

Regular Meeting of Mayor and Council May 20, 2019  
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

Councilperson:

Furgione - Present

Giralo - Present

Gribbin – Present arrived at 6:10

Rodio- Present

Sacco - Present

Torrissi – Present

Mayor DiDonato Present -

Robert Vetesse Entered Closed at 6:50

PRESENT ALSO

Michael Malinsky, Town Solicitor

EXECUTIVE SESSION Resolution #077-2019

Motion by Council Person Giralo Second Torrissi  
Enter into Executive Session

Motion by Council Person Giralo Second Furgione  
Close session return to regular session, Resolution #077-2019 is adopted

RESUME REGULAR MEETING-ROLL CALL

Councilperson:

Furgione - Present

Giralo - Present

Gribbin - Present

Rodio- Present

Sacco - Present

Torrissi – Present

Mayor DiDonato - Present

PRESENT ALSO

Michael Malinsky, Town Solicitor

Bob Vettese of ARH, Town Engineer

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

No one heard

APPROVAL OF MINUTES

Executive Minutes April 29, 2019

Council Minutes April 29, 2019

Motion by Council Person Gribbin Second Giraldo  
Minutes are approved

Roll Call

Councilperson:

Furgione – Yes

Giraldo – Yes

Gribbin – Yes

Rodio- Yes

Sacco – Yes

Torrissi – Yes

Mayor DiDonato – Yes

Mayor DiDonato declares motion is carried

PRESENTATION

DISPENSE WITH REGULAR ORDER OF BUSINESS

**Resolution #078-2019- Self Examination of Budget**

SELF-EXAMINATION OF BUDGET RESOLUTION

[as required by DCA]

WHEREAS, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997; and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 through 7.5, the Town of Hammonton has been declared eligible to participate in the program by the Division of Local government Services, and the Chief Financial officer has determined that the local government meets the necessary conditions to participate in the program for the 2018 budget year.

NOW THEREFORE BE IT RESOLVED by the governing body of the Town of Hammonton that in accordance with N.J.A.C. 5:30-7.6a & 7.6b and based upon the Chief Financial Officer's certification, the governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
  - a. Payment of interest and debt redemption charges
  - b. Deferred charges and statutory expenditures
  - c. Cash deficit of preceding year
  - d. Reserve for uncollected taxes
  - e. Other reserves and non-disbursement items
  - f. Any inclusions of amounts required for school purposes.

2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at N.J.S.A. 40A:4-45.3 et seq., are fully met (complies with CAP law).

3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.

4. That pursuant to the Local Budget Law:
- a. All estimates of revenue are reasonable, accurate and correctly stated,
  - b. Items of appropriation are properly set forth,
  - c. In itemization, form, arrangement and content, the budget will permit the exercise of the comptroller function within the municipality.

5. The budget has been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.

6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED that a copy of this resolution will be forwarded to the Director of the Division of Local Government Services upon adoption.

Motion by Council Person Giraldo Second Rodio  
Resolution # 078-2019 is approved

Roll Call

Councilperson:

Furgione – Yes

Giraldo – Yes

Gribbin – Yes

Rodio- Yes

Sacco – Yes

Torrissi – Yes

Mayor DiDonato – Yes

Mayor DiDonato declares motion is carried

**Resolution #079-2019 Introduce 2019 Municipal Budget**

RESOLUTION TO INTRODUCE THE 2019 MUNICIPAL BUDGET

BE IT RESOLVED, that the following statement of revenues and appropriations shall constitute the Local Municipal Budget for the year 2019;

BE IT FURTHER RESOLVED, that the said budget be published in the Hammonton Gazette, edition of June 5, 2019 as follows:

A hearing on the budget and tax resolution will be held at the Town Hall on the 17th day of June, 2019 at 7:00 o'clock p.m., at which time and place objections to said budget and tax resolution of the Town of Hammonton for the year 2019 may be presented by taxpayers or other interested persons.

Summary of General Section of Budget

Current Fund

Municipal Purposes within "CAPS"	\$9,961,330.53
Municipal Purposes excluded from "CAPS"	3,069,300.60

Reserve for Uncollected Taxes	<u>1,127,556.29</u>
Total General Appropriations	<u>\$14,158,187.42</u>
Less: Anticipated Revenues	<u>4,636,977.87</u>
Amount to be Raised by Taxation	<u><u>\$9,519,230.16</u></u>

Motion by Council Person Gribbin Second Giraldo  
Resolution # 078-2019 is approved

Roll Call

Councilperson:

Furgione – Yes

Giraldo – Yes

Gribbin – Yes

Rodino – Yes

Sacco – Yes

Torrissi – Yes

Mayor DiDonato – Yes

Mayor DiDonato declares motion is carried

**Public Hearing of Bond Ordinance #007-2019 Various Capital Improvements -**

**Various Capital Improvements**

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC, NEW JERSEY, APPROPRIATING \$2,233,772 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,693,470 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 several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Town of Hammonton, in the County of Atlantic, New Jersey (the "Town") as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$2,233,772, including a grant from the State of New Jersey Department of Transportation in the amount of \$305,000 for the purpose in Section 3(d) and a Community Development Block Grant from Atlantic County in the amount of \$146,172 for the purpose in Section 3(e) (collectively, the "Grants") and further including the aggregate sum of \$89,130 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made

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 several improvements or purposes not covered by application of the several down payments and the Grants referred to in Section 1 hereof, negotiable bonds are hereby authorized to be issued in the principal amount of \$1,693,470 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. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefore, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation &amp; Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds &amp; Notes</u>	<u>Period of Usefulness</u>
a) The acquisition of a Police Pro-Phoenix and 911 System, including all related costs and expenditures incidental thereto.	\$226,000	\$214,700	5 years
b) The acquisition of a pick-up truck and four wheel drive vehicles for the Police Department, including all related costs and expenditures incidental thereto.	\$207,600	\$197,220	5 years
c) The 2019 Road Program, including Grape Street, North 1 <sup>st</sup> Road, Chestnut Street, Sindoni Lane, School House Lane, Orchard Street, Washington Street, 4 <sup>th</sup> Street, Wood Street, Union Road, North Street, Valley Avenue, Golden Eagle Drive, Grand Street, Vine Street Gatto Avenue and other various roads that may need paving and further including all work and materials necessary therefore and	\$1,200,000	\$1,140,000	10 years

incidental thereto.				
d) The reconstruction and other roadway improvements (Phase III Project) for 14 <sup>th</sup> Street, including all work and materials necessary therefore and incidental thereto.	\$350,000 (includes a grant in the amount of \$305,000 from the State of New Jersey Department of Transportation)		\$42,750	10 years
e) The reconstruction and other street improvements for Washington Street, including all work and materials necessary therefore and incidental thereto.	\$180,172 (includes a Community Development Block Grant in the amount of \$146,172 from Atlantic County)		\$32,300	10 years
f) The acquisition and installation of an airport hanger fire suppression system, including all related costs and expenditures incidental thereto and further including all work and materials necessary therefore and incidental thereto.	<u>\$70,000</u>		<u>\$66,500</u>	15 years
Total:	<u>\$2,233,772</u>		<u>\$1,693,470</u>	

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefore, as above stated, is the amount of the down payment for each purpose.

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, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. 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 or other applicable 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 improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements or purposes that the Town may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 8.98 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 \$1,693,470, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$446,750 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 purposes or improvements.

Section 7. 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 or improvements described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of the Treasury Regulations.

Section 8. Any grant moneys received for the purposes or improvements described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or, if other than the Grants referred to in Section 1 hereof, 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 Council Person Gribbin Second Giraldo  
The Ordinance is taken up for 2<sup>nd</sup> reading and public Hearing

Motion by Council Person Giraldo Second Rodio  
The Public hearing is closed; the ordinance has passed 2<sup>nd</sup> reading and is adopted



Roll Call

Councilperson:

Furgione – Yes

Giralo – Yes

Gribbin - Yes

Rodio- Yes

Sacco - Yes

Torrissi – Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

**Public Hearing of Utility Bond Ordinance #008-2019 Various Utility Improvements-**

BOND ORDINANCE PROVIDING FOR VARIOUS UTILITY IMPROVEMENTS IN AND BY THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC, NEW JERSEY, APPROPRIATING \$1,060,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,007,000 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 several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Town of Hammonton, in the County of Atlantic, New Jersey (the "Town") as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$1,060,000, and further including the aggregate sum of \$53,000 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made 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 several improvements or purposes not covered by application of the several down payments, negotiable bonds are hereby authorized to be issued in the principal amount of \$1,007,000 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. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefore, the estimated

maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation &amp; Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds &amp; Notes</u>	<u>Period of Usefulness</u>
a) Painting of the water tank, including all work and materials necessary therefore and incidental thereto.	\$960,000	\$912,000	15 years
b) The acquisition of a pickup truck and a utility vehicle, including all related costs and expenditures incidental thereto.	<u>\$100,000</u>	<u>\$95,000</u>	5 years
Total:	<u>\$1,060,000</u>	<u>\$1,007,000</u>	

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefore, as above stated, is the amount of the down payment for each purpose.

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, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. 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 or other applicable 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 improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements or purposes that the Town may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 14.05 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 \$1,007,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$212,000 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 purposes or improvements.

Section 7. 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 or improvements described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of the Treasury Regulations.

Section 8. Any grant moneys received for the purposes or improvements described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements 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 Council Person Furgione Second Rodio  
The Ordinance is taken up for 2<sup>nd</sup> reading and public Hearing

Motion by Council Person Furgione Second Rodio  
The Public hearing is closed; the ordinance has passed 2<sup>nd</sup> reading and is adopted

Roll Call

Councilperson:  
Furgione – Yes  
Giralo – Yes  
Gribbin - Yes  
Rodio- Yes  
Sacco - Yes  
Torrissi – Yes  
Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

**Public Hearing Ordinance #009-2019 Amending Chapter 271-6 Parking Prohibited at all times**

AN ORDINANCE AMENDING CHAPTER 271 SECTION 6 OF THE CODE OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC ENTITLED "Vehicles and Traffic"

WHEREAS, the Police Chief have recommended an amendment to Chapter 271 Vehicles and Traffic Section-6: Parking Prohibited At All Times, and the Mayor and Town Council have considered it in the best interest of the Town to amend this specific section; and

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

That Chapter 271-6 "Vehicles and Traffic" Parking prohibited at all times on certain streets, is hereby amended by the addition of the following:

<u>NAME OF STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
Woodman Avenue	Going East	from 12 <sup>th</sup> Street to Passmore Avenue

BE IT FURTHER RESOLVED, that all ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

This ordinance shall take effect upon final passage and publication as required by law and the approval of the New Jersey Commissioner of Transportation and the County of Atlantic as set forth in N.J.S.A. 39:4-8.

Motion by Council Person Gribbin Second Giraldo  
The Ordinance is taken up for 2<sup>nd</sup> reading and public Hearing

Motion by Council Person Gribbin Second Giraldo  
The Public hearing is closed; the ordinance has passed 2<sup>nd</sup> reading and is adopted

Roll Call

- Councilperson:
- Furgione – Yes
- Giraldo – Yes
- Gribbin - Yes
- Rodio- Yes
- Sacco - Yes
- Torrissi – Yes
- Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

**Public Hearing of Ordinance #010-2019 Amend Chapter 54 of the Code of the Town of Hammonton**

AN ORDINANCE TO AMEND CHAPTER 54 OF THE GENERAL ORDINANCES OF THE TOWN OF HAMMONTON

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

1. Chapter 54, Section 54-1 is amended to read as follows:

§54-1. Establishment of Business Administrator.

There shall be an office of the Business Administrator. The Business Administrator shall be a person qualified by education, training and experience to perform the duties of his or her office. He or she shall devote his or her entire time to the duties of the office and shall not engage in any other employment, except with the permission of the Mayor and Council. He or she shall be under the direct supervision of the Mayor and Council.

2. Chapter 54, Section 54-2, is amended to read as follows:

§54-2. Term; Removal; Absence of Business Administrator.

(a) Term. The term of office of the Business Administrator shall be at the pleasure of the Mayor and Council. The first six months of any such appointment to the position of Business Administrator shall be for a probationary period. Prior to the completion of the six-month probationary period, the appointee to the position of Business Administrator may be removed from office by a vote of a majority of the full membership of the Mayor and Council.

(b) Removal from office. After the probationary period, the Business Administrator may be removed by a two-thirds vote of the Mayor and Council. The resolution of removal shall become effective three months after its adoption by the Mayor and Council. Notwithstanding the previous sentence, Mayor and Council may provide that the resolution shall have immediate effect; provided, however, that the Mayor and Council shall cause to be paid to the Business Administrator forthwith any unpaid balance of his or her salary and his or her salary for the next three calendar months following the adoption of the resolution. The Business Administrator shall not obtain or be granted any rights of tenure.

(c) Absence or disability of the Business Administrator. During the absence or disability of the Business Administrator, the Mayor and the Council may, by resolution, appoint an appointed official or employee of the Town to perform the duties of Business Administrator during such absence or disability. In the event the Business Administrator is unexpectedly absent prior to a regularly scheduled Council meeting, the Mayor may appoint an appointed official or employee of the Town to serve until the next regularly scheduled Council meeting. The absence or disability of the Business Administrator shall be limited to three continuous months, after which time the absence or disability may be deemed a vacancy by the Mayor and Council. Unless otherwise provided herein, no acting Business Administrator shall be paid more than his or her regular salary while serving in that capacity, but he or she shall be reimbursed for all necessary expenses incurred in the performance of that office.

3. Chapter 54, Section 54-3, is amended to read as follows:

§54-3. Compensation of Business Administrator.

The compensation of the Business Administrator shall be as fixed in the Salary Ordinance of the Town.

4. Chapter 54, Section 54-4, is amended to read as follows:

§54-4. Duties and responsibilities of Business Administrator.

The Business Administrator shall be responsible to the Mayor and Council for the proper and efficient administration of the business affairs of the Town. The Business Administrator's duties and responsibilities shall relate to the management of all the Town's business, except those duties and responsibilities conferred upon other Town officials by state statute, other applicable laws, rules and regulations promulgated by state, county or Town ordinances or such duties as the Mayor and Council shall reserve or delegate onto itself or to others. The Business Administrator shall see that all ordinances, resolutions and policies of the Mayor and Council and all state and federal laws requiring municipal action are faithfully carried out by those persons responsible for doing so. For the purpose of carrying out the responsibilities of his or

her office, the Business Administrator shall develop and promulgate for adoption by the Mayor and Council sound administrative, personnel and purchasing practices and procedures for all departments, offices, boards, commissions and agencies of the municipality, all for the purpose of increasing the effectiveness and efficiency of Town government. The Business Administrator shall perform all of the duties hereinafter enumerated and such other duties as may be assigned by the Mayor and Council. In addition, the Business Administrator shall be responsible for the following enumerated duties:

- (a) Daily operation. Implement all policies of the Town necessary to carry out daily operations and activities of the Town by correspondence, review of minutes and personal contact.
- (b) Information and complaints. Inform the Mayor and Council and the residents of the municipality on all matters relating to the activities and operations of municipal government; receive and follow up on complaints on all matters and apprise the Mayor and Council thereof.
- (c) Public information. Edit and compile public information for distribution to the Mayor and Council.
- (d) Recommendations. Continuously study all activities and operations of municipal government and recommend changes for the purpose of increasing efficiency, economy and effectiveness; recommend such rules and regulations as shall be deemed necessary, with the approval of the Mayor and Council, for the conduct of administrative procedures.
- (e) Advice. Advise the Mayor and Council with respect to all pertinent information necessary to assist it with the establishment of policies and decisions.
- (f) Reports. Prepare and present to the Mayor and Council reports required from time to time on municipal affairs and prepare an annual report of the Business Administrator's work for the benefit of the Mayor and Council and the public.
- (g) Attendance. Attend all regular meetings of the Mayor and Council with the right to speak, but not to vote, on all agenda items and attend other meetings as directed by the Mayor and Council or as necessary to carry out the duties of Business Administrator. The Business Administrator shall receive notice of all special meetings of the Mayor and Council and all advisory committees, boards, commissions and other agencies of the Town. Attend all meetings of the Administration Committee.
- (h) Liaison. Serve as liaison to all departments, advisory committees, boards, commissions and other agencies of the Town.
- (i) Labor Relations/Human Resources. Oversee and assist in the administration and resolution of labor relations and human resources issues involving the employees of the Town of Hammonton.
- (j) Town Engineer. Consult with and act as a liaison between the Mayor and Council and the Town Engineer regarding all operations and policy matters.
- (k) Financial Management. Be responsible for providing oversight of the Town's daily financial operations, including, but not limited to, providing supervision of the Town accountant.
- (l) Budgets. Be responsible for the preparation of the operating and capital improvement budgets for presentation to the Mayor and Council and for administration of the budget approval process by the governing body. In preparing the proposed budget, the

Business Administrator shall direct department heads to submit their portion thereon and shall request all supporting data he or she deems necessary. The Business Administrator shall assist members of the governing body and department heads in preparing their input to the municipal budget. The Business Administrator shall thoroughly review all budget requests and submit recommendations with respect thereto to the Mayor and Council in a timely fashion.

- (m) Purchasing. Be in charge of reviewing all requisitions from all departments for materials, equipment and supplies and certifying the receipt of the same. He or she shall require the various departments to furnish an adequate inventory of all materials, equipment and supplies in stock and to recommend the sale of any surplus, obsolete or unused equipment when authorized by the Mayor and Council.
- (n) Examine and inquire. Have the power to investigate, examine or inquire into the affairs or operations of any department, commission, office, board or agency of the municipal government, unless prohibited by law.
- (o) Public information. Implement and enforce the policies of the Mayor and Council with respect to the compiling and release of public information.
- (p) Coordination of information. Integrate and coordinate the functions of all departments, commissions, boards, agencies, offices and officials and maintain liaison with the local school systems. The Business Administrator shall be responsible for continuously improving communications among the various Town personnel, departments, commissions, agencies, boards and governing bodies.
- (q) Recommendation of experts and consultants. Recommend the employment of experts and consultants to perform work and render advice in connection with Town projects.
- (r) Supervision of personnel. Subject to law, supervise all personnel of the Town through the respective department heads and direct the business activities of all Town departments, recommending to the Mayor and Council or its designated committees the employment and replacement of personnel as may be required in said departments within the limits prescribed by the budget. The Business Administrator shall have no authority over the operations of the Police Department delegated by law to the Chief of Police.
- (s) Enforcement of law and contracts. Determine that all terms and conditions imposed in favor of the municipality or its inhabitants in any statute, public utility franchise or other contract regulation or ordinance are faithfully kept and performed and, upon learning of any violation thereof, apprise the Mayor and Council.
- (t) Public improvements. Recommend the need for, the nature of and the location of all public improvements and coordinate and expedite the execution of those public improvements authorized by the Mayor and Council.
- (u) Safety responsibilities. Develop and implement all necessary safety instructions and training for employees, Town personnel and Town officials.
- (v) Recycling. Serve as recycling coordinator for the Town and oversee all actions necessary to fill the Town's recycling requirements.
- (w) Grants. Investigate the availability of and report to the Mayor and Council the feasibility of obtaining grants from federal, state and private sources and apply for and administer such grants as are authorized by the Mayor and Council.



(x) Other duties. The Business Administrator shall perform such additional administrative duties and functions as may be from time to time assigned by the Mayor and Council.

5. Chapter 54, Section 54-5, is amended to read as follows:

§54-5. Authority of Mayor and Council.

Nothing herein shall derogate or reduce the powers and duties of the Mayor and Council or authorize the Business Administrator to exercise the power and duties thereof except as authorized.

6. Chapter 54, Section 54-6, is amended to read as follows:

§54-6. Classification of Position of Business Administrator.

It is the intention of Mayor and Council in creating this position to deem same as "unclassified" for civil service purposes. The person selected shall utilize the local title "Municipal Department Head."

7. Chapter 54, a Section 54-7 is added which reads as follows:

§54-7. Establishment of Public Works Manager.

There shall be an office of the Public Works Manager. The Public Works Manager shall be a person qualified by education, training and experience to perform the duties of his or her office. The Public Works Manager shall devote his or her entire time to the duties of the office and shall not engage in any other employment, except with the permission of the Mayor and Council. The Public Works Manager shall be under the direct supervision of the Mayor and Council.

8. Chapter 54, a Section 54-8 is added which reads as follows:

§54-8. Term; Certification; Qualifications; Absence; and Removal of Public Works Manager.

(a) Term. The term of office of the Public Works Manager shall be at the pleasure of the Mayor and Council. The first six months of any such appointment to the position of Public Works Manager shall be for a probationary period. Prior to the completion of the six-month probationary period, the appointee to the position of Public Works Manager may be removed from office by a vote of a majority of the full membership of the Mayor and Council.

(b) Certification. No person shall be selected to perform the duties of Public Works Manager unless he holds a public works manager certificate issued pursuant to N.J.S. 40A:9-154.6c, which certificate has not been revoked or suspended in accordance with the provisions of N.J.S. 40A:9-154.6f. Notwithstanding the previous sentence, when a vacancy occurs with the Public Works Manager, Town Council may select, for a period not to exceed one (1) year and commencing on the date of the vacancy, a person who does not hold a certified public works manager certificate to perform on an interim basis, the duties of the Public Works Manager.

(c) Qualifications. The Public Works Manager, at a minimum, must have served at least five (5) of the last ten (10) years in a position of public or private public works, construction management or civil engineering and devoted no less than fifty percent (50%) of the person's work time to daily, direct supervision of public works activities.

(d) Absence. During the absence or disability of the Public Works Manager, the Mayor and the Council may, by resolution, appoint an appointed official or employee of the Town to perform the duties of Public Works Manager during such absence or disability. In the event the Public Works Manager is unexpectedly absent prior to a regularly scheduled Council meeting, the Mayor may appoint an appointed official or employee of the Town to serve until the next regularly scheduled Council meeting. The absence or disability of the Public Works Manager shall be limited to three continuous months, after which time the absence or disability may be deemed a vacancy by the

Mayor and Council. Unless otherwise provided herein, no acting Public Works Manager shall be paid more than his or her regular salary while serving in that capacity, but he or she shall be reimbursed for all necessary expenses incurred in the performance of that office.

- (e) Removal. After the probationary period, the Public Works Manager may be removed by a two-thirds vote of the Mayor and Council. The resolution of removal shall become effective three months after its adoption by the Mayor and Council. The Mayor and Council may provide that the resolution shall have immediate effect; provided, however, that the Mayor and Council shall cause to be paid to the Public Works Manager forthwith any unpaid balance of his or her salary and his or her salary for the next three calendar months following the adoption of the resolution. The Public Works Manager shall not obtain or be granted any rights of tenure.

9. Chapter 54, a Section 54-9 is added which reads as follows:

§54-9. Compensation for Public Works Manager.

The compensation of the Public Works Manager shall be as fixed in the Salary Ordinance of the Town.

10. Chapter 54, a Section 54-10 is added which reads as follows:

§54-10. Duties and responsibilities of Public Works Manager.

The Public Works Manager shall be responsible to take charge of and be responsible for the construction, operation and maintenance of all public buildings, grounds, streets, roads and other facilities, including general administrative responsibilities for the Town sewer and water systems, the cutting of brush, mowing of grass and removal of snow, the cleaning of ditches, the maintenance of parks and the care of other public works in the Town, subject to the orders and directions of the Council. In addition, he or she shall:

- (a) Continue/complete current development projects and initiatives.
- (b) Analyze construction and infrastructure redevelopment needs and provide recommendations and reports to Mayor and Council.
- (c) Interact with the residents and taxpayers of the Town of Hammonton and be available to supervise employees during emergencies in consultation and cooperation with the Emergency Management Coordinator.
- (d) Set up and maintain adequate inventory and control thereof of all materials and supplies needed for the maintenance and repair of all public works under his or her supervision.
- (e) Submit to the Mayor and Council a monthly report of all work performed, services furnished and inspections made during the previous month.
- (f) Submit to the Mayor and Council and the Town Engineer his or her recommendations for budget appropriations for the ensuing year.
- (g) Recommend for approval the expenditure of all funds by voucher chargeable against the Public Works Manager budget.
- (h) Inspect or be responsible for the inspection and maintenance of all storm sewer lines in the Town individually or in conjunction with other designated officials.
- (i) Receive and investigate all complaints from residents and taxpayers of the Town relating to the operations under his or her jurisdiction, take appropriate action and report results to the Mayor and Council.

- (j) Attend all Public Works Manager Committee meetings, including, those pertaining to road, sewer, water and parks and playgrounds.
- (k) Supervise the operation, maintenance and repair of municipally owned equipment used in the performance of the work assigned to him or her.
- (l) Set up, keep and maintain all the necessary books, records, field notes, maps, surveys and similar records necessary to perform the duties of his or her office and turn over all such reports to his or her successor or the Town Council upon the termination of his or her employment by the Town.
- (m) Recommend to the appropriate committee chairperson the need for repairs and replacements to municipally owned equipment, structures, buildings and grounds.
- (n) Supervise the performance of the work of personnel assigned to his or her jurisdiction.
- (o) Supervisory responsibility for planning, scheduling, directing, controlling and coordinating the daily and long term operations of public works activities, as applicable, including the utilization of manpower, equipment, materials, funds, and other available resources.
- (p) Perform such additional public works duties and functions as may be from time to time assigned by Mayor and Council.

11. Chapter 54, a Section 54-11 is added which reads as follows:

§54-11. Authority of Mayor and Council.

Nothing herein shall derogate or reduce the powers and duties of the Mayor and Council or authorize the Public Works Manager to exercise the power and duties thereof except as authorized.

12. Chapter 54, a Section 54-12 is added which reads as follows:

§54-12. Classification of Position of Public Works Manager.

It is the intention of Mayor and Council in creating this position to deem same as "unclassified" for civil service purposes. The person selected shall utilize the local title "Public Works Manager."

BE IT FURTHER ORDAINED, that if any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the Courts to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause or provision so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective; and

BE IT FURTHER ORDAINED, that any Ordinances or parts thereof in conflict with the provisions of this Ordinance are repealed to the extent of such conflict; and

BE IT FURTHER ORDAINED, that this Ordinance shall take effect following adoption and approval in the time and manner prescribed by law.

Motion by Council Person Gribbin Second Torrissi

The Ordinance is taken up for 2<sup>nd</sup> reading and public Hearing

Motion by Council Person Gribbin Second Torrissi

The Public hearing is closed; the ordinance has passed 2<sup>nd</sup> reading and is adopted

Roll Call

Councilperson:

Furgione – Yes

Giralo – Yes

Gribbin - Yes

Rodio- Yes

Sacco - Yes

Torrissi – Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

**Public Hearing of Ordinance #011-2019 – Fixing Salaries of Certain Employees**

AN ORDINANCE FIXING THE SALARIES OF  
Certain Employees in the Town of Hammonton

BE IT ORDAINED by Mayor and Common Council of the Town of Hammonton, County of Atlantic, New Jersey the salaries, clothing allowance, education stipend, health insurance buyout, sick time, vacation time, personal time, comp time, holidays and overtime shall apply to members for contract terms commencing January 1, 2018 per Town Code and per individual bargaining unit Contracts. Individuals shall be paid pursuant to the contract minimums and maximum salaries / Hourly Rates as per contract are as follows:

<u>TITLE</u>	<u>MINIMUM</u>	<u>MAXIMUM</u>
Town Clerk/Accountant /Deputy Registrar/ Airport Admin. / Business Admin.	\$45,000	\$120,000
Public Works Manager	\$45,000	\$100,000
Department Head of Public Works	\$45,000	\$100,000
Municipal Court Interpreter	\$75.00 Per Session	\$ 125.00 Per Session

BE IT FURTHER ORDAINED the appropriate level that each employee covered under their individual or bargaining unit contract shall be paid determined by the language contained in the aforementioned contract. No prior contract language or language contained in the prior salary ordinance shall be applicable for purposes of determining the salary level of any personnel, and

BE IT FURTHER ORDAINED there shall be added as a longevity increment for each full-time employee as negotiated and set forth in the contract, and

BE IT FURTHER ORDAINED the method of payment of the salaries to each employee shall be fixed by resolution by Mayor and Council, and

BE IT FURTHER ORDAINED this ordinance shall take effect after final passage and publication according to law and its provisions.

Motion by Council Person Gribbin Second Torrissi  
The Ordinance is taken up for 2<sup>nd</sup> reading and public Hearing

Motion by Council Person Gribbin Second Torrissi  
The Public hearing is closed; the ordinance has passed 2<sup>nd</sup> reading and is adopted

Roll Call

Councilperson:  
Furgione – Yes  
Giralo – Yes  
Gribbin - Yes  
Rodio- Yes  
Sacco - Yes  
Torrissi – Yes  
Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

**Public Hearing of Ordinance #012-2019 Amend Chapter 25 Fire Company**

AN ORDINANCE TO AMEND CHAPTER 25 ARTICLES I, II, III, AND IV OF THE GENERAL ORDINANCES OF THE TOWN OF HAMMONTON

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

Chapter 25, Article I, Section 1, is amended to read as follows:

§25-1. Composition of Fire Department.

All fire companies existing or which may hereafter exist in the Town of Hammonton and operating under the control of the town shall hereafter be known as the "Fire Department of the Town of Hammonton," and the present existing volunteer fire companies known as the "Hammonton Volunteer Fire Company" and the "Independent Volunteer Fire Company" (hereinafter collectively called the "Hammonton Volunteer Fire Companies") are recognized as members of the said Department. Any volunteer fire company which may hereafter be organized may be admitted to this Department by and with the consent of Council.

Chapter 25, Article I, Section 2 is repealed and replaced as follows:

§25-2. Officers of the Fire Department.

The Fire Department shall have two (2) officers identified as the Fire Chief and Assistant Fire Chief that shall be elected and have the powers and duties set forth in §25-3.

Chapter 25, Article I, Section 3 is amended to read as follows:

§25-3. Powers and Duties of Fire Chief and Assistant Fire Chief. There shall be elected, in an election that occurs any time between October 1 and December 31 in each year, or whenever a vacancy occurs, a Fire Chief and an Assistant Fire Chief who shall:

A. Have command and control of said Fire Department, including engines, hose or other apparatus or appliances necessarily used in fire departments and may require the fire companies to keep the same in good condition at all times;

B. Have full charge and command of the Fire Department, Hammonton Volunteer Fire Companies and fire apparatus during all occasions of fire or emergency;

C. Have control of all public cisterns, public pumps or other supplies of water on occasions of emergency from fire or otherwise, and may require on or more of said companies to empty any cistern or cisterns requiring cleaning or repairing;

D. Have charge of and distribute any material required for the use of firemen, engines, hose carts, ladders, trucks, etc., provided by Council;

E. Take command and be in charge of all Fire Department meetings;

F. Prepare an inventory of equipment and apparatus which shall be submitted to Town Council on or before October 1 annually;

G. Recommend to Town Council the purchase of apparatus and equipment necessary to maintain the effectiveness of the Hammonton Volunteer Fire Companies and properly protect life and property from fire; and

H. Compel each or all of the Hammonton Volunteer Fire Companies to observe the provisions of this Chapter 25.

The Assistant Fire Chief shall always be subordinate to the Fire Chief, and in the absence or inability of the Fire Chief to perform the duties of said office, the Assistant Fire Chief shall have the same power and perform the same duties as the Fire Chief.

Chapter 25, Article I, Section 5 is repealed and replaced as follows:

§25-5. No right to membership.

There is no fundamental right to membership in the Hammonton Volunteer Fire Companies.

Chapter 25, Article I, Section 6 is repealed and replaced as follows:

§25-6. Membership.

Any person seeking enrollment in the Hammonton Volunteer Fire Companies shall make an application to either the Hammonton Volunteer Fire Company or the Independent Volunteer Fire Company. Upon his or her approval by the respective Volunteer Fire Company for membership according to the rules of the respective Volunteer Fire Company, the Volunteer Fire Company shall provide the application of the person to Town Council. The Applicant shall then be subject to a background investigation, including an investigation of criminal, driving and police records to the extent permitted by law. No person shall become a member of the Hammonton Volunteer Fire Companies until such person's membership has been approved by Town Council. Town Council shall have the right to reject any person seeking enrollment for any cause deemed sufficient by Town Council.

Chapter 25, Article I, a Section 7 is added which reads as follows:

§25-7. Supervision and Control of the Fire Department and Hammonton Volunteer Fire Companies.

The Fire Chief, Assistant Fire Chief, any and all members of the Hammonton Volunteer Fire Companies, and any and all officers of the Hammonton Volunteer Fire Companies shall be under the supervision and control of Town Council for the Town of Hammonton.

Chapter 25, Article I, a Section 8 is added which reads as follows:

§25-8. Discipline, suspension and removal of members.

For any cause deemed sufficient by Town Council, Council may reprimand, suspend or remove:

A. Any member or junior firefighter of the Hammonton Volunteer Fire Companies;

B. The Fire Chief and/or Assistant Fire Chief; and

C. Any officer or officers of the Hammonton Volunteer Fire Companies.

Chapter 25, Article I, a Section 9 is added which reads as follows:

§25-9. Discipline by Hammonton Volunteer Fire Companies.

In addition to the authority of Town Council to discipline, suspend and remove members and officers of the Hammonton Volunteer Fire Companies, the Hammonton Volunteer Fire Companies may impose suitable fines and other penalties on its respective members, subject to the review and approval of the Fire Chief, in accordance with the bylaws and rules of the respective Volunteer Fire Company. This §25-9 shall not prevent, hinder or in any way interfere with the power of Town Council set forth in §25-8. Specifically, this §25-9 shall not be interpreted to require disciplinary action by the Hammonton Volunteer Fire Companies, before Town Council may exercise its authority under §25-8. As set forth in §25-7, "any and all members of the Hammonton Volunteer Fire Companies, and any and all officers of the Hammonton Volunteer Fire Companies shall be under the supervision and control of Town Council for the Town of Hammonton."

Chapter 25, Article I, a Section 10 is added which reads as follows:

§25-10. Limitation on discipline by Hammonton Volunteer Fire Companies.

Although §25-9 allows the Hammonton Volunteer Fire Companies to impose suitable fines and other penalties on its respective members, Town Council is the only entity with authority to suspend or remove a member from either of the Hammonton Volunteer Fire Companies. This §25-10 shall not prevent, hinder or in any way interfere with the power of Town Council set forth in §25-8. Specifically, this §25-10 shall not be interpreted to require disciplinary action by the Hammonton Volunteer Fire Companies, before Town Council may exercise its authority under §25-8.

Chapter 25, Article II, Section 25-7 titled, Compensation of active fire fighters, is now numbered §25-11 and is amended to read as follows:

§25-11. Clothing Allowance for Active Fire Fighters.

The annual clothing allowance to be paid to active volunteer fire fighters shall be as set by Town Council in the yearly Salary Ordinance. Editor's Note: The Salary Ordinance is on file in the Office of the Town Clerk/Administrator.

Chapter 25, Article II, Section 25-8 titled, Submission of list of members to Town Clerk/Administrator, is now numbered §25-12.

Chapter 25, Article II, Section 25-9 titled, Number of members limited, is now numbered §25-13 and is amended to read as follows:

§25-13. Number of members limited.

The membership of Hammonton Volunteer Fire Company shall not exceed 40 members, and of Independent Volunteer Fire Company shall not exceed 40 members.

Chapter 25, Article II, Section 25-10 titled, Attendance at drills required, is now numbered §25-14.

Chapter 25, Article II, a Section 25-15 is added which reads as follows:

§25-15. Authority at fires.

In the absence of the Fire Chief or Assistant Fire Chief at a fire, the first line officer from one of the Hammonton Volunteer Fire Companies (i.e., Captain or any of the Lieutenants) to arrive at the scene shall assume command until the arrival of the Fire Chief or Assistant Fire Chief. In the absence of a line officer, the first officer from one of the Hammonton Volunteer Fire Companies (i.e., President, Vice President, Secretary or Treasurer) present shall assume command until the arrival of a line officer. In the absence of an officer, the first senior fire fighter to arrive at the scene, other than the driver, shall assume command until the arrival of an officer.

Chapter 25, Article II, a Section 25-16 is added which reads as follows:

§25-16. Officially Adopted Documents.

Town Council has only adopted, through Resolution #29-2013, The Official Handbook of Volunteer Fire Companies #1 and #2, which may be amended from time to time through subsequent Resolutions of Town Council. Town Council has not adopted, is not subject to, and/or is not required to comply with: (1) the Hammonton Fire Department Rules of Conduct/Disciplinary Code; (2) Operating Procedure Manual for Hammonton Fire Department; and (3) any other policies, procedures, manuals adopted by the Hammonton Volunteer Fire Companies and/or the Fire Department.

Chapter 25, Article III, the Sections are renumbered as follows:

Former Section	New Section
§25-11	§25-17
§25-12	§25-18
§25-13	§25-19
§25-14	§25-20

Chapter 25, Article IV, the Sections are renumbered as follows:

Former Section	New Section
§25-15	§25-21
§25-16	§25-22
§25-17	§25-23
§25-18	§25-24
§25-19	§25-25
§25-20	§25-26
§25-21	§25-27
§25-22	§25-28

BE IT FURTHER ORDAINED, that if any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the Courts to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause or provision so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective; and

BE IT FURTHER ORDAINED, that any Ordinances or parts thereof in conflict with the provisions of this Ordinance are repealed to the extent of such conflict; and

BE IT FURTHER ORDAINED, that this Ordinance shall take effect following adoption and approval in the time and manner prescribed by law.

**Held until June 14<sup>th</sup> Meeting**

**Public Hearing of Ordinance #013-2019 Ground Mounted Solar Arrays**

**AN ORDINANCE OF THE TOWN OF HAMMONTON TO AMEND CHAPTER 175, ARTICLE XIX OF THE LAND DEVELOPMENT ORDINANCES OF THE TOWN OF HAMMONTON**

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

13. **Chapter 175, Article XIX, Section 188, Subsection (B) is amended to read as follows:**

14. **B. Solar panels shall be permitted as ground arrays in the AP (Agriculture Production District), AP/CLI (Agricultural Production/Compatible Light Industry District) and nonresidential zoning districts, in accordance with the following:**

15. **2. Chapter 175, Article XIX, Section 188, Subsection (B) (2) is amended to read as follows:**

16. **(2) Ground arrays shall not be permitted in the HB, Downtown and Gateway Districts.**

17. 3. Chapter 175, Article XIX, Section 188, a Subsection (C) is added which reads as follows:



C. Ground arrays shall be permitted as a Conditional Use in the PA (Preservation Area District), SAP (Special Agriculture Production District), RR (Rural Residential District), R-1 (Residential-1 District), R-2 (Residential-2 District) and R-3 (Residential-3 District) only, in accordance with the following Conditions:

- (1) Minimum lot size shall be 65,340 square feet.
- (2) All ground arrays shall be set back from property boundaries a distance in conformance with the bulk standards for principal structures.
- (3) Ground arrays shall be located so that any glare is directed away from an adjoining property that contains either a residential or nonresidential structure. Glare angles must be provided at the time of submission or the application will not be complete.
- (4) Ground arrays shall not exceed a height of 15 feet.
- (5) Ground arrays shall be structures included in the calculation of lot coverage. The lot coverage including ground arrays shall not exceed the permitted lot coverage within a zoning district.
- (6) Ground arrays shall not be closer to any street line adjoining the lot upon which the array is placed, than the rearmost point of the principal structure. Nor shall ground arrays be closer to the street line than the front most point of the principal structure on any adjoining property.
- (7) Ground arrays shall be located a minimum of 100 feet from any occupied structures on adjoining lots, and a minimum of 50 feet from the house on the property in question.
- (8) Tree clearing required for ground mount arrays must be first approved by the Environmental Commission before being permitted as part of any application for a ground mounted solar array.
- (9) All required buffers shall be met.
- (10) A four (4) foot high fence shall be required around all solar array facilities, including inverter equipment and any conveyance systems not buried, or any part of which is less than ten (10) feet in height. The fence will be set back a minimum distance of 5 feet from any part of the solar array and be designed and constructed to prevent unwanted entry into the solar array area.

4. Chapter 175, Article XIX, Section 188, a Subsection (D) is added which reads as follows:

D. An applicant for development of a solar energy system shall submit the following items to the Board Secretary:

- (1) Updated survey of the property in question, showing all bulk standards in the form of a chart on the survey attesting to the compliance or non-compliance with the bulk standards for the district in which the ground mounted array is proposed.
- (2) A site plan shall be required for all applications for ground mount solar arrays under this section, in accordance with Section 175-69.
- (3) Location of all trees equal to or greater than 4.5 inches diameter at breast height (dbh) which the applicant intends to clear for the proposed ground mount solar array.
- (4) An aerial map using publicly available mapping, to scale with subject property shown with distances to adjoining residential structures marked to clearly identify existing site features. Scale of this map shall not result in an image size smaller than 1"=100'.
- (5) Glare angles clearly shown on the survey or aerial map.
- (6) Ground Array plotted on scaled site plan in accordance with Section 175-69, with dimensions, setbacks, coverage, height, shown in a zoning chart/bulk standards table.
- (7) A structural analysis of the roof upon which solar panels would otherwise be placed in compliance with this section, signed and sealed by a New Jersey Licensed Professional Engineer or Architect analyzing the roof load of a rooftop solar array, and analyzing whether or not the roof has sufficient structural strength to hold up a rooftop solar array.
- (8) Conditional use checklist filled out with all checks in boxes. Any conditions (boxes) not filled in will be deemed to be non-compliant, requiring a variance application under NJSA 40:55D-70(d)(3).

**BE IT FURTHER ORDAINED**, that if any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the Courts to

be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause or provision so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective; and

**BE IT FURTHER ORDAINED,** that any Ordinances or parts thereof in conflict with the provisions of this Ordinance are repealed to the extent of such conflict; and

**BE IT FURTHER ORDAINED,** that this Ordinance shall take effect following adoption and approval in the time and manner prescribed by law.

Motion by Council Person Giraldo Second Sacco

The Ordinance is taken up for 2<sup>nd</sup> reading and public Hearing

Motion by Council Person Giraldo Second Sacco

The Public hearing is closed; the ordinance has passed 2<sup>nd</sup> reading and is adopted

Roll Call

Councilperson:

Furgione – Yes

Giraldo – Yes

Gribbin - Yes

Rodio- Yes

Sacco - Yes

Torrissi – Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

**Public Hearing of Ordinance #014-2019 Amend Form Base Code**

AN ORDINANCE TO AMEND ARTICLES XII AND XIII OF CHAPTER 175 OF THE GENERAL ORDINANCES 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 1. Findings. The Mayor and Council for the Town of Hammonton hereby make the following findings: A reexamination of the Town of Hammonton's Amended Master Plan was completed by Brown & Keener Urban Design, PC, in 2011 and a Reexamination Report was prepared. In conjunction with the 2011 Reexamination Report, Brown & Keener Urban Design, PC, prepared an Amendment to the Land Use Element of the Master Plan, which incorporated the changes recommended in the 2011 Reexamination Report. On August 17, 2011, after a public hearing, the Town of Hammonton Planning Board adopted by Resolution the 2011 Reexamination Report and Amendment to the Land Use Element of the Master Plan.

In conjunction with the Amendment to the Land Use Element of the Master Plan Mayor and Council for the Town of Hammonton had Brown & Keener Urban Design, PC, prepare proposed Amendments to Chapter 175 of the Town of Hammonton Land Development Code consistent with the 2011 Reexamination Report and Amendment to the Land Use Element of the Master Plan adopted by the Planning Board on August 17, 2011.

Mayor and Council for the Town of Hammonton in accordance with N.J.S.A. 40:55D-26(a) referred the proposed Amendments to Chapter 175 of the Town of Hammonton Land Development Code to the Town of Hammonton Planning Board for its review and determination of the consistency of the Amendments with the Town of Hammonton Master Plan.

On November 16, 2011, the Town of Hammonton Planning Board issued a report to Town Council pursuant to N.J.S.A. 40:55D-26(a) finding the proposed Amendments to Chapter 175 of the Town of Hammonton Land Development Code consistent with the Town of Hammonton Master Plan, amendments thereto, 2011 Master Plan Reexamination Report and recommended to Mayor and Town Council of the Town of Hammonton that it adopt by Ordinance the proposed Amendments to Chapter 175 of the Town of Hammonton Land Development Code. On November 28, 2011, the proposed Amendments to Chapter 175 of the Town of Hammonton Land Development Code were adopted by Mayor and Council for the Town of Hammonton in Ordinance Number 023-2011, and were implemented after Pinelands Approval on May 11, 2012. The Town of Hammonton Planning Board has discovered certain clerical errors in the proposed Amendments to Chapter 175 that were adopted by Ordinance on November 28, 2011, and it is the intention of this proposed Ordinance to correct those errors and make Chapter 175 more consistent with the 2011 Reexamination Report and Amendment to the Land Use Element of the Master Plan. The Planning Board of the Town of Hammonton has recommended that it is appropriate and consistent with the Town of Hammonton Master Plan, the 2011 Reexamination Report and the 2011 Amendment to the Land Use Element of the Master Plan to amend Chapter 175 of the Town of Hammonton Land Development Ordinance as set forth below.

Section 2. Section 175-154.4(d) of the Ordinance, titled Minimum Lot Size, is amended to read as follows: 175-154.4(d) Minimum Lot Size in this district is: 10,000 sq. ft., except when a Twin House Building Type is proposed. The Twin House Building Type consists of two dwelling units that abut along a shared property line. If a Twin House Building Type is proposed the minimum lot size is 5,000 sq. ft. per lot so that the total minimum area for the two lots the building spans across is 10,000 sq. ft.

Section 3. Section 175-160(B)(7)(c)(5)(DT1) is amended to read as follows: DT1 70%

Section 4. Section 175-160(B)(7)(c)(7)(B)(DT1) of the Ordinance is amended to read as follows: DT1 10 ft/no max

Section 5. Section 175-160(B)(7)(c)(7)(D)(DT1) of the Ordinance is amended to read as follows: DT1 10ft/no max

Section 6. Section 175-160(B)(7)(c)(9)(B) is amended to read as follows: Access, Mid Block Lot Along Side Property Line, Adjacent Lot. This access requirement shall be satisfied if the owner of the subject property enters into a parking and/or access easement with the adjacent lot owner which allows access to the subject property.

Section 7. Section 175-160(B)(7)(c)(9)(C) is amended to read as follows: Access, Corner Lot Adjacent Lot or Side Street. This access requirement shall be satisfied if the owner of the subject property enters into a parking and/or access easement with the adjacent lot owner which allows access to the subject property.

Section 8. Section 175-160(B)(8)(c)(7)(B)(DT1) is amended to read as follows: DT1 5ft/no max

Section 9. Section 175-160(B)(8)(c)(7)(D)(DT1) is amended to read as follows: DT1 5ft/no max

Section 10. Section 175-160(B)(19)(c)(2) is amended to read as follows: Lot Depth (max) no max

Section 11. Section 175-160(B)(19)(c)(3) is amended to read as follows: Footprint Area (min/max) 800/2,400 sf (total for both units)

Section 12. Section 175-160(B)(19)(c)(4) is amended to read as follows: Building Width (min/max) 30/50 ft (total for both units)

Section 13. Section 175-160(B)(19)(c)(6)(DT1) is amended to read as follows: DT1 5,000 sf per lot/10,000 sf for both lots

Section 14. Section 175-160(B)(19)(c)(7)(B)(DT1) is amended to read as follows: DT1 0 ft/no max

Section 15. Section 175-160(B)(19)(c)(7)(C)(DT1) is amended to read as follows: DT1 5 ft/no max

Section 16. Section 175-160(B)(19)(c)(7)(D)(DT1) is amended to read as follows: DT1 0 ft/no max

Section 17. Section 175-154.5(d) of the Ordinance titled, Minimum Lot Size, is amended to read as follows: Section 175-154.5(d) Minimum Lot Size in this district is: 10,000 sq. ft., except when a Twin House Building Type is proposed. The Twin House Building Type consists of two dwelling units that abut along a shared property line. If a Twin House Building Type is proposed the minimum lot size is 5,000 sq. ft. per lot so that the total minimum area for the two lots the building spans across is 10,000 sq. ft.

Section 18. Section 175-160(B)(5)(c)(2) is amended to read as follows: Lot depth (max) 125 ft, except if in DT2 Zone then no max

Section 19. Section 175-160(B)(5)(c)(7)(B)(DT2) is amended to read as follows: DT2 0 ft/no max

Section 20. Section 175-160(B)(5)(c)(7)(D)(DT2) is amended to read as follows: DT2 10 ft/no max

Section 21. Section 175-160(B)(7)(c)(5)(DT2) is amended to read as follows: DT2 70%

Section 22. Section 175-160(B)(7)(c)(7)(B)(DT2) of the Ordinance is amended to read as follows: DT2 10 ft/no max

Section 23. Section 175-160(B)(7)(c)(7)(D)(DT2) of the Ordinance is amended to read as follows:

DT2 10 ft/no max

Section 24. Section 175-160(B)(8)(c)(7)(B)(DT2) is amended to read as follows: DT2 5 ft/no max

**Section 25. Section 175-160(B)(8)(c)(7)(D)(DT2) is amended to read as follows: DT2 5 ft/no max**

Section 26. Section 175-160(B)(11)(c)(2) is amended to read as follows: Lot Depth (max) no max

Section 27. Section 175-160(B)(11)(c)(3) is amended to read as follows: Foot Print Area (min/max) 800/2,400 sf. Max

Section 28. Section 175-160(B)(11)(c)(4) is amended to read as follows: Building Width (min/max) 25/50 ft max

Section 29. Section 175-160(B)(11)(c)(7)(B)(DT2) is amended to read as follows: DT2 0 ft/no max

Section 30. Section 175-160(B)(11)(c)(7)(C)(DT2) is amended to read as follows:

DT2 5 ft/no max

Section 31. Section 175-160(B)(11)(c)(7)(D)(DT2) is amended to read as follows:

DT2 0 ft/no max

Section 32. Section 175-160(B)(11)(c)(9)(B) is amended to read as follows:

Access, Mid Block Lot      Adjacent Lot, Alley. This access requirement shall be satisfied if the owner of the subject property enters into a parking and/or access easement with the adjacent lot owner which allows access to the subject property.

Section 33.      Section 175-160(B)(12)(c)(2) is amended to read as follows:

Lot Depth (max)                  no max

Section 34.      Section 175-160(B)(12)(c)(7)(B)(DT2) is amended to read as follows:

DT2      10 ft/no max

Section 35.      Section 175-160(B)(12)(c)(7)(D)(DT2) is amended to read as follows:

DT2      10 ft/no max

Section 36.      Section 175-160(B)(12)(c)(9)(B) is amended to read as follows:

Access, Mid Block Lot      Adjacent Lot, Street. This access requirement shall be satisfied if the owner of the subject property enters into a parking and/or access easement with the adjacent lot owner which allows access to the subject property.

Section 37.      Section 175-160(B)(12)(c)(9)(C) is amended to read as follows:

Access, Corner Lot      Adjacent Lot or Side Street. This access requirement shall be satisfied if the owner of the subject property enters into a parking and/or access easement with the adjacent lot owner which allows access to the subject property.

Section 38.      Section 175-160(B)(18)(c)(2) is amended to read as follows:

Lot Depth (max)                  no max

Section 39.      Section 175-160(B)(18)(c)(4) is amended to read as follows:

Building Width (min/max)      15 ft/50 ft

Section 40.      Section 175-160(B)(18)(c)(9)(B) is amended to read as follows:

Access, Mid Block Lot      Adjacent Lot, Alley. This access requirement shall be satisfied if the owner of the subject property enters into a parking and/or access easement with the adjacent lot owner which allows access to the subject property.

Section 41.      Section 175-160(B)(19)(c)(6)(DT2) is amended to read as follows:

DT2      5,000 sf per lot/10,000 sf for both lots

Section 42.      Section 175-160(B)(19)(c)(7)(B)(DT2) is amended to read as follows:

DT2      0 ft/no max

Section 43.      Section 175-160(B)(19)(c)(7)(C)(DT2) is amended to read as follows:

DT2      5 ft/no max

Section 44.      Section 175-160(B)(19)(c)(7)(D)(DT2) is amended to read as follows:

DT2      0 ft/no max

Section 45. Section 175-154.6(D)(2) is amended to read as follows:

(2) 10,000 sq. ft. for residential buildings, except when a Twin House Building Type is proposed. The Twin House Building Type consists of two dwelling units that abut along a shared property line. If a Twin House Building Type is proposed the minimum lot size is 5,000 sq. ft. per lot so that the total minimum area for the two lots the building spans across is 10,000 sq. ft.

Section 46. Section 175-160(B)(5)(c)(7)(B)(DT3) is amended to read as follows:

DT3 0 ft/no max

Section 47. Section 175-160(B)(5)(c)(7)(D)(DT3) is amended to read as follows:

DT3 5 ft/no max

Section 48. Section 175-160(B)(5)(c)(9)(B) is amended to read as follows:

Access, Mid Block Lot Adjacent Lot. This access requirement shall be satisfied if the owner of the subject property enters into a parking and/or access easement with the adjacent lot owner which allows access to the subject property.

Section 49. Section 175-160(B)(5)(c)(9)(C) is amended to read as follows:

Access, Corner Lot Adjacent Lot or Side Street. This access requirement shall be satisfied if the owner of the subject property enters into a parking and/or access easement with the adjacent lot owner which allows access to the subject property.

Section 50. Section 175-160(B)(7)(c)(5)(DT3) is amended to read as follows:

DT3 80%

Section 51. Section 175-160(B)(7)(c)(7)(B)(DT3) is amended to read as follows:

DT3 0 ft/no max

Section 52. Section 175-160(B)(7)(c)(7)(D)(DT3) is amended to read as follows:

DT3 0 ft/no max

Section 53. Section 175-160(B)(8)(c)(7)(B)(DT3) is amended to read as follows:

DT3 3 ft/no max

Section 54. Section 175-160(B)(8)(c)(7)(D)(DT3) is amended to read as follows:

DT3 3 ft/no max

Section 55. Section 175-160(B)(9)(c)(7)(B)(DT3) is amended to read as follows:

DT3 0 ft/no max

Section 56. Section 175-160(B)(9)(c)(7)(D)(DT3) is amended to read as follows:

DT3 0 ft/no max

Section 57. Section 175-160(B)(9)(c)(9)(B) is amended to read as follows:

Access, Mid Block Lot Adjacent Lot, Alley. This access requirement shall be satisfied if the owner of the subject property enters into a parking and/or access easement with the adjacent lot owner which allows access to the subject property.

Section 58. Section 175-160(B)(9)(c)(9)(C) is amended to read as follows:

Access, Corner Lot Adjacent Lot or Side Street. This access requirement shall be satisfied if the owner of the subject property enters into a parking and/or access easement with the adjacent lot owner which allows access to the subject property.

Section 59. Section 175-160(B)(10)(c)(9)(B) is amended to read as follows:

Access, Mid Block Lot Adjoining Lot. This access requirement shall be satisfied if the owner of the subject property enters into a parking and/or access easement with the adjacent lot owner which allows access to the subject property.

Section 60. Section 175-160(B)(11)(c)(7)(B)(DT3) is amended to read as follows:

DT3 0 ft/no max

Section 61. Section 175-160(B)(11)(c)(7)(C)(DT3) is amended to read as follows:

DT3 5 ft/no max

Section 62. Section 175-160(B)(11)(c)(7)(D)(DT3) is amended to read as follows:

DT3 0 ft/no max

Section 63. Section 175-160(B)(12)(c)(7)(B)(DT3) is amended to read as follows:

DT3 10 ft/no max

Section 64. Section 175-160(B)(12)(c)(7)(D)(DT3) is amended to read as follows:

DT3 10 ft/no max

Section 65. Section 175-160(B)(14)(c)(7)(B)(DT3) is amended to read as follows:

DT3 0 ft/no max

Section 66. Section 175-160(B)(14)(c)(7)(C)(DT3) is amended to read as follows:

DT3 0 ft/no max

Section 67. Section 175-160(B)(14)(c)(7)(D)(DT3) is amended to read as follows:

DT3 0 ft/no max

Section 68. Section 175-160(B)(14)(c)(9)(B) is amended to read as follows:

Access, Mid Block Lot Adjacent Lot, Front (limited). This access requirement shall be satisfied if the owner of the subject property enters into a parking and/or access easement with the adjacent lot owner which allows access to the subject property.

Section 69. Section 175-160(B)(18)(c)(7)(C)(DT3) is amended to read as follows:

DT3 5 ft/no max

Section 70. Section 175-160(B)(19)(c)(6)(DT3) is amended to read as follows:

DT3 5,000 sf per lot/10,000 sf for both lots

Section 71. Section 175-160(B)(19)(c)(7)(B)(DT3) is amended to read as follows:

DT3 0 ft/no max

Section 72. Section 175-160(B)(19)(c)(7)(C)(DT3) is amended to read as follows:

DT3 5 ft/no max

Section 73. Section 175-160(B)(19)(c)(7)(D)(DT3) is amended to read as follows:

DT3 0 ft/no max

Section 74. Section 175-160(B)(9)(c)(7)(C)(DT4) is amended to read as follows:

DT4 0 ft/no max

Section 75. Section 175-160(B)(20)(b) of the Ordinance titled, Zone Application, the following zoning districts are deleted:

DT4, GW2 and GW3

Section 76. Section 175-161(D)(7)(P)(3)(g) is amended to read as follows:

Clearance min. 7 ft.

Section 77. Section 175-123(B)(2) is amended to read as follows:

(2) Subdivisions in the DT-1, DT-2, DT-3, DT-4, GW-1, GW-2 and GW-3 Zoning Districts that do not include residential uses.

Section 78. Section 175-125(A) is amended to read as follows:

A. In areas where there is no natural shade, shade trees will be set along the lot frontage a minimum of 10 feet inside the property line. The type and suggested spacing are as follows:

(1) Pine and Willow Oaks (green spire linden): 50 feet apart in DT-1, DT-2, DT-3, DT-4, GW-1, R-1 and R-2 Zoning Districts.

(2) Sugar Maple: 30 feet apart in DT-1, DT-2, DT-3, DT-4, GW-1, R-1 and R-2 Zoning Districts.

(3) Callery Pear: 25 feet apart in DT-1, DT-2, DT-3, DT-4, GW-1, R-1 and R-2 Zoning Districts.



Section 79. All ordinances or parts of ordinances inconsistent with the provisions of this Ordinance are repealed to the extent of the inconsistency.

Section 80. 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.

Section 81. This Ordinance shall take effect immediately upon final adoption and publication as required by law.

## **Hold until June Meeting**

### COMMITTEE REPORTS

#### Administration - Councilman Gribbin

- Reviewed Ordinance for BA and PWM
- Spoke about Form Base Code Ordinance hold until June meeting

#### Business & Industry – Councilwoman Sacco

- Update on Upcoming Events, Food Truck Event June 8<sup>th</sup>, 3<sup>rd</sup> Thursday of May, Sunday June 30<sup>th</sup> Blueberry Festival.
- 

#### Quality of Life - Councilwoman Sacco

- Request for letter of support for Sustainable NJ, Health and Fitness and Building.

Motion by Council Person Sacco Second Giraldo

#### Roll Call

Councilperson:

Furgione – Yes

Giraldo – Yes

Gribbin - Yes

Rodio- Yes

Sacco - Yes

Torrissi – Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

- Historical Society will be open this Monday 10 to 12
- June 22<sup>nd</sup> Historical Society will have a home and Garden tour

#### Education - Councilman Torrissi

- no Actions items to report

#### Public Works & Transportation - Councilman Rodio

- Reviewed actions items under Engineer's report
- Trash Service for Holiday will be Tuesday
- Bulky pickup June 3<sup>rd</sup> to the 7<sup>th</sup>.
- Brush Pickup June 10<sup>th</sup> to the 14<sup>th</sup>

#### Water & Sewer - Councilman Furgione

- Update on drip Irrigation
- Award Contract for Water Tank Painting – **Resolution Later in Meeting**

ENGINEER REPORT

**Public Works Action Items**

**1. Washington Street Reconstruction CDBG Funds (ARH #11-40054):**

We received bids for the Washington Street project on Friday, May 17, 2019. We will review the bids received and provide a report for Council's consideration of award on Monday night subject to the Solicitor's review of the bid documents and verification of available funds. The Atlantic County Improvement Authority (ACIA) has allocated \$146,172.00 for the project. The balance of the funds must be covered by the bond ordinance established by the Town.

**Action Requested:**

Passage of resolution of project award (copy attached) to the lowest responsible bidder subject to the following conditions:

- Review and approval of the bid documents by the Town Solicitor.
- Review and approval of the award recommendation by the ACIA.
- Certification of availability project funds.

**Resolution #089-2019 later in meeting**

**2. 2019 State Aid Funding (14<sup>th</sup> Street) (ARH #P2019.0392):**

The NJDOT has awarded the Town an additional \$310,000.00 for Phase III of the 14<sup>th</sup> Street Roadway improvement project. The limits defined in the application were from Second Road to First Road. Our office has submitted a proposal to perform the surveying, design, and bidding of the project. Based on our current Engineer's Estimate, we believe we can pave approximately 3,000 LF of 14<sup>th</sup> Street using the grant funds. The work included in the proposal will be for about 4,350 LF, which will allow us to extend the limits if we receive favorable bids.

**Action Requested:**

Authorize ARH to perform the surveying and design of Phase III of the 14<sup>th</sup> Street Roadway Improvement Project, in the amount of \$43,000.00.

Motion by Council Person Rodio Second Furgione  
Approval of PO to ARH in the amount of \$43,000.00 for 14<sup>th</sup> Street

Roll Call

Councilperson:  
Furgione – Yes  
Giraldo – Yes  
Gribbin - Yes  
Rodio- Yes  
Sacco - Yes  
Torrissi – Yes  
Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

**3. Fiscal Year 2020 State Aid Program Applications (ARH #2019-0394):**

The Town has received a letter (copy attached) from NJDOT Commissioner related to various State Aid Program applications. If the Town is interested in making an application for funding consideration, they are due by July 19, 2019.

The Town made an application for the following projects last year:

- Municipal Aid 14<sup>th</sup> Street Reconstruction. The Town received a \$310,000.00 allotment for completion of the 3<sup>rd</sup> section of the roadway.

- Bikeways – ARH made the following request for funding consideration:
  - Additional funds for construction of the initial 11<sup>th</sup> Street Veterans Place section.
  - Subsequent bike path construction along a portion of Moss Mill Road adjacent to the Boyer Avenue Recreation site. Neither of these projects have received funding consideration.
  - Safe Routes to School – North Street sidewalk and portion of Fourth Street and Walnut Street. We are awaiting a decision related to this project.

If acceptable to the Mayor and Council, it would be recommended to request Municipal Aid funding consideration for the next phase of 14<sup>th</sup> Street reconstruction. We could discuss other project options with the Public Works Committee if desired.

**Action Requested:**

Authorize ARH to prepare the application, reports, maps, resolution and estimates for the next phase of 14<sup>th</sup> Street for a figure not to exceed \$1,650.00.

Motion by Council Person Rodio Second Furgione

Approval of PO to ARH on the amount of \$1,650.00 for State Aid Applicants

Roll Call

Councilperson:

Furgione – Yes

Giralo – Yes

Gribbin - Yes

Rodio- Yes

Sacco - Yes

Torrissi – Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

**4. Conceptual Intersection Improvement Plan – Central Avenue, Seagrove Avenue, White Horse Pike& Pleasant Mills Road (ARH #11-10096):**

Representatives from the NJDOT, their Planning Consultant, Atlantic County representatives and Town representatives met earlier this month to review various conceptual design sketches for the above noted intersection improvements. The Town and County provided their comments for NJDOT consideration. A revised conceptual plan was presented earlier this month. In order for the Planning Consultant to proceed further through the process, the NJDOT is requesting that the Town adopt a resolution of support for the possible improvement of the above noted intersections. We have prepared a resolution for Council's consideration.

**Action Requested:**

Approval of the (copy attached) resolution supporting the proposed safety improvements for the above noted intersections and forward same to the State and County for consideration.

**Resolution #088-2019 later in meeting**

**Utility Action Items**

**5. NJ Water Quality Accountability Act – Asset Management Plan (ARH #2019-0198):**

The MUD Superintendent requested a proposal to complete Asset Management Plan elements as pertaining to the distribution system only. That proposal (copy attached) totaling \$3,830.00.

**Action Requested:**

Approval of the ARH proposal dated May 15, 2019 totaling \$3,830.00 for completion of the three (3) items listed in the scope of services.

Motion by Council Person Furgione Second Rodio  
Approval of PO to ARH on the amount of \$3,830.00 for Asset Management Plan

Roll Call

Councilperson:  
Furgione – Yes  
Giralo – Yes  
Gribbin - Yes  
Rodio- Yes  
Sacco - Yes  
Torrissi – Yes  
Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

**6. Celona Site Remediation - 130 Railroad Avenue (ARH #11-01054):**

ARH has submitted a grant application to NJDEP on 2/13/18 in the amount of \$66,200.00. The grant was approved by NJEDA. As discussed last Council meeting, since the Town has received approval of the grant for the work at the Celona property, we have attached the ARH proposal dated May 8, 2019 in the amount of the grant received totaling \$66,200.00. We would seek Council's approval to proceed with the work as detailed in the proposal and as required by the State.

**Action Requested:**

Approval of the ARH proposal (copy attached) in the amount of \$66,200.00 for the completion of the work as described therein and as required by the States (HDSRF) program.

Motion by Council Person Rodio Second Giralo

Approval of PO to ARH on the amount of \$66,200.00 for Celona Site Remediation

Roll Call

Councilperson:  
Furgione – Yes  
Giralo – Yes  
Gribbin - Yes  
Rodio- Yes  
Sacco - Yes  
Torrissi – Yes  
Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

**7. Skinner Property (ARH #11-01074.01):**

Michael Deely of the NJDEP suggested that a HDSRF grant would be available to remediate the property. We would seek approval for ARH to proceed with the grant application for a fee not to exceed \$1,200.00.

**Action Requested:**

Authorize ARH to complete the application to seek a grant for the Skinner Property through the States (HDSRF) for a dollar amount of \$1,200.00.

Motion by Council Person Rodio Second Giralo

Approval of PO to ARH on the amount of \$1,200.00 for Grant Application for Skinner Property

Roll Call

Councilperson:  
Furgione – Yes  
Giralo – Yes  
Gribbin - Yes  
Rodio- Yes  
Sacco - Yes  
Torrissi – Yes  
Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

**8. Approval to write letter to Pinelands for the Interceptor trench Boyer Ave/Frog Rock.**  
Remove interceptor trench on Boyer Ave to Town's property write letter to Pinelands.

Motion by Council Person Furgione Second Rodio

Roll Call

Councilperson:

Furgione – Yes

Giralo – Yes

Gribbin - Yes

Rodio- Yes

Sacco - Yes

Torrissi – Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

SOLICITOR REPORT

Approval for Solicitor to attend hearing for Frank Domencia a the NJDCA on June 11, 2019

Motion by Council Person Gribbin Second Giralo

Roll Call

Councilperson:

Furgione – Yes

Giralo – Yes

Gribbin - Yes

Rodio- Yes

Sacco - Yes

Torrissi – Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

MAYOR REPORT

- Change date of June meeting to June 14<sup>th</sup>.

TOWN CLERK REPORT

- 1) Amend contract for "Municipal Clerk / Deputy Register / Town Accountant / Airport Manager / Business Administrator" effective June 1<sup>st</sup>
- 2) Amend Contract for "Department Head of Public Works" as of April 1, 2019.
- 3) Approve contract for Public Works Manger effective as of June 10, 2019
- 4) Accept resignation of Roseanne Kronk from her position as part time Key Board Clerk with the Hammonton Joint Municipal Court effective May 29, 2019.
- 5) Approval to increase Lylian Portalatin, Bilingual Keyboard Clerk 1 in the Hammonton Joint Municipal Court, part time hours from 19.5 hours per week to 26 hours per week effective May 29, 2019.
- 6) Approval to advertise for a Bilingual Keyboard Clerk 1 for the Hammonton Joint Municipal Court.
- 7) Approval to waive all local construction permit costs and fees related to remodeled of a bathroom to make it handicap accessible for a resident of the Town of Hammonton. This is a project the Hammonton Rotary Club is working on with the Family.

Motion by Council Person Gribbin Second Giraldo  
Approval of items 1 to 7

Roll Call

Councilperson:

Furgione – Yes

Giraldo – Yes

Gribbin - Yes

Rodio- Yes

Sacco - Yes

Torrissi – Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

APPROVE BILL LIST & PURCHASE ORDERS

Pull payment for the fire company red book \$10,000.00 hold until we get the book from Fire Chief Sean

Motion by Council Person Gribbin Second Giraldo

Roll Call

Councilperson:

Furgione – Yes

Giraldo – Yes

Gribbin - Yes

Rodio- Yes

Sacco - Yes

Torrissi – Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

NEW BUSINESS

ORDINANCES FOR INTRODUCTION

RESOLUTIONS

**Resolution #080-2019 – Issuance of ABC Liquor Licenses**

AUTHORIZING THE ISSUANCE OF ABC LICENSES  
BEGINNING JULY 1, 2019 AND EXPIRING JUNE 30, 2020

WHEREAS, it is a requirement of NJ ABC that in the matter of the authorization and issuance of license of the sale of Alcoholic Beverages, a resolution must be adopted, which resolution shall specifically determine and name the person, firm or corporation adjudged by such resolution to be entitled to such license as adjudged to be issued, and further such resolution must also fix the name and the licensed premises;

<b><u>License Number</u></b>	<b><u>Consumption License</u></b>
0113 32 014 011	Intermex Inc. t/a Fiesta Mexicana Restaurant Location: 327-12th St.
0113 33 011 005	Hammonton Discount Liq & Bar t/a Railroad Bar & Grill Location: 18 Railroad Ave.

0113 32 005 006	GK of Palana Inc. t/a Pike Wines & Liquors Location: 111 N. White Horse Pike
0113 33 024 006	Cafe San Rocco, Inc. t/a Rocco's Town House Location: 21 N. Third St.
0113 33 010 003	Hammonton Joey Corp. t/a Maplewood Inn Location: 470 S. White Horse Pike
0113 33 019 007	E.J.'s Westend Inc. t/a West End Grill Location: 201 - 12th St.
0113 33 018 009	GB Liquors LLC t/a GB Liquors LLC Location: 104 Fairview
0113 33 020 004	Hammonton Fortunas Inc. t/a Illiano's Restaurant Location: 705 - 12th St.
0113 33 007 003	Filomena Boccella t/a The Olde Central Location: 15 N. Egg Harbor Road
0113 33 001 006	Kerri Brooke Caterers Inc. t/a Kerri Brooke Caterers Inc. Location: 755 S. White Horse Pike
0113 33 028 006	Lynne Lucca Pocket Special Ruling ABC 4/29/2019 Location: 774 Woodlawn Hammonton
0113 33 003 012	Apple New Jersey LLC t/a Applebees Neighborhood Grill Location: 47 S White Horse Pk Hammonton, NJ 08037
0113 33 013 018	Trinity Vintners Investment Holdings t/a Annata

Location: 216 Bellevue Ave.

0113 32 002 003 Tomar Assoc. Inc.  
t/a Caldini's Fine Wine, Liquors & Deli  
Location: 101 E. 15th St.

0113 32 012 006 Westwind Assoc Inc.  
t/a Joe Canal's Discount Liquor  
Location: 80 S WHP St2

0113 33 021 004 Silver Coin Diner Inc.  
t/a Silver Coin Diner & Rest. Inc.  
Location: 10 S. White Horse Pk.

0113 33 022 015 Tomasellos Catering Services LLC  
t/a none  
Location: 225 N. White Horse Pike

**License Number**                      **Consumption License**  
0113 33 008 003 Frog Rock Golf & Country Club  
t/a same  
Location: 420 Boyer Ave.

**License Number**                      **Distribution License**  
0113-44-004-011 Celebration Wine & Spirits, LLC  
t/a None  
Location: 240 S. WHP Unit A-1A

0113-44-015- 011 Aryan Liquors  
t/a Town Food & Liquor  
Location: 333 S. Egg Harbor Rd.

0113 44 016 011 Superior Inc.  
t/a West Side Discount Liquors  
Location: 730 - 12th St.

**Club License**

0113 31 026 001 The LGG Club  
t/a Sons of Italy  
Location: 427 N. Third St.

NOW, THEREFORE, BE IT RESOLVED, BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC AND THE STATE OF NEW JERSEY that it is hereby specifically determined and declared that the following named persons and corporation, if any, be and they are hereby adjudged to be entitled to a license of the class hereinafter specified to sell alcoholic beverages at or on the premises for a term of one year as herein fixed and described to wit:

BE IT FURTHER RESOLVED that above listed liquor license(s) renewals are contingent upon: Receipt of Liquor License Renewal Applications, State and Local liquor license renewal fees being paid, receipt of State Tax Clearance, Local Tax, Water, Sewer, Business Registration Payments Received as well as other local fees and/or fines.

BE IT FURTHER RESOLVED that the Mayor and Council approve additional renewals to this resolution contingent upon all legal requirements being met and approved by the Municipal Clerk.



BE IT FURTHER RESOLVED liquor licenses requiring a "Special Ruling" will be renewed by a separate resolution upon receipt of NJ ABC Special Ruling.

**Resolution #081-2019- Various Refunds**

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/close out of accounts are authorized as approved by the respective Department Heads of the Town of Hammonton:

Skip Holtzapeel Builders	\$ 6,000.00	Release of Bond Escrow
Kiefer, Bryan & Kaitlyn	\$ 600.00	Refund Escrow

**Resolution #082-2019 Authorizing Agreement with Atlantic County for Flashing Traffic Lights**

RESOLUTION AUTHORIZING AN AGREEMENT  
BETWEEN THE TOWN OF HAMMONTON AND  
THE COUNTY OF ATLANTIC

**WHEREAS**, the Town of Hammonton AND THE County of Atlantic wish to enhance vehicular movement along county roads with Flashing Traffic Signals described as follows;

- A. St. Joseph's Elementary School, Third Street (CR 724)
- B. St. Joseph's High School, Central Avenue (CR 542)
- C. Warren E. Sooy School, Fairview Avenue (CR 678) and

**WHEREAS**, the Town of Hammonton and the County of Atlantic agreed to enter into an agreement wherein Atlantic County and the Town of Hammonton desire to cooperatively develop, install, maintain and operate flashing traffic signal equipment in accordance with the general specifications to be developed by the Atlantic County Engineer:

**WHEREAS**, the Town of Hammonton agrees that it shall only be fully responsible for operation, repair and maintenance of the improvements upon completion of installation by the County.

**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 as follows:

- 1. The Agreement which is annexed hereto and made a part hereof with the County of Atlantic is approved.
- 2. That the Mayor and Municipal Clerk are hereby authorized to execute said agreement.

**Resolution #083-2019- Award Contract Fire Suppression**

AWARD BID FOR FIRE SUPPRESSION  
SYSTEM AT THE HAMMONTON MUNICIPAL AIRPORT

WHEREAS, on January 3, 2019 the Town of Hammonton received bids for the Fire Suppression System for the Hammonton Municipal Airport; and

WHEREAS, the lowest responsible bidder for the project is Independence Fire Sprinkler Company, LLC. From Lester PA, with a total Bid of \$55,000.00; and

NOW, THEREFORE BE IT RESOLVED THAT the Mayor and Town Council of the Town of Hammonton hereby award the contract for the Fire Suppression System to Independence Fire Sprinkler Company LLC. From Lester PA, in the total amount of \$55,000.00, Contingent upon adoption of Ordinance and 20 day estoppel period.

**Resolution #084-2019 – Setting Salaries of Employees**

RESOLUTION SETTING SALARIES OF EMPLOYEES

WHEREAS, the Mayor and Common Council of the Town of Hammonton, by Ordinance fixed a salary range for employees of the Town of Hammonton, County of Atlantic, New Jersey; and

WHEREAS, said ordinance provides that the amount to be paid to such employee within the salary range shall be fixed from time to time by Resolution of the Mayor and Council.

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

<u>Employee</u>	<u>Title</u>	<u>Salary Effective 6/1/2019 to 12/31/2019</u>
FINANCE	TITLE	
	BA/CMC/ACCT/DCMR/Airport	
Frank Zuber	Manager	\$102,299.00

<u>Employee</u>	<u>Title</u>	<u>Salary Effective 6/10/2019 to 12/31/2019</u>
Public Works	TITLE	
Robert Vettese	Public Works Manager	\$92,000.00

<u>Employee</u>	<u>Title</u>	<u>Salary Effective 4/01/2019 to 12/31/2019</u>
Public Works	TITLE	
	Department Head of Public	
Scott Rivera	Works	\$91,000.00

<u>Employee</u>	<u>Title</u>	<u>Salary Effective 1/1/2020 to 12/31/2020</u>
FINANCE	TITLE	
	BA/CMC/ACCT/DCMR/Airport	
Frank Zuber	Manager	\$104,680.00

<u>Employee</u>	<u>Title</u>	<u>Salary Effective 1/1/2020 to 12/31/2020</u>
Public Works	TITLE	
Robert Vettese	Public Works Manager	\$94,070.00

<u>Employee</u>	<u>Title</u>	<u>Salary Effective 1/1/2020 to 12/31/2020</u>
Public Works	TITLE	
	Department Head of Public	
Scott Rivera	Works	\$93,014.00

<u>Employee</u>	<u>Title</u>	<u>Salary Effective 1/1/2021 to 12/31/2021</u>
FINANCE	TITLE	
	BA/CMC/ACCT/DCMR/Airport	
Frank Zuber	Manager	\$107,631.00

<u>Employee</u>	<u>Title</u>	<u>Salary Effective 1/1/2021 to 12/31/2021</u>
Public Works	TITLE	
Robert Vettese	Public Works Manager	\$96,657.00

<u>Employee</u>	<u>Title</u>	<u>Salary Effective 1/1/2021 to 12/31/2021</u>
Public Works	TITLE	
	Department Head of Public	
Scott Rivera	Works	\$95,531.00

**Resolution #085-2019- Temporary Appropriations**

RESOLUTION MAKING TEMPORARY EMERGENCY APPROPRIATIONS  
IN THE TOWN OF HAMMONTON MUNICIPAL BUDGET

WHEREAS, N.J.S.A. 40A:4-20 provides that temporary emergency appropriations may be made for the period between the beginning of the fiscal year and the date of adoption of the budget for said year; and

WHEREAS, the date of this resolution is not within the first thirty days of January, and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Town of Hammonton, New Jersey, that the following temporary emergency appropriations are hereby made:

<u>Fund</u>	<u>Appropriation</u>
General	
Finance S&W	\$ 1,500.00
Fire S&W	\$ 5,600.00
Police S&W	\$ 57,000.00
Radio S&W	\$ 17,000.00
Municipal Court S&W	\$ 12,000.00
Legal S&W	\$ 10,000.00
Airport Operating Expense	\$ 10,000.00
Celebration of Public Events	\$ 20,000.00
Buildings and Grds Operating Exp.	\$ 20,000.00
Prosecutor Operating expense	\$ 6,000.00
Construction OE	\$ 3,000.00

**Resolution #086-2019 – Various Refunds**

AUTHORIZING TAX / WATER / SEWER REFUNDS

Whereas, the following accounts need to have amounts credited, transferred, cancelled, refunded or changed

<u>Block / Lot</u>	<u>Name</u>	<u>Address</u>	<u>Amount</u>	<u>Acct.</u>	<u>Reason</u>
3103/22	Christine Gibase	449 N Packard St.	798.80	Utility	Refund
2301/8/C0016	Jing Yang (recording fee)		50.00	Tax	Refund
4204/21	Corelogic		1,261.06	Tax	Refund
4901/21.24	Corelogic		2,019.98	Tax	Refund
4903/12	Corelogic		376.50	Tax	Refund
4701/11	Corelogic		818.91	Tax	Refund
3701/11	Corelogic		2,836.19	Tax	Refund

Whereas, the above amounts have been corrected in the Edmunds Billing system for the Utilities and or tax module showing the correct amounts.

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

**Resolution #087-2019- Support Responsible Pet Ownership**

Pledge of Municipal Support for Responsible Pet Ownership in the Community

RECOGNIZING that cats and dogs are an integral and valuable part of all communities, and contribute to the well-being of humans, whether as companions, service animals, or therapy pets,

ACKNOWLEDGING that the fostering of respect for and understanding of the relationships between animals and people, and the benefits provided by these interactions, is a critical step towards sustaining a community's quality of life,

UNDERSTANDING that municipalities have an important role in ensuring the well-being of animals while balancing the needs of pet owners and non-pet owners,

WHEREAS it is in the best interests of all Town residents that all dogs residing in the town be licensed and treated in accordance with Town ordinance,

WHEREAS there are innumerable cats in Hammonton, many of them stray and feral animals bearing the potential for the spread of disease and the destruction of native birds and mammals,

WHEREAS the Town impounds nearly 400 animals per year in animal shelters and impoundment facilities,

WHEREAS the Town desires to reduce unnecessary animal euthanasia, in light of the fact that 37% of the animals that enter New Jersey's impoundment facilities are euthanized,

WHEREAS free-roaming unvaccinated cats and dogs present a potential health threat to humans through the spread of such diseases as rabies, leptospirosis, toxoplasmosis, roundworms, and from animal bites and environmental contamination from animal feces,

WHEREAS stray and unwanted pets place an unnecessary financial burden on the town,

WHEREAS it is more humane and cost-effective to reduce the number of unwanted animals than it is to impound and euthanize unwanted or unclaimed dogs and cats,

WHEREAS Hammonton requires the licensing of all dogs in the municipality pursuant to Town Ordinance (Chapter 82, Article 1), and requires current vaccination against rabies as a pre-requisite to licensing,

WHEREAS Hammonton requires an annual canvass of residents to locate unlicensed dogs per Town ordinance (Ch. 82-15),

NOW THEREFORE, we the Mayor and Council of the Town of Hammonton, in the County of Atlantic, State of New Jersey, resolve to do our utmost, within the bounds of our jurisdiction, to ensure that companion animals are treated humanely, respectfully, and responsibly through public education and through exercise of powers vested within New Jersey municipalities as follows:

Actions to date:

- A. The Town has appointed Animal Capture & Control, of 290 Frog Pond Road, Little Egg Harbor, NJ as its official certified animal control agency, responsible for animal control within the jurisdiction of the municipality, including providing emergency veterinary care for injured stray animals and coverage outside of normal working hours.
- B. Hammonton ordinance Chapter 82, Article II addresses the municipal standards for vicious dogs, regardless of breed.
- C. The NJ Animal Population Control Program provides for low-cost spaying and neutering for pet owners adopting dogs and cats from New Jersey shelters, pounds, and animal adoption referral agencies and pet owners participating in one of several Public Assistance Programs.
- D. Created a Hammonton Dog Park (ordinance Chapter 82, Article V), an enclosed, off-leash park dedicated to providing a protected, safe area for dogs to exercise. We have issued rules related to safe practices at the Dog Park, and have made vaccination of dogs a pre-requisite for access to the Park.
- E. Amended our ordinance prohibiting various forms of inhumane treatment of dogs throughout the town, covering dogs in vehicles, in inclement weather, and on tethers (Chapter 82-37, 37A, and 38).

Further, the Town pledges to continue to:

1. Enforce all animal and rabies control statutes and regulations, including the requirement to pick up and impound all stray dogs and cats, excepting stray and feral cats in managed Trap-Neuter-Release programs.
2. Work to improve the enforcement of animal cruelty statutes.
3. Educate our community, including school children, about their responsibilities towards the pet animals they chose to keep.
4. Institute, as appropriate, cat licensing ordinances and increase the percentage of licensed dogs and cats through ease of licensing and licensing enforcement measures.
5. Identify and work to implement best practices to prevent unwanted breeding through effective animal control, availability of low-cost pet spaying and neutering services, public education, and pet-friendly rental and senior housing.
6. Identify alternatives to euthanasia of adoptable companion animals, including utilizing foster homes, adoption networks and providing remedial behavior training services to existing and future owners.

7. Assist in identifying resources to improve the conditions and increase the capacity of animal shelters and impoundment facilities and animal control services.

**Resolution #088-2019- NJDOT Intersection Safety Improvement**

Resolution in Support of the New Jersey Department of Transportation,  
Intersection Safety Improvement Project

WHEREAS, the New Jersey Department of Transportation (NJDOT) is proposing various safety improvements along the White Horse Pike, State Route #US-30 within the area of the Central Avenue, Atlantic County Route #542, Seagrove Avenue and Pleasant Mills Road, Atlantic County Route #542 intersection; and

WHEREAS, the Town and County representatives have reviewed various conceptual design plans for safety improvements at the above noted intersections as prepared by Gannett Fleming, Inc. including the latest version of same undated, but transmitted on May 7, 2019 to the Town and County; and

WHEREAS, the roadway, intersection, signal and handicapped accessibility improvements are needed along this section of the White Horse Pike, State Route #US-30 to enhance the safety for both vehicular and pedestrian traffic in this area; and

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Town Council of the Town of Hammonton, County of Atlantic and State of New Jersey that the Mayor and Town Council supports the Intersection Safety Improvement project along the above noted section of the White Horse Pike, State Route #US-30; and

BE IT FURTHER RESOLVED, that the Mayor and Town Council be kept informed of the progress of the proposed design and are permitted to provide comments and input through the project design phase so as to best service the people of the Town and the general public as they travel along the White Horse Pike, State Route #US-30.

**Resolution #089- 2019- Award Bid Washington Street**

RESOLUTION AWARDING BIDS FOR WASHINGTON STREET  
UTILITY AND ROADWAY IMPROVEMENT PROJECT

WHEREAS, the Town of Hammonton received bids for the Washington Street Utility and Roadway Improvement Project; and

WHEREAS, said bids were received on May 17, 2019 and consisted of various unit prices and a lump sum bid total; and

WHEREAS, four (4) bids were received and evaluated; and

WHEREAS, the summary of the bids received for the project are as follows with a complete bid tabulation form attached hereto:

CONTRACTOR	BASE BID COST
Seashore Associated Mechanical	\$289,669.16
Think Pavers	\$308,320.00
Arthur R. Henry	\$328,955.00
Mount Construction	\$340,020.00

WHEREAS, the recommendation of award to Mayor and Council was to consider all bids received and the packet of information submitted with each bid; and

WHEREAS, after review from the Town Engineer and consideration of the funding made available through the Atlantic County Improvement Authority (ACIA) Community Development Block Grant (CDBG) program, the Town Engineer has recommended to the Mayor and Town Council to accept and award the Base Bid for the Washington Street Utility & Roadway Improvement project which are depicted in the bid summary above; and

WHEREAS, based on the award recommendation, the lowest responsible bidder on the project was Think Pavers, in the amount of \$308,320.00; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Town Council of the Town of Hammonton that an award of the contract for the bids for the Washington Street Utility & Roadway Improvement project received on May 17, 2019 be made to Think Pavers, in the amount stated above in accordance with the Town Engineer's recommendation.

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Mayor and Town Council to award this contract with the following conditions:

1. The Town Solicitor review and approve the bid package submitted by the lowest responsible bidder to ensure compliance with the applicable bid requirements.
2. Subject to certification as to the availability of funds from the Town's Chief Financial Officer.
3. Review and approval of the project award by the Atlantic County Improvement Authority.
4. The Mayor of this body be and is hereby directed to sign for and on its behalf the contract in prescribed form for said construction.

#### **Resolution #090-2019- Sustainable Building Practices**

##### RESOLUTION ENDORSING THE ADOPTION OF SUSTAINABLE BUILDING PRACTICES FOR CIVIC, COMMERCIAL AND RESIDENTIAL BUILDINGS

WHEREAS, buildings account for 39% of CO2 emissions in the United States,  
WHEREAS, buildings account for nearly 12% of potable water use, 65% of waste output, and 71% of electricity consumption in the U.S.,  
WHEREAS, sustainable (or "high-performance" or "green") building is a collection of better design, construction, and operating practices that have demonstrated the ability to reduce or eliminate the negative impacts of development on the environment and on human health,  
WHEREAS, the Town of Hammonton desires to enhance public health and assure that commercial, residential and civic development is consistent with our desire to create a more sustainable community,  
WHEREAS, the Town intends to support sustainable building through a variety of actions, including public education, a green building advisory list, and reviewing (at a future date to be determined) the Site Plan approval checklist to ensure it incorporates sustainable building standards appropriate to the town,  
NOW, THEREFORE, BE IT RESOLVED that the Town of Hammonton hereby implements a Sustainable Building Policy such that the Town will consider appropriate and reasonable opportunities to incorporate sustainable building measures into the design, construction, operation, and maintenance of municipal buildings and facilities, and will encourage green design for commercial and residential buildings within the Town.

#### **Resolution #091- 2019- Award Bid Painting of Water Tower**

##### RESOLUTION AWARDING BIDS FOR PAINTING OF WATER TOWER

WHEREAS, the Town of Hammonton received bids for the Hammonton Water Tower Rehabilitation and Painting and Project; and

WHEREAS, said bids were received on April 25, 2019; and

WHEREAS, four (2) bids were received and evaluated; and

WHEREAS, the summary of the bids received for the project are as follows with a complete bid tabulation form attached hereto:

CONTRACTOR	BASE BID COST
Allied Painting Inc.	\$570,922.00
Brave Industrial Paint, LLC	\$756,000.00

WHEREAS, the recommendation of award to Mayor and Council was to consider all bids received and the packet of information submitted with each bid; and

WHEREAS, after review from the Town Solicitor and consideration of the funding made available through the project which are depicted in the bid summary above; and

WHEREAS, based on the award recommendation, the lowest responsible bidder on the project was Allied Painting Inc., in the amount of \$570,922.00; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Town Council of the Town of Hammonton that an award of the contract for the bids for the Hammonton Water Tower Rehabilitation and Painting and Project received on April 25, 2019 be made to Allied Painting Inc, in the amount stated above in accordance with the review of the bid documents by the Town Solicitor recommendation.

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Mayor and Town Council to award this contract with the following conditions:

1. The Town Solicitor review and approve the bid package submitted by the lowest responsible bidder to ensure compliance with the applicable bid requirements.
2. Subject to certification as to the availability of funds from the Town's Chief Financial Officer. 20 day estoppel period and adoption of Ordinance

Motion by Council Person Gribbin Second Giralto  
Resolution #080-2019 to #091-2019 are approved.

Roll Call

Councilperson:

Furgione – Yes

Giralto – Yes, Abstain to #089-2019, yes to all others

Gribbin - Yes

Rodio- Yes

Sacco - Yes

Torrissi – Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

**Councilmen Giralto** thanked the Cruising main street organizers for the Event and informed the public of the cancer walk this Saturday May 25, 2019 at the middle school.

PUBLIC HEARD

- Joe Lizza Walnut Street- Would like the Town and the police dept. to look into the speeding that occurs on Walnut Street.

MEETING ADJOURNED

Motion by Council Person Gribbin Second Giralto