access for those seeking parking options;

WHEREAS, MainStreet Hammonton has met with the Police Chief and mayor and has agreed to the following measures to improve the flow and management of the expected large crowds:

- Significantly increase the number of food trucks from 20 trucks to 32 trucks to better serve the community,
- Reduce the placement of food trucks to 8 on Bellevue Avenue between Third Street and Egg Harbor Rd (none to be in front of eateries or shops) to reduce the number of food truck lines and thus improve foot traffic along the sidewalks on Bellevue Ave;
- Close North Second Street between Bellevue Avenue to Orchard to place 5 Food Trucks;
- Close South Second Street between Bellevue Avenue to Vine Street to place 3 food trucks and the Noyes Museum's "Starving Artist" event;
- Increase the placement of 11 food trucks on North Egg Harbor Road to Pleasant Street;
- Increase the placement of 5 food trucks on Central Ave between Bellevue Avenue to Vine Street;
- Improve directional signage to direct people to parking;
- Create a line management plan to more effectively control lines for food;

WHEREAS, Main Street Hammonton has requested and been approved for five Police Officers to assist with crowd control and direct traffic at the intersections due to increased event related pedestrian and vehicular traffic on State Route 54;

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 June 11th, 2016 and the Hammonton Food Truck Festival event, including the above requests for street closures, reservation of parking spaces, posting of "NO PARKING" signs and five police officers are acknowledged, approved and endorsed;

#R030-2016 Declaring A State of Emergency in the Town of Hammonton

#R030-2016

A RESOLUTION DECLARING A STATE OF EMERGENCY
IN THE TOWN OF HAMMONTON

Whereas, on January 22, 2016 thru January 24, 2016 a blizzard with heavy winds passed through the Town of Hammonton causing severe damage which included but was not limited to loss of power, flooding and fallen trees;

Whereas, Mayor Stephen DiDonato declared a "State of Emergency" in the Town of Hammonton which remained in effect until the storm subsided;

Whereas, it is the Mayor and Council's desire to strongly impress on the Governor's Office of the State of New Jersey to assist the Town of Hammonton with a State Declaration of Emergency for the Town of Hammonton and County of Atlantic, for the purposes of local assistance funding from FEMA;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Town of Hammonton request Governor Chris Christie to officially declare a "State of Emergency" for the Town of Hammonton and the County of Atlantic, for the purposes of local assistance funding from FEMA; and

BE IT FURTHER RESOLVED the Clerk is authorized to forward a certified copy of this resolution to Governor Chris Christie.

Motion by Councilman Gribbin, seconded by Councilman Giraldo, resolutions 17-30 are adopted.

ROLL CALL

Councilman:

Furgione – Yes

Giralo - Yes

Gribbin - Yes

Pullia - Yes

Rodio – Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

PUBLIC HEARD

No one desired to be heard.

Budget

Mayor DiDonato emailed Council the budget sheets prepared by Rob Scharle, CFO. If Council wishes to obtain additional information, please contact Frank Zuber, Accountant.

SJ Gas Lincoln Street Remediation

Mr. Vettese advised information concerning SJ Gas Remediation will be sent to surrounding residents and posted on town website.

Mayor DiDonato advised the public, once again, on the SJ Gas Remediation.

MEETING ADJOURNED

Motion by Councilman Pullia, seconded by Councilman Giraldo, the meeting is adjourned. Motion carried.

April Boyer Maimone, Municipal Clerk