

**Regular Meeting of Mayor and Council July 27, 2020**  
**Town Hall Council Chambers, 100 Central Avenue**  
**Executive Session 3:00 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, Public Works Manager

**EXECUTIVE SESSION Resolution #075-2020**

**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 broadcast 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 June 22, 2020  
Council Minutes June 22, 2020

**PRESENTATION**

**DISPENSE WITH REGULAR ORDER OF BUSINESS**

**Public Hearing of Ordinance #005-2020 - Adopting Supplement to the Code of Ordinances**

AN ORDINANCE OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC, STATE OF NEW JERSEY  
ADOPTING A SUPPLEMENT TO THE CODE OF ORDINANCES AND DECLARING AN EMERGENCY.

**WHEREAS**, American Legal Publishing Corporation of Cincinnati, Ohio, has completed the 2019 S-7 supplement to the Code of Ordinances of the Town of Hammonton, which supplement contains all ordinances of a general and permanent nature enacted since the prior supplement of the Code of this Political subdivision; and

**WHEREAS**, it is necessary to provide for the usual daily operation of the municipality and for the immediate preservation of the public peace, health, safety and general welfare of the municipality that this ordinance take effect at an early date;

**NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE AUTHORITY OF THE POLITICAL SUBDIVISION OF THE TOWN OF HAMMONTON:**

Section 1. That the 2019 S-7 supplement to the Code of Ordinances of the Town of Hammonton as submitted by American Legal Publishing Corporation of Cincinnati, Ohio, and as attached hereto, be and the same is hereby adopted by reference as if set out in its entirety.

Section 2. Such supplement shall be deemed published as of the day of its adoption and approval by the Legislative Authority and the Clerk of the Political subdivision is hereby authorized and ordered to insert such supplement into the copy of the Code of Ordinances kept on file in the Office of the Clerk.

Section 3. This ordinance is declared to be an emergency measure necessary for the immediate preservation of the peace, health, safety and general welfare of the people of this municipality, and shall take effect at the earliest date provided by law.

**Public Hearing Ordinance #006-2020- Approval of Sale of Town Owned Land**

AN ORDINANCE OF THE TOWN OF HAMMONTON APPROVING CONTRACT OF SALE FOR TOWN OWNED  
LAND

**WHEREAS**, on December 16, 2019, Council for the Town of Hammonton adopted Ordinance #032-2019 authorizing the sale of Town owned land identified as Lots 1.01 and 1.01 T01 of Block 1201 (the "Property"); and

**WHEREAS**, CTX Infrastructure, LLC, was the highest bidder at the Open Public Sale; and

**WHEREAS**, the Town of Hammonton and CTX Infrastructure, LLC, desire to enter into the attached Contract of Sale memorializing the terms of the sale of the Property.

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

1. The Contract for Sale attached hereto is hereby approved by Council for the Town of Hammonton.

2. To the extent any of the terms of the attached Contract for Sale are inconsistent with Ordinance #032-2019, then Ordinance #032-2019 is hereby amended to be consistent with the terms of the Contract for Sale.

3. The Town Clerk, the Mayor and the Town Attorney are authorized to prepare and execute any and all documents necessary and to take any and all such actions as may be required to effect the transaction set forth herein.

4. The sale of such lands is subject to applicable New Jersey Law concerning the disposition of municipal real estate and all other applicable laws and ordinances of the State of New Jersey and the Town of Hammonton.

**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.

**Resolution #083-2020 – Capital Budget Amendment**

**WHEREAS**, the local capital budget for the year 2020 was adopted on the 22nd day of June, 2020; and

**WHEREAS**, it is the desire to amend said adopted capital budget;

**NOW THEREFORE BE IT RESOLVED**, by the Governing Body of the Town of Hammonton, County of Atlantic, that the following modification to the adopted capital budget of the Town of Hammonton be made:

**General Capital Fund**

<b><u>1) Purpose</u></b>	<b><u>Total</u></b>	<b><u>Debt Authorized</u></b>	<b><u>Grants</u></b>	<b><u>CIF Down payment</u></b>
Purchase of Police 911 System and Computer Upgrades	\$ 210,000	\$ 199,500		\$ 10,500
Hammonton Bike Path	475,000	232,750	\$ 230,000 (a)	12,250
2020 Road Program	1,260,000	1,197,000		63,000
14 <sup>th</sup> Street Improvements	<u>350,000</u>	<u>38,000</u>	<u>310,000</u> (b)	<u>2,000</u>
	<b><u>\$ 2,295,000</u></b>	<b><u>\$ 1,667,250</u></b>	<b><u>\$ 540,000</u></b>	<b><u>\$ 87,750</u></b>

(a) New Jersey Department of Transportation

(b) New Jersey Department of Transportation

**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**

### **PUBLIC WORKS ACTION ITEM:**

1. **Washington and Somerby Streets Utility As-built (ARH #P2020-0372):**  
Bob Vettese requested a proposal to perform an as-built survey of the utilities at Washington Street and Somerby Street. The scope of the project will be to locate the sanitary sewer mains, manholes, and cleanouts, the storm sewer system, water mains and gas mains. Once completed, a base map will be prepared and supplied.

#### **Action Requested:**

Authorize ARH to perform the as-built survey and base mapping for a cost not to exceed \$3,000.00.

### **MISCELLANEOUS ACTION ITEM:**

2. **Main Road Apartments (ARH #11-20188)**  
The developer of Main Road Apartments is seeking Certificates of Occupancy for three completed apartment buildings (total of 26 available units). On Saturday, July 18, 2020, our office toured the site with Quality of Life Committee members Joe Giraldo and Jonathan Oliva. Based on the results of the walk-through, it is our opinion that there are no engineering, safety, or aesthetic issues that would preclude the issuance of the Certificates of Occupancy. If Council votes in the affirmative, our office will prepare a letter recommending approval.

#### **Action Requested:**

Approve Main Road Apartment's request for Certificates of Occupancy for three apartment buildings subject to satisfying all requirements of the Town's Construction Office and payment of the appropriate Recreation Fees for the project.

### **PUBLIC WORKS INFORMATION ITEMS:**

3. **NJDOT Local Aid FY 2020 – 14<sup>th</sup> Street Roadway Improvements, Phase III (ARH #11-40058):**  
NJDOT has authorized us to bid the 14<sup>th</sup> Street project. Bids will be received on August 19, 2020 at 10:30 am.
4. **Hammonton Bike Path Connector (ARH #11-40052):**  
At the last meeting, the Town rejected the bids received in May. This project is being re-advertised and bids will be opened on Wednesday August 19, 2020 at 10:00 AM. Our office is also working with the Town and NJDOT to ensure the NJDOT funding for this project remains in place.
5. **NJDOT FY2021 State Aid Applications (ARH #11-40041):**  
Our office completed and submitted the following NJDOT FY2021 State Aid Applications for the Town:
  - Municipal Aid – Valley Avenue Roadway Improvements
  - Bikeways – Hammonton Bike Path Extension Phase IITypically, the NJDOT announces the grant awards towards the end of the year or beginning of next year.
6. **Mazza Muffler Site (ARH #11-01102):**  
The HDSRF grant is under internal review.
7. **K&K Linens Property (ARH #11-01094.01):**  
The HDSRF grant has been submitted and is under State review.

8. **Octagon Oil/Vine Street Parking Lot (ARH #11-01060):**  
No status change. ARH prepared the Remedial Action Report and submitted same to NJDEP. The Town must pay NJDEP invoices before the Response Action Outcome (RAO) letter can be issued. Once the RAO is received, the application for a remedial action permit (RAP) for the remaining groundwater impacts can be prepared.
9. **Celona Site Remediation - 130 Railroad Avenue (ARH #11-01054):**  
Three (3) permanent wells were installed and tested. We are currently reviewing results.
10. **Skinner Property (ARH #11-01074.01):**  
The grant to the State and been submitted and is under State review.
11. **Policastro Property (ARH #11-01101.01):**  
No status change. We are waiting for the Town to make a decision on pursuing a grant.

**SEWER/WATER INFORMATION ITEMS:**

12. **Boyer Avenue Pump Station Design (ARH #11-50144):**  
The Pinelands has requested an alternatives analysis, which is required to justify the proposed location of the pump station. Our office has prepared the analysis for resubmission. The analysis may impact the design of the station if the Pinelands requires us to relocate the system. We continue to work with the NJDEP to complete the Treatment Works Approval application.
13. **NJ Water Quality Accountability Act – Valve & Hydrant Mapping (ARH #11-30166):**  
Final rollout of the app and dashboard are complete. The Water Department has been using the app in its work exercising valves, and the app is now also being used to record hydrant flushing activities. Users will be meeting with ARH personnel as needed to work through any bugs.
14. **NJ Water Quality Accountability Act – Asset Management Plan (ARH #11-30166.03):**  
ARH provided Anthony DeCicco with a proposal to complete the remaining elements of the Asset Management Plan. The cost to complete the plan for the three (3) well sites is \$18,300.00, which includes performing a complete asset inventory, creating the Asset Management Plan database with maintenance and replacement schedules and performing a water loss audit. The proposal has been deferred to a later date.
15. **Frog Rock Golf Course (ARH #11-01000):**  
ARH has been performing ongoing work with the Conflict Solicitor and Attorney regarding the litigation pertaining to the Frog Rock Golf Course. Requested documents were provided to the attorney prior to the 2/14/2020 litigation deadline.

**MISCELLANEOUS ITEMS:**

16. **ROSI Map Update (ARH #11-75002.02):**  
As authorized, we have met internally along with the Recreation Committee and Bicycle Committee representatives. We have completed a portion of the update the ROSI map.

**SOLICITOR REPORT**

**MAYOR REPORT**

**PWM REPORT**

**TOWN CLERK REPORT**

**APPROVE BILL LIST & PURCHASE ORDERS**

**NEW BUSINESS**

**ORDINANCES FOR INTRODUCTION**

**Introduction of Ordinance #007- 2020 – Amending Chapter 271-28 Speed Zones**

**AN ORDINANCE AMENDING CHAPTER 271 VEHICLES AND TRAFFIC SECTION 28 SPEED ZONES ALONG TOWN ROADWAYS**

BE IT ORDAINED by the Mayor and Common Council of the Town of Hammonton, County of Atlantic, State of New Jersey that Chapter 271-28 be changed to the following:

<b><u>Name of Road</u></b>	<b><u>Zone Description</u></b>	<b><u>Maximum Speed Limit (mph)</u></b>
South Grand Street	From 12 <sup>th</sup> Street to 9 <sup>th</sup> Street	25
South 2 <sup>nd</sup> Road	From 12 <sup>th</sup> Street to North Chew Road	35

BE IT FURTHER ORDAINED that, all ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of such inconsistency.

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

**Introduction of Ordinance #008- 2020 – Bond Ordinance Various Improvements**

**BOND ORDINANCE PROVIDING FOR VARIOUS 2020 CAPITAL IMPROVEMENTS, BY AND IN THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC, STATE OF NEW JERSEY, APPROPRIATING \$2,295,000 THEREFOR (INCLUDING STATE OF NEW JERSEY DEPARTMENT OF TRANSPORTATION GRANTS IN THE AMOUNTS OF \$230,000 AND \$310,000, RESPECTIVELY) AND AUTHORIZING THE ISSUANCE OF \$1,667,250 IN BONDS OR NOTES OF THE TOWN TO FINANCE PART OF THE COST THEREOF**

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

SECTION 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements or purposes to be undertaken by the Town of Hammonton, in the County of Atlantic, State of New Jersey (the "Town"). For the said improvements or purposes stated in Section 3, there is hereby appropriated the aggregate sum of \$2,295,000, which sum includes grants in the amounts of \$230,000 and

\$310,000, respectively, expected to be received from the State of New Jersey Department of Transportation (the “DOT Grants”), and \$87,750 as the aggregate amount of down payments for said improvements or purposes required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the “Local Bond Law”). The down payments are now available by virtue of a provision or provisions in a previously adopted budget or budgets of the Town for down payment or for capital improvement purposes.

SECTION 2. For the financing of said improvements or purposes described in Section 3 hereof and to meet the part of said \$2,295,000 appropriation not provided for by application hereunder of the DOT Grants and said down payments, negotiable bonds of the Town are hereby authorized to be issued in the principal amount of \$1,667,250 pursuant to and within the limitations prescribed by the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Town in a principal amount not exceeding \$1,667,250 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

SECTION 3. (a) The improvements hereby authorized and purposes for the financing of which said obligations are to be issued are as follows:

<u>Description</u>	<u>Appropriation</u>	<u>Authorization</u>	<u>Down Payment</u>	<u>Useful Life</u>
(i) Purchase of a police 911 system and computer upgrades for the Police Department;	\$210,000	\$199,500	\$10,500	7 years
(ii) Extension of the Hammonton Bike Path;	\$475,000 (including a grant in the amount of \$230,000 expected to be received from the State of New Jersey Department of Transportation)	\$232,750	\$12,250	15 years
(iii) 2020 Road Improvement Program, as more fully described on a list on file in the Office of the Town Clerk, which list is hereby approved. Such roadway improvements shall include but are not limited to, as applicable, milling, construction, reconstruction, repairing, restriping and resurfacing of said roadways, streetscape improvements, drainage improvements to said roadways, and the repair, restoration or construction of or improvements to curbs, sidewalks, driveway	\$1,260,000	\$1,197,000	\$63,000	10 years

<u>Description</u>	<u>Appropriation</u>	<u>Authorization</u>	<u>Down Payment</u>	<u>Useful Life</u>
aprons or handicapped accessible curb ramps along various roadways in the Town; and				
(iv) Roadway improvements to 14 <sup>th</sup> Street. Such roadway improvements shall include but are not limited to, as applicable, milling, construction, reconstruction, repairing, restriping and resurfacing of said roadways, streetscape improvements, drainage improvements to said roadways, and the repair, restoration or construction of or improvements to curbs, sidewalks, driveway aprons or handicapped accessible curb ramps along various roadways in the Town.	\$350,000	\$38,000 (including a grant in the amount of \$310,000 expected to be received from the State of New Jersey Department of Transportation)	\$2,000	10 years
TOTALS	\$2,295,000	\$1,667,250	\$87,750	

(b) The above improvements and purposes set forth in Section 3(a) shall also include, as applicable, surveying, construction planning, engineering and design work, preparation of plans and specifications, permits, bid documents, construction inspection and contract administration, environmental testing and remediation and also all work, materials, equipment, labor and appurtenances as necessary therefor or incidental thereto.

(c) The aggregate estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$1,667,250.

(d) The aggregate estimated cost of said improvements or purposes is \$2,295,000, the excess amount thereof over the said DOT Grants and the estimated maximum amount of bonds or notes to be issued therefor, is the aggregate down payments for said purposes in the amount of \$87,750.

SECTION 4. Except for the DOT Grants, in the event the United States of America, the State of New Jersey and/or the County of Atlantic make a contribution or grant in aid to the Town for the improvements and purposes authorized hereby and the same shall be received by the Town prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey and/or the County of Atlantic. Except for the DOT Grants, in the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey and/or the County of Atlantic shall be received by the Town after the issuance of the bonds or

notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the Town as a result of using funds from this bond ordinance as "matching local funds" to receive such contribution or grant in aid.

SECTION 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Town (the "Chief Financial Officer"), provided that no note shall mature later than one (1) year from its date. The 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 the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of N.J.S.A. 40A:2-8.1. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon 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 notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate and the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

SECTION 6. The Town hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable, for the Town. 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 of the Town, a revised capital or temporary capital budget for the Town has been filed with the Division of Local Government Services.

SECTION 7. 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 and are improvements or purposes which the Town may lawfully undertake as general improvements or

purposes, 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 of said improvements or purposes within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of said bonds authorized by this bond ordinance, is 10.33 years.

(c) The supplemental debt statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Town and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and 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 or notes provided for in this bond ordinance by \$1,667,250 and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$459,000 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 improvements or purposes herein before described.

SECTION 8. 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 property within the Town for the payment of the obligations and the interest thereon without limitation as to rate or amount.

SECTION 9. The Town reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. No funds from sources other than the bonds or notes authorized herein have been or are reasonably expected to be reserved, allocated on a long-term basis or otherwise set aside by the Town, or any member of the same "Controlled Group" as the Town, within the meaning of Treasury Regulation Section 1.150-1(e), pursuant to its budget or financial policies with respect to any expenditures to be reimbursed. This Section 9 is intended to be and hereby is a declaration of the Town's official intent to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof

to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulation Section 1.150-2.

SECTION 10. The Town covenants to maintain the exclusion from gross income under section 103(a) of the Code of the interest on all bonds and notes issued under this ordinance.

SECTION 11. 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 an 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 12. This bond ordinance shall take effect twenty (20) days after the first publication hereof after final adoption and approval by the Mayor, as provided by the Local Bond Law.

## **RESOLUTIONS**

### **Resolution #076-2020- Approval of Hammonton Green Day**

#### **RESOLUTION AUTHORIZING AND ENDORSING HAMMONTON GREEN DAY FESTIVAL**

WHEREAS, Hammonton's Green Committee and Main Street Hammonton have promoted and continue to promote the Town of Hammonton with scheduled events in the Town of Hammonton; and

WHEREAS, these organizations have forged positive relationships with other key organizations and institutions in Hammonton, particularly the Hammonton Education Foundation, St. Joseph's High School, the Hammonton Lions Club, and the Hammonton High School Green Earth Club, and

WHEREAS these positive working relationships have helped to establish the annual Green Festival as an eagerly-anticipated staple among Hammonton's annual celebrations, and

WHEREAS, Mayor and Council have and continue to support the efforts of these organizations to promote the Town of Hammonton and particularly their efforts at ensuring the environmental, economic, and cultural sustainability of the Town,

NOW THEREFORE BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC, STATE OF NEW JERSEY that the Town of Hammonton authorizes and endorses the Hammonton Green Day Festival to held at the Hammonton Lake Park on Saturday September 19, 2020 from 12-4 pm with a rain date of Sunday September 20, 2020:

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

**Resolution #077-2020- Approval of Sustainable New Jersey Grant addition to budget**

**WHEREAS**, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

**WHEREAS**, said Director may also approve the insertion of an item of appropriation for an equal amount, and

**WHEREAS**, the Town has received an amount of \$20,000.00 from the State of New Jersey Sustainable Jersey Grant and wishes to amend its 2020 Current Fund Budget to include this amount as a revenue.

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Town of Hammonton hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the Current Fund Budget of the year 2020 in the sum of \$20,000.00 which has been awarded and is available as a revenue from:

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services - Public and Private Revenues Offset with Appropriations:

**Sustainable Jersey Grant Fund**

**BE IT FURTHER RESOLVED** that a like sum of \$20,000.00 be and the same is hereby appropriated under the caption of:

General Appropriations:

Operations - Excluded from "CAPS":

Public and Private Programs Offset by Revenues:

Sustainable Jersey Grant Fund

**BE IT FURTHER RESOLVED**, That the Town Clerk forward a certified copy of this resolution to the Director of Local Government Services.

**Resolution #078-2020-Approval of Clean Communities Grant addition to budget**

**WHEREAS**, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

**WHEREAS**, said Director may also approve the insertion of an item of appropriation for an equal amount, and

**WHEREAS**, the Town has received from the State of New Jersey Department of Environmental Protection, Clean Communities Program \$35,041.86 and wishes to amend its 2020 Current Fund Budget to include this amount as a revenue.

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Town of Hammonton hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the Current Fund Budget of the year 2020 in the sum of \$35,041.86 which has been awarded and is available as a revenue from:

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services - Public and Private Revenues Offset with Appropriations:

**Clean Communities Program**

**BE IT FURTHER RESOLVED** that a like sum of \$35,041.86 be and the same is hereby appropriated under the caption of:

General Appropriations:  
Operations - Excluded from "CAPS":  
Public and Private Programs Offset by Revenues:  
  
Clean Communities Program

**BE IT FURTHER RESOLVED**, That the Town Clerk forward a certified copy of this resolution to the Director of Local Government Services.

**Resolution #079-2020- Approval of Audit Corrective Action Plan**

**CORRECTIVE ACTION PLAN**

Corrective Action Plan of the Town of Hammonton, County of Atlantic, State of New Jersey, for the year 2019.

**WHEREAS**, in accordance with the requirements of the Division of Local Government Services, at the completion of the audit, the local government unit shall prepare a Corrective Action Plan to address each audit finding in the current year audit report; and

**WHEREAS**, the Corrective Action Plan of the Town of Hammonton for the 2019 Report of Audit is as follows:

***Finding No. 2019-001:***

**Condition:**

A calculation of the actuarially calculated Other Post Employment Benefits (OPEB) obligation for the future cost of dental and vision insurance coverage to be paid by the Town for retired employees was not obtained.

**Recommendation:** That the Town obtain the actuarially calculated Other Post Employment Benefits (OPEB) obligation for the future cost of dental and vision insurance coverage to be paid by the Town for retired employees.

**Corrective Action:** This required disclosure is mandated by an accounting disclosure standard adopted by the Governmental Accounting Standards Board (GASB) Statement No. 45. In New Jersey,

municipalities and counties report and budget under regulatory accounting practices and therefore are not required to "book" OPEB future obligations. The Town carries its medical health insurance with the

State Health Benefits Program (SHBP). The required disclosure, with which the Town complies, only references where information can be found on the SHBP and is not required to include any future obligation. The dental and vision insurance coverage is contracted through a private carrier and only represents less than 10% of the Town's total annual SHBP obligation. The Chief Financial Officer and the Town Accountant have exhausted numerous possibilities to have these calculations prepared at no cost to the taxpayers without success. Therefore, since there is no financial impact on the Town for not obtaining the actuarially calculated obligation for its future cost of dental and vision insurance coverage for retired employees, the Town will continue to evaluate the cost/benefit of budgeting taxpayer funds in future budget years in order to solely comply with a financial disclosure requirement that has no financial impact on the Town's current operations.

**BE IT RESOLVED**, that the Corrective Action Plan for the 2019 Report of Audit of the Town of Hammonton be approved by the Governing Body of the Town of Hammonton; and

**BE IT FURTHER RESOLVED**, that one certified copy of this resolution be filed with the Division of Local Government Services.

**Resolution #080-2020- Cancel Prior Year Unexpended Balances**

**CANCEL PRIOR YEAR UNEXPENDED GRANT BALANCES  
AND IMPROVEMENT AUTHORIZATION**

**WHEREAS**, there are old inactive, expired and dormant grant receivables, prior year unexpended grant balances and an inactive/completed improvement authorization that remain on the books, it is the recommendation of the Chief Financial Officer and the Auditor that these balances be canceled; and

**WHEREAS**, the following is the detail of the Current Fund grant receivable balances, grant reserve balances and Water/Sewer Utility Capital Fund grant receivable balance and unexpended improvement authorization to be canceled:

**CURRENT FUND**

<u>Prior Year Grants Receivable Balances</u>	<u>Amount</u>
2017-18 Municipal Alliance	\$ 3,523.22
2018-19 Municipal Alliance	4,763.48
2018 Community Development Block Grant (a)	<u>83,940.00</u>
Total	<u>\$ 92,226.70</u>

<u>Prior Year Grant Reserve Balances</u>	
2017-18 Municipal Alliance	\$ 2,537.10
2018-19 Municipal Alliance	4,629.77
2018 Community Development Block Grant (a)	<u>83,940.00</u>
Total	<u>\$ 91,106.87</u>

(a) Received and expended in General Capital Fund

**WATER/SEWER UTILITY CAPITAL FUND**

<u>Prior Year Grants Receivable Balances</u>	<u>Amount</u>
Ord. 11-16 – NJEIT Various Utility Improvements	<u>\$ 225,446.00</u>

<u>Unexpended Improvement Authorizations</u>	
Ord. 11-16 – NJEIT Various Utility Improvements	<u>\$ 844,153.35</u>

**BE IT RESOLVED**, that the Current Fund grant receivable balances, grant reserve balances and Water/Sewer Utility Capital Fund grant receivable balance and unexpended improvement authorization listed above be canceled and that the Chief Financial Officer record this action in the books and records of the Town of Hammonton.

**Resolution #081-2020- Certification of Annual Audit**

**GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT**

WHEREAS, N.J.S.A. 40A: 5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the **Annual Report of Audit for the year 2019** has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A: 5-6, and a copy has been received by each member of the governing body; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Findings and Questioned Costs" or "Findings and Recommendations"; and

WHEREAS, the members of the governing body have personally reviewed, as a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Findings and Questioned Costs" or "Findings and Recommendations", as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Town of Hammonton, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

**Resolution #082-2020- Transfer of Liquor License Person to Person**



**NOW, THEREFORE, BE IT RESOLVED** by the Town Council of the Town of Hammonton, County of Atlantic and State of New Jersey, pursuant to N.J.S.A. 40A:11-3, that its bid threshold be increased to \$44,000.00 and as a result the quote threshold shall be increased to \$6,600.

**BE IT FURTHER RESOLVED**, that such contracts as may be awarded under this Resolution shall comply with all other applicable laws, including but not limited to certification of funds by the Chief Financial Officer where required.

**Resolution #086-2020- Support Grant Application Sustainable New Jersey**

**Resolution of Support for Submission of Grant  
Application to Sustainable Jersey**

**Whereas**, the Town of Hammonton has actively participated in the Sustainable Jersey program for many years, and

**Whereas**, the Town has successfully achieved reductions to its carbon footprint, as well as energy and economic efficiencies by participation in the program, and

**Whereas**, the Town has been certified at the Silver level twice by Sustainable Jersey, and

**Whereas**, the Town foresees continued benefits from ongoing participation in the Sustainable Jersey program, and

**Whereas**, Sustainable Jersey is offering grants to assist municipalities in further achieving environmental, social, and economic sustainability, and

**Whereas**, the Town needs to make revisions and updates to its Recreation and Open Space Inventory (ROSI) map in compliance with the State Green Acres Program, and

**Whereas**, Sustainable Jersey Small Grant Program has provided a grant program to allow municipalities to complete this task.

**Now Therefore**, the Mayor and Council of the Town of Hammonton, County of Atlantic, hereby declares its support for submission of a grant to the 2020 Sustainable Jersey Small Grants Program, aimed at completing an update to the Town's Recreation and Open Space Inventory, and advancing its long-term sustainable status.

**Resolution #087-2020- Support Grant Application Conservation Education Fund**

**Resolution of Support for Submission of Grant application  
To the League of Conservation Voters Education Fund**

**Whereas**, the Town of Hammonton has actively participated in programs and initiatives aimed at improving the long-term environmental, social, and economic sustainability of the town for many years, and

**Whereas**, the Town has an inherent interest in achieving long-term stability and efficiency in all of its operations on behalf of the residents of Hammonton, and

**Whereas**, the League of Conservation Voters Education Fund has issued a Request for Proposals for municipalities in the Delaware River and the Kirkwood-Cohansey Aquifer Watersheds to submit proposals to either implement or study the feasibility of fully complying with newly-promulgated New Jersey Department of Environmental Protection regulations regarding stormwater management systems set to take effect in April 2021, and

**Whereas**, Town is committed to ensuring that its supporting infrastructure, including its network of stormwater management infrastructure, remains in peak condition to ensure efficient and environmentally sound methods of handling precipitation events in the area, and

**Whereas**, the Town considers it prudent to investigate the detailed possible impacts of fully implementing the new stormwater regulations promulgated by NJDEP, in order to be fully informed as to the benefits and costs and reasonable impacts on the Town and its residents, and

**Now Therefore**, the Mayor and Council of the Town of Hammonton, County of Atlantic, hereby declares its support for submission of a grant to the League of Conservation Voters Education Fund, aimed at examining the effects on the Town of fully complying with new NJDEP stormwater management regulations, and advancing the Town's long-term sustainable status.

**PUBLIC HEARD**

**MEETING ADJOURNED**