

Regular Meeting of Mayor and Council May 18, 2020
Town Hall Council Chambers, 100 Central Avenue
Executive Session 3:30 P.M.
Public Session 4:00 P.M.

MEETING CALLED TO ORDER

ATTENDANCE ROLL CALL

Councilperson:

Furgione -
Giralo -
Gribbin -
Oliva-
Rodio-
Torrissi –
Mayor DiDonato -

PRESENT ALSO

Michael Malinsky, Town Solicitor
Bob Vettese, PWM

EXECUTIVE SESSION Resolution #051-2020

RESUME REGULAR MEETING-ROLL CALL

Councilperson:

Furgione -
Giralo -
Gribbin -
Oliva-
Rodio-
Torrissi –
Mayor DiDonato -

PRESENT ALSO

Michael Malinsky, Town Solicitor
Robert Vettese, Public Works Manager
Mark Hermann of ARH, Town Engineer

PUBLIC NOTICE

Notice of this meeting has been posted and given to official newspapers. Due to the COVID 19 Virus this meeting will be held electronically by way of Zoom and Broadcasted live on our local cable channel 9. Each person who wishes to address Council will be allotted 5 minutes. Public may be heard by dialing 609-561-3040.

PLEDGE OF ALLEGIANCE

PUBLIC HEARD FOR AGENDA ACTION ITEMS

APPROVAL OF MINUTES

Executive Minutes April 27, 2020
Council Minutes April 27, 2020

PRESENTATION

DISPENSE WITH REGULAR ORDER OF BUSINESS

Ordinance #004-2020- Establish a CAP Bank

**ORDINANCE #004-2020
Establishing a CAP Bank**

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Town Council of the Town of Hammonton in the County of Atlantic finds it advisable and necessary to increase its CY 2020 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Town Council hereby determines that a 1.0% increase in the budget for said year, amounting to \$ 99,613.31 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Town Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Town Council of the Town of Hammonton, in the County of Atlantic, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2020 budget year, the final appropriations of the Town of Hammonton shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$348,646.57, and that the CY 2020 municipal budget for the Town of Hammonton be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Resolution #052-2020- Introduction of the 2020 Municipal Budget

RESOLUTION TO INTRODUCE THE 2020 MUNICIPAL BUDGET

BE IT RESOLVED, that the following statement of revenues and appropriations shall constitute the Local Municipal Budget for the year 2020;

BE IT FURTHER RESOLVED, that the said budget be published in the Hammonton Gazette, edition of June 3, 2020 as follows:

A hearing on the budget and tax resolution will be held at the Town Hall on the 22nd day of June, 2020 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 2020 may be presented by taxpayers or other interested persons.

Summary of General Section of Budget

Current Fund

Municipal Purposes within "CAPS"	\$10,413,343.74
Municipal Purposes excluded from "CAPS"	2,667,350.86
Reserve for Uncollected Taxes	<u>1,133,769.62</u>
Total General Appropriations	\$14,214,464.22
Less: Anticipated Revenues	<u>4,522,143.59</u>
Amount to be Raised by Taxation	<u><u>\$9,692,320.63</u></u>

COMMITTEE REPORTS

Administration - Councilman Gribbin

Business & Industry – Councilman Oliva

Quality of Life – Councilman Oliva

Education - Councilman Torrissi

Public Works & Transportation - Councilman Rodio

Law & Order - Mayor DiDonato

Water & Sewer - Councilman Furgione

ENGINEER REPORT

ACTION ITEMS:

1. **NJDOT Local Aid FY2021 Applications (ARH #P2020-0290)**

Applications for Local Aid are due on July 1, 2020. Our office has had discussions with Bob Vettese regarding the projects that would benefit from funding. At the PWTC meeting on May 14, it was decided to submit applications for Municipal Aid and Bikeways. The project for Municipal Aid will be Valley Avenue, from Broadway to Central Avenue

Action Item

Authorize ARH's proposal in the amount of \$2,900.00 to prepare and submit the FY2021 NJDOT Local Aid Applications.

2. **Hammonton Bike Path Connector (ARH #11-40052):**

Bids for this project were received on May 13, 2020. The apparent low bidder is Capela Construction, with a total combined cost of \$290,485.00. We have sent the bid packages to Michael Malinsky for review. A Recommendation of Award has been submitted. In addition to the Base Bid, there were three alternate bids. We recommend awarding the Base Bid and Alternates A and B, the total of which will exceed the NJDOT grant allotment of \$230,000 by \$4,985.00.

Action Item

Award a contract to Capela Construction for the Base Bid and Alternates A and B for the total amount of \$234,985.00, pending the Solicitor's recommendation and certification of funds.

INFORMATION ITEMS:

1. **NJDOT Local Aid FY 2020 – 14th Street Roadway Improvements, Phase III & IV (ARH #11-40058):**
We completed the survey work for the remainder of 14th Street, to Egg Harbor Road. Plans and specs are being finalized. We are anticipating submitting to the NJDOT for concurrence and permission to bid by the end of the month. Construction would be in summer.
2. **Boyer Avenue Pump Station Design (ARH #11-50144):**
The permit application has been submitted to the Pinelands for review. The design of the pump station continues. We are finalizing the design of a smaller system to service the 7 existing homes along Boyer Avenue and the corner of Boyer Avenue and Sewell Avenue. The permit application to the NJDEP for the Treatment Works Approval is being prepared.

SOLICITOR REPORT

MAYOR REPORT

PWM REPORT

TOWN CLERK REPORT

- 1) Approval to Hire Kelly Vitalo F/T as a Confidential Clerk 1, yearly salary of \$24,900.00, 32.5 hours per week, single benefits. Retroactive to May 11, 2020. Contingent upon civil service rules and regulations.
- 2) Accept the retirement of David De Stefano from his position as part time Communications Operator with the Police Department effective July 1, 2020.

APPROVE BILL LIST & PURCHASE ORDERS

NEW BUSINESS

ORDINANCES FOR INTRODUCTION

RESOLUTIONS

Resolution #053-2020 – Authorizing Issuance of ABC Licenses

RESOLUTION OF THE TOWN OF HAMMONTON,
ATLANTIC COUNTY, NEW JERSEY,
AUTHORIZING THE ISSUANCE OF ABC LICENSES
BEGINNING JULY 1, 2020 AND EXPIRING JUNE 30, 2021

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;

<u>License Number</u>	<u>Consumption License</u>
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 Roccas 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
<u>License Number</u>	<u>Consumption License</u>
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 33 028 006	Lynne Lucca Pocket Special Ruling ABC 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

<u>License Number</u> 0113 33 008 003	<u>Consumption License</u> Frog Rock Golf & Country Club t/a same Location: 420 Boyer Ave.
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<u>License Number</u> 0113-44-004-011	<u>Distribution License</u> Celebration Wine & Spirits, LLC t/a None Location: 240 S. WHP Unit A-1A
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0113-44-015- 011	Aryan Liquors t/a Town Food & Liquor Location: 333 S. Egg Harbor Rd.
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0113 44 016 011	Superior Inc. t/a West Side Discount Liquors Location: 730 - 12th St.
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Club License

0113 31 026 001	The LGG Club t/a Sons of Italy Location: 427 N. Third St.
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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 liquor licenses requiring a "Special Ruling" will be renewed by a separate resolution upon receipt of NJ ABC Special Ruling.

Resolution # 054-2020- Authorizing preparation of Estimated Tax Bills

WHEREAS, there has been a delay in receipt of a tax rate needed to prepare 2020 Final/2021 Preliminary property tax bills in time to meet the statutory mailing and due dates, delaying the Town's ability to meet its financial obligations, The Tax Collector and Chief Financial Officer have determined it will be necessary to Prepare Estimated Tax Bills for the third quarter of 2020.

WHEREAS, the Town's Mayor and Council of the Town of Hammonton, Atlantic County, has determined that there will be insufficient cash flow to support operations in August unless third quarter revenue is received, and

WHEREAS, the Tax Collector and Chief Financial Officer have reviewed and computed an estimated tax levy in accordance with N.J.S.A. 54:4-66.3,

NOW, THEREFORE BE IT RESOLVED, by the Town's Mayor and Council of the Town of Hammonton, Atlantic County, hereby authorizes that:

- 1) The Tax Collector is directed to prepare, and issue estimated tax bills for the Municipality of the Town of Hammonton for the third quarter of 2020, in accordance with the provisions of N.J.S.A. 54:4-66.2et seq.
- 2) The entire estimate tax levy for 2020 is hereby set at \$37,792,320.63.
- 3) The estimated tax rate for 2020 is hereby set at \$2.761.
- 4) The Tax Collector takes any additional steps necessary to immediately implement this resolution.

Resolution #055-2020 Temporary Emergency 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:

Fund	Appropriation
Admin S&W	\$47,000.00
Admin OE	\$5,500.00
Finance S&W	\$20,000.00
Finance OE	\$8,000.00
Assessor S&W	\$35,000.00
Assess OE	\$1,400.00
Collection S&W	\$10,200.00
Collection OE	\$7,125.00
Legal OE	\$1000,000.00
Engineering OE	\$10,500.00
Computer S&W	\$14,600.00
Computer OE	\$24,300.00
Plng Brd S&W	\$ 4,100.00
Planning Board OE	\$3,100.00
Construction S&W	\$77,500.00
Other Code S&W	\$ 8,400.00
Group Insurance	\$366,000.00
Workers Comp (State Wide)	\$150,000.00
NJ Disability	\$4,000.00
Fire Operating Exp.	\$56,000.00
State Fire S&W	\$2,400.00
State Fire OE	\$1,200.00
Police S&W	\$700,000.00
Police OE	\$552,000.00
Radio S&W	\$64,000.00
Radio OE	\$1,200.00
Prosecutor OE	\$17,000.00
Bldg & Grds OE	\$70,000.00
Highway S&W	\$165,000.00
Highway OE	\$200,000.00
Dog Reg. OE	\$1,900.00
Registrar OE	\$150.00
Park S&W	\$300.00
Recreation Operating Exp.	\$3,000.00
Advertising	\$12,500.00
Electricity OE	\$16,250.00
Gasoline	\$21,500.00
Natural Gas	\$6,000.00
Electric	\$13,500.00
Telephone	\$20,000.00
Street Lighting`	\$36,500.00
Celebration of Public Events	\$14,750.00
Social Security	\$52,000.00

Recycling Tax	\$5,000.00
DCRP	\$1,800.00
Public Defender	\$11,000.00
Municipal Court S&W	\$45,000.00
Municipal Court OE	\$3,000.00
Utility S&W	\$200,000.00
Utility OE	\$500,000.00

Resolution #056-2020- Extend Due Date for Tax bills

RESOLUTION AUTHORIZING INTEREST RATE/GRACE
PERIOD/YEAR-END PENALTY
BY THE GOVERNING BODY:

WHEREAS, N.J.S.A. 54:4-67 et. Seq., permits the governing body to fix the rate of interest to be changed for the nonpayment of taxes, assessments, or other municipal charges.

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the Town of Hammonton that the rate of interest on unpaid taxes shall be eight percent per annum on the first One Thousand Five Hundred (\$1,500.00) Dollars of delinquency and 18 percent per annum on any amount in excess of One Thousand Five Hundred (\$1,500.00) Dollars to be calculated from the date the tax was payable until the date of actual payment, provided that **no interest shall be charged if payment of the Second Quarter Installment is made on or before June 1, 2020.**

BE IT FURTHER RESOLVED, that the rate of interest on unpaid water and sewer bills shall be eight percent per annum on the first One Thousand Five Hundred (\$1,500.00) Dollars of delinquency and 18 percent per annum on any amount in excess of One Thousand Five Hundred (\$1,500.00) Dollars to be calculated from the date the tax was payable until the date of actual payment, provided that **no interest shall be charged if payment of the Second Quarter Installment is made on or before June 1, 2020.**

BE IT FURTHER RESOLVED, that in addition to the interest provided above, on all delinquencies in excess of Ten Thousand (\$10,000.00) Dollars and which are not paid prior to the end of the fiscal year, the tax collector shall also collect a penalty of six (6) percent of the amount of the delinquency in excess of Ten Thousand (\$10,000.00) Dollars.

BE IT FURTHER RESOLVED, that the Municipal Clerk provide a certified copy of this resolution to the Tax Collector.

Resolution #057-2020 – Tax/ Water/ Sewer Refunds

A RESOLUTION OF THE MAYOR AND COUNCIL
OF THE TOWN OF HAMMONTON
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>
1501/2	Wells Fargo	927 S 2 nd Rd.	\$1,408.00		Tax Overpayment
1901/1.03	Corelogic	519 N 1 st Rd.	\$1,920.68		Tax Overpayment
4118/2	Corelogic	338 East Lane	\$1,292.87		Tax Overpayment
4912/1/C0145	Corelogic	145 Yorktown Blvd.	\$ 977.95		Tax Overpayment

3004/29	Corelogic	251 Park Ave	\$1,364.66	Tax Overpayment
3001/1.01/C0021	Corelogic	21 Harbor Dr.	\$1,028.74	Tax Overpayment
2408/7	Corelogic	511 W. Orchard St.	\$1,377.53	Tax Overpayment
3608/41	Comerica Bank	741 Woodlawn Ave.	\$1,118.63	Tax Overpayment

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 #058-2020 – Approval of Katherdal Movie Nights

Approval of Katherdal Event “Movie Nights”

WHEREAS, Katherdal, Inc., a New Jersey Non-Profit Corp is asking for approval of “Movie Nights”; during this Pandemic of COVID19: and

WHEREAS, Mayor and Council may give the approval for special events per Ordinance #030-2019 Section 190-5 Section H;

NOW THEREFORE BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC, STATE OF NEW JERSEY, that the Mayor and Town Council of the Town of Hammonton authorizes and endorses “Movie Night” and associated activities scheduled to take place as follows: at Katherdal 499 South Egg Harbor Road, Hammonton, NJ 08037, on private property in the Katherdal Event Center Parking lot from 8:00 p.m. till 11:00pm Monday through Sunday until November 1, 2020.

BE IT FURTHER RESOLVED, that the Town of Hammonton will NOT need to provide municipal services for this event. However, a formal request for police assistance for traffic control is contingent upon contacting Police Chief prior to event if such services are need.

PUBLIC HEARD

MEETING ADJOURNED