

Minutes Regular Meeting of Mayor and Council – October 28, 2013  
Town Hall Council Chambers, 100 Central Avenue  
Executive Session 6:00 P.M.  
Public Session 7:00 P.M.

**Agendas & Minutes can be viewed at [www.townofhammonton.org](http://www.townofhammonton.org)**

MEETING CALLED TO ORDER

ATTENDANCE ROLL CALL

Councilpersons:

Bachalis - Present

Carpo - Present

Esposito - Present

Furgione - Present

Pullia - Present

Rodio - Present

Mayor DiDonato - Present

PRESENT ALSO

Brian Howell, Town Solicitor

Jerry Barberio, PWM/Business Administrator

#R121-2013 Executive Session

#R121-2013

BE IT RESOLVED, by the Mayor and Common Council of the Town of Hammonton that, in accordance with the "Open Public Meetings Act," an Executive Session is authorized on this below adopted date, for the purpose of discussing and/or acting upon:

1. Treatment Solutions: Identify committee related to 12/12/13 mediation session
2. Star Aero lease renewal
3. Emergency replacement Ground Lease tenant at airport (Hangar Construction)
4. Skinner-ACUA
5. RPM-Main Road Apartments
6. Through the Fence
7. Pine Road tax lien
8. OPRA
9. Solar project

BE IT FURTHER RESOLVED, that the minutes of any matters discussed in Executive Session shall be released to the public as soon as reasonably possible after Mayor and Council conclude that the basis for exclusion of the public ceases to exist.

Motion by Councilperson Carpo, seconded by Councilperson Rodio, the resolution to enter executive session is adopted.

ROLL CALL

Councilpersons:

Bachalis - Yes

Carpo - Yes

Esposito - Yes

Furgione - Yes  
Pullia - Yes  
Rodio - Yes  
Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

RESUME REGULAR MEETING-ROLL CALL

Councilpersons:  
Bachalis - Present  
Carpo - Present  
Esposito - Present  
Furgione - Present  
Pullia - Present  
Rodio - Present  
Mayor DiDonato - Present

PRESENT ALSO

Brian Howell, Town Solicitor  
Bob Vettese of ARH, Town Engineer  
Jerry Barberio, PWM/Business Administrator

PUBLIC NOTICE

Notice of this meeting has been posted and given to official newspapers. Please familiarize yourselves with the fire exits to the right and rear of the Council Chambers. Please do not proceed beyond the front benches without invitation from the Mayor to do so.

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES

Regular Meeting September 23, 2013  
Executive Session September 23, 2013

Motion by Councilperson Bachalis, seconded by Councilperson Esposito, the minutes are approved as recorded by the Clerk.

ROLL CALL

Councilpersons:  
Bachalis - Yes  
Carpo - Yes  
Esposito - Yes  
Furgione - Yes  
Pullia - Yes  
Rodio - Yes  
Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

DISPENSE WITH REGULAR ORDER OF BUSINESS

1. Honor Police Retirees (Mayor DiDonato presented plaques to Steven Zoyac and Michael Carrelli)
2. Hire Charles Sbarra, Special Police Officer (Oath of Office Administered by Mayor DiDonato)

Motion by Councilperson Carpo, seconded by Councilperson Furgione, to hire Charles Sbarra as a Special Police Officer at \$15.00 hr, 29 hrs per week, with no benefits, effective November 1, 2013.

ROLL CALL

Councilpersons:

Bachalis - Yes

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

3. Girl Scouts Presentation (Requested Mayor and Council to participate in voting on best holiday decorations)
4. Honor Canoe Club Volunteers (Mayor DiDonato honored Canoe Club Volunteers for their service)
5. Recognized Cancer Awareness Month and Hammonton Cancer Foundation
6. Public Heard for Agenda Action Items-No one desired to be heard
7. Hearing Bond Ordinance #019-2013 Well 4 Project

BOND ORDINANCE PROVIDING FOR WELL 4 FACILITY PROJECT IN AND BY THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC, NEW JERSEY, APPROPRIATING \$2,200,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,200,000 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:

The improvement described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Town of Hammonton, in the County of Atlantic, New Jersey (the "Town"). For the improvement or purpose described in Section 3, there is hereby appropriated the sum of \$2,200,000. Pursuant to N.J.S.A. 40A:2-11(c), no down payment is provided for the costs of the improvement since the project described in Section 3(a) hereof is being funded by the New Jersey Environmental Infrastructure Trust ("NJEIT") and the Local Finance Board has approved the adoption of this ordinance without a down payment pursuant to N.J.S.A. 40A:2-7(d).

In order to finance the cost of the improvement or purpose, negotiable bonds are hereby authorized to be issued in the principal amount of \$2,200,000 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.

(a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is for the design, permitting, construction, construction management and the administration of the radium treatment equipment, installation and ancillary building at the Well 4 facility located on Main and Plymouth Roads, including acquisition and installation of all equipment and materials and all work necessary therefore or incidental thereto.

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

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

All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one 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 notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the 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 notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

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

The following additional matters are hereby determined, declared, recited and stated:

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

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this ordinance, is 20 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 electronically 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 \$2,200,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$400,000 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 purpose or improvement.

(e) This bond ordinance authorizes obligations of the Town solely for a purpose described in N.J.S.A. 40A:2-7(d). This purpose is in the public interest and is for the health, welfare, convenience or betterment of the inhabitants of the Town. The amounts to be expended for this purpose pursuant to this bond ordinance are not unreasonable or exorbitant, and the issuance of the obligations authorized by this bond ordinance will not materially impair the credit of the Town or substantially reduce its ability to pay punctually the principal of and the interest on its debts and to supply other essential public improvements and services. If required, the Local Finance Board, in the Division of Local Government Services of the Department of Community Affairs of the State of New Jersey has heretofore made a determination to this effect and has caused its consent to be endorsed upon a certified copy of this bond ordinance as passed upon first reading.

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

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

expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 8 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

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. 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.

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 Councilperson Pullia, seconded by Councilperson Carpo, the ordinance is taken up for second reading and public hearing. Motion carried.

No one desired to be heard.

Motion by Councilperson Pullia, seconded by Councilperson Esposito, the hearing is closed, the ordinance is passed second reading and adopted.

ROLL CALL

Councilpersons:

Bachalis - Yes

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

- 8. Hearing Ordinance #022-2013 Amending Police SOP's

AN ORDINANCE AMENDING Ordinance #026-2007  
Entitled "POLICE DEPARTMENT RULES AND REGULATIONS "

WHEREAS, there is an inconsistency between Chapter 2:1.3 (7) Police SOP's and Chapter 35-1 (A, B and C);

WHEREAS, the Law and Order Committee of Council, the Police Chief and Business Administrator have reviewed the inconsistency and recommended the following amendment:

BE IT ORDAINED by the Mayor and Common Council of the Town of Hammonton, County of Atlantic, State of New Jersey that Ordinance #026-2007 Section 2:1.3 entitled Authorized Strength item number (7) is amended as follows:

Telecommunication Operators staffing shall be consistent with Chapter 35-1 "Positions created".

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.

Motion by Councilperson Bachalis, seconded by Councilperson Carpo, the ordinance is taken up for second reading and public hearing. Motion carried.

No one desired to be heard.

Motion by Councilperson Furgione, seconded by Councilperson Bachalis, the hearing is closed, the ordinance is passed second reading and adopted.

ROLL CALL

Councilpersons:

Bachalis - Yes

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

9. Hearing Ordinance #023-2013 No Parking Cherry Street

AN ORDINANCE AMENDING Chapter 271 Vehicles and Traffic  
Article II Section 6 entitled "Parking Prohibited at all Times on Certain Streets"

BE IT ORDAINED by the Mayor and Common Council of the Town of Hammonton, County of Atlantic, State of New Jersey that Chapter 271-6 is amended follows:

<u>Name of Road</u>	<u>Side</u>	<u>Location</u>
Cherry Street	East	From S. Egg Harbor Road to a point 100 feet North thereof

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.

Motion by Councilperson Pullia, seconded by Councilperson Furgione, the ordinance is taken up for second reading and public hearing. Motion carried.

No one desired to be heard.

Motion by Councilperson Pullia, seconded by Councilperson Furgione, the hearing is closed, the ordinance is passed second reading and adopted.

ROLL CALL

Councilpersons:

Bachalis - Yes

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

10. Hearing Ordinance #024-2013 Amend Chapter 82 Animals

AN ORDINANCE AMENDING Chapter 82 of the Code  
of the Town of Hammonton Entitled Animals

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

**Amend 82-12. Restraint of animals off animal facility premises or owner’s premises.**

No dogs or other domestic animals, including, but not limited to, cats, kept in a kennel, pet shop, shelter or pound shall be permitted off such premises or off of the premises of a private residential owner except on a leash or in a crate or other safe form of control.

**Add 82-21(a) Control of animals causing property damage or nuisance.**

It shall be unlawful for any person to feed or harbor a stray dog or domestic animal including, but not limited to, cats, without assuming full ownership of same and subsequently, complying with all provisions of the Town’s Animal Ordinance including, but not limited to, acquiring a rabies vaccination and license. In the event of a complaint filed against an individual feeding or harboring stray animals under this subsection, presentation of proof of a rabies vaccination and license shall be a defense to that complaint.

**Add 82-23 (NEW) Limitation on number of domestic dogs or other animals**

It shall be unlawful for any person to maintain upon any premises a number of domestic animals including, but not limited to, dogs and cats, in excess of that which he/she has the ability to manage in a humane, safe and healthful environment. It shall be the responsibility of the Animal Control Officer to make a determination whether the number of such animals exceeds that limit and, if so, to issue a warning directing that if the number of animals is not reduced to a limit which meets that standard, a citation under this Ordinance shall issue.

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.

Motion by Councilperson Bachalis, seconded by Councilperson Carpo, the ordinance is taken up for second reading and public hearing. Motion carried.

No one desired to be heard.

Motion by Councilperson Bachalis, seconded by Councilperson Esposito, the hearing is closed, the ordinance is passed second reading and adopted.

ROLL CALL

Councilpersons:

Bachalis - Yes

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

11. Hearing Bond Ordinance #025-2013 Airport Project

BOND ORDINANCE PROVIDING FOR THE MUNICIPAL AIRPORT STUDY AND IMPROVEMENTS IN AND BY THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC, NEW JERSEY, APPROPRIATING \$226,642.85 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$22,665.85 BONDS OR NOTES OF THE TOWN TO FINANCE PART OF THE COST THEREOF.

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

Section 1. The improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the Town of Hammonton, in the County of Atlantic, New Jersey (the "Town") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$226,642.85, including the sum of \$203,977.00 expected to be received as a Federal Aviation Administration grant. No down payment is required pursuant to N.J.S.A. 40A:2-11(c) since this ordinance involves a project funded with grant funds from the Federal Aviation Administration as described herein.

Section 2. In order to finance the cost of the improvement or purpose, negotiable bonds are hereby authorized to be issued in the principal amount of \$22,665.85 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is the Phase II planning, support and coordination study and removal of obstructions from municipal airport, including all work and materials necessary therefor or incidental thereto.

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

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

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 note shall mature later than one 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 notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the 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



notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the 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 ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

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

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

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

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Town as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$22,665.85, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$46,000 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 purpose or improvement.

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

Section 8. Any grant moneys received for the purpose described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this 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 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 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 Councilperson Rodio, seconded by Councilperson Pullia, the ordinance is taken up for second reading and public hearing. Motion carried.

No one desired to be heard.

Motion by Councilperson Rodio, seconded by Councilperson Esposito, the hearing is closed, the ordinance is passed second reading and adopted.

ROLL CALL

Councilpersons:

Bachalis - Yes

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

COMMITTEE REPORTS

Administration/Business & Industry -Councilperson Esposito

Report on businesses

Report on October 24 Administration Committee Meeting

Education-Councilperson Furgione

Report on BOE matters

Report on Stockton College matters

Public Works & Transportation-Councilperson Rodio

Added Taco Bell and Dollar Tree are coming to White Horse Pike

Defer Report to Engineer and PWM/BA Reports

Quality of Life – Councilperson Bachalis

Report on Dog Park Meeting

Update on Sustainable Jersey

Report on actions to be taken up for Mayor and Council's consideration this evening

Water & Sewer – Councilperson Pullia

Defer Report to Engineer Report and New Business

Update various projects

Update water usage

Engineer Item #1 approved under Councilperson Pullia report in full

Ordinance #029-2013 Water Conservation Tax Credit Discussion and Presentation

Motion by Councilperson Bachalis, seconded by Councilperson Esposito, Ordinance #029-2013 is taken up for first reading.

ON THE QUESTION

A discussion of Mayor and Council was held concerning the specifics of the ordinance. Councilman Bachalis wanted to encourage additional conservation and to give water users a break on their water bills for doing so. Councilman Pullia stated the committee has not had time to give the ordinance its full review.

TABLE ORDINANCE #029-2013

Motion by Councilperson Furgione, seconded by Councilperson Carpo, to table Ordinance #029-2013.

ROLL CALL

Councilpersons:

Bachalis - No

Carpo - Yes

Esposito - No

Furgione - Yes

Pullia - Yes

Rodio - No

Mayor DiDonato – No

Mayor DiDonato declared the motion DEFEATED.

After further discussion of Council it was on motion by Councilman Bachalis, seconded by Councilperson Esposito, to withdraw their motion to introduce Ordinance #029-2013 and to place in committee for review to be ready for introduction at the November 18, 2013 Regular Meeting of Council. The Committee to review will consist of Councilman Bachalis, Councilman Pullia and Mayor DiDonato. Motion carried.

ENGINEER REPORT

SEWER & WATER ACTION ITEMS:

1. Well #4 Radium Treatment Facility and Air Stripper (ARH #11-30153.04):

Bids were received for the Well #4 remediation project on Wednesday, October 23, 2013. Six (6) contractors submitted bids for the project with the summary of the bids as follows:

<u>CONTRACTOR</u>	<u>AMOUNT</u>
<u>TKT Construction</u>	<u>\$1,848,600.00</u>
<u>Level 1</u>	<u>\$1,981,000.00</u>
<u>B&amp;H</u>	<u>\$2,017,000.00</u>
<u>Center Point</u>	<u>\$2,025,785.00</u>
<u>Clyde Lattimer</u>	<u>\$2,094,000.00</u>
<u>Straga</u>	<u>\$2,150,000.00</u>

We have reviewed the bids and we would recommend that Council consider a Contract Award to the to the low bidder, TKT Construction, for a bid amount of \$1,848,600.00 subject to a number of conditions noted in the approval Resolution (attached).

ADOPT #R130-2013 AWARD BID WELL #4 WITH CONTINGENCIES 1-4:

1. Adoption of the funding Ordinance for the project and expiration of the 20 day estoppel period.
2. Review and approval of the bid documents by the Town Solicitor and Risk Manager.
3. Review and approval of the project award by the NJEIT.
4. Certification from the Chief Financial Officer related to the funding availability.

RESOLUTION # 130- 2013  
 RESOLUTION AWARDDING BIDS ON RADIUM TREATMENT FACILITY  
 AND AIR STRIPPER IMPROVEMENTS FOR WELL #4, MAIN ROAD

WHEREAS, the Town of Hammonton received bids for the Well #4 Radium Treatment Facility and Air Stripper Improvement Project; and

WHEREAS, said bids were received on October 23, 2013 and consisted of various unit prices and a lump sum bid total; and

WHEREAS, six (6) 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	COST
TKT Construction	\$1,848,600.00
Level 1	\$1,981,000.00
B&H	\$2,017,000.00
Center Point	\$2,025,785.00
Clyde Lattimer	\$2,094,000.00
Straga	\$2,150,000.00

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 Engineer and consideration of the funding made available from the New Jersey Environmental Infrastructure Trust Program (NJEIT), the Town Engineer has recommended to the Mayor and Town Council to accept and award the bid for the Radium Removal Treatment System and Air Stripper Improvements which are depicted in the bid summary above; and

WHEREAS, based on the award recommendation, the lowest responsible bidder on the project was TKT Construction of Berlin NJ, in the amount of \$1,848,600.00; 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 Well #4 Radium Removal Treatment Facility and Air Stripper Improvements received on October 23, 2013 be made to TKT Construction 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 award these contracts with the following conditions

1. The Town Solicitor review and approve the bid package submitted by the low bidder to ensure compliance with the applicable bid requirements.
2. Subject to the certification of the availability of funds from the New Jersey Environmental Infrastructure Trust and in accordance with the requirements of said program.
3. Contingent upon the review and approval of the authorization to award package by the New Jersey Department of Environmental Protection.

4. Subject to certification as to the availability of funds from the Town's Chief Financial Officer.
5. The Town reserves the right to reduce the scope of the project to the funds available and those portions which are deemed eligible by the NJEIT.
6. 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.

Motion by Councilperson Pullia, seconded by Councilperson Carpo, Engineer Action Item 1 and Resolution #130-2013 with contingencies 1-4 is adopted.

**ROLL CALL**

Councilpersons:

Bachalis - Yes

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

**2. Well #1 / Well #3 – Volatile Organic Compounds (VOC's) (ARH# 11-30155.03):**

The Town Solicitor and Business Administrator are in discussions with the TIGG Corporation related to the purchase of the existing treatment units to be incorporated into the permanent treatment unit design. The agreement with TIGG Corporation needs to be completed quickly so that we could include these units in the permanent design. Purchase and use of these units should result in an overall project cost saving to the Town.

As authorized by Council, we have submitted the funding request to NJDEP Spillfund for a grant amount of \$1,041,900 to complete the work required at the Lincoln Street site. In a recent conversation with Ed Putnam from the Spillfund program, the Town will be provided with a contract for execution related to the grant provided for the project funding, which will be \$1,043,280.00. The exact terms and the amount will be reviewed by our office and the Solicitor once provided. The contract has been slightly modified from that originally signed by the Town Officials. In accordance with the AACO, the project design must be submitted in earlier December in order to proceed to bid, award and start of construction by 4/1/14. The total construction must be completed by 9/1/14. Hopefully, a portion of the project will be available for use in the beginning of the summer.

**Action 2.1 Ordinance #028-2013 Bond Ordinance Wells 1 & 3 Project**

WATER AND SEWER CAPITAL ORDINANCE APPROPRIATING \$1,043,280  
FOR THE DESIGN AND CONSTRUCTION OF A GRANULAR ACTIVATED  
CARBON SYSTEM FOR WELL #1 AND WELL #3 IN AND BY THE TOWN  
OF HAMMONTON, IN THE COUNTY OF ATLANTIC, NEW JERSEY

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

Section 1. The Town of Hammonton, in the County of Atlantic, New Jersey (the "Town") hereby appropriates \$1,043,280 consisting of \$1,043,280 from the New Jersey Department of Environmental Protection

Site Remediation Program for the design and construction of a granular activated carbon system for well #1 and well #3.

Section 2. The Town hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Town is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 3. This ordinance shall take effect after final adoption and publication and otherwise as provided by law.

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

ROLL CALL

Councilpersons:

Bachalis - Yes

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

2. Approval of the remainder of the ARH proposal dated July 15, 2013. At the August 26, 2013 meeting of Council, \$20,000 was authorized allowing ARH to begin the design work with the balance of \$42,300 be approved at a subsequent meeting which we are seeking tonight.

Motion by Councilperson Pullia, seconded by Councilperson Esposito, Engineer Action Item 2.2 is approved.

ROLL CALL

Councilpersons:

Bachalis - Yes

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

- 2.3 Authorize the Town Solicitor, CFO and ARH to review the project funding contract once provided by the NJDEP Spillfund.

Motion by Councilperson Pullia, seconded by Councilperson Carpo, Engineer Action Item 2.3 is approved.

ROLL CALL

Councilpersons:

Bachalis - Yes

Carpo - Yes  
 Esposito - Yes  
 Furgione - Yes  
 Pullia - Yes  
 Rodio - Yes  
 Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

**3. Pratt, Packard, Grape & Second Street Utility Replacement (ARH #11-40055 & 11-40046):**

Applications for NJDEP Safe Drinking Water and Treatment Works approval were submitted along with submission to various other agencies. The status of the approval and permitting process from the various agencies are as follows:

- NJEIT Environmental – *Approval received 8/1/13*
- Cape Atlantic Soils Conservation District – *Approval received 7/16/13*
- NJDEP Bureau of Safe Drinking Water – *Approval received 8/30/13*
- NJDEP Treatment Works Approval – *Approval received 7/24/13*
- Atlantic County Roadway Opening Permit – *Application to be made shortly*
- NJEIT Funding Approval – *Presently responding to latest review comments; approval pending*
- Environmental Commission Tree Removal Permit – *Approval received 9/12/13*

We discussed with the PWTC the possibility of including the Utility and Roadway Improvement Program in total or in parts with the funding contemplated for an overall encompassing funding appropriation. A final decision related to same will be required of Mayor and Council quickly so that the deadlines (January 2014) for project bid, award and construction could occur. There is also a responsibility to bid the Pratt Street project within the same general timeframe so as to not lose the funds allotted by the NJDOT. The total estimated cost for all of the above noted projects will be between \$5.75 and \$6.0 million. At the last Council meeting, ARH was authorized to finalize the submission to each of the review agencies, seek the remaining permits and advertise for the receipt of bids as soon as possible. The goal to bid the project in January of 2014 will be sought.

In discussion with the NJEIT representatives, the Town must have the following completed in order to be able to use the funds for Fiscal Year 2014:

1. Submit responses to NJEIT latest review comments related to various pipe quantity by 11/1/13. We will address this item.
2. Execute an A/E Agreement which includes the project construction management. We will prepare a proposal for Council's consideration.
3. Completion of the design plans, specifications, etc. for review in order to receive an Authorization to Advertise (ATA).
4. Project funding must be established by Council, bids must be received and a project award recommendation be provided by Mid-January 2014.

The deadline dates for the completion of the design and approval for Pratt Street reconstruction through the use of NJDOT funds \$343,641.00 will follow the same schedule more or less as the NJEIT funding. The Fiscal Year, 2012 NJDOT funding of \$156,641.00 must be used by 11/7/13. We will need to request an extension of time for that date. The Fiscal Year 2013 NJDOT funding of \$187,000.00 must be used by December of 2014. Our letter for extension will request at least a 6-12 month timeframe.

1. Authorize the Town Engineer to prepare a letter on the Town's letterhead to the NJDOT to request a time extension for the Award of Contract for the Fiscal Year 2012 funding allotment totaling \$156,641.00 for a minimum of 12 months if possible.

Motion by Councilperson Pullia, seconded by Councilperson Rodio, Engineer Action Item 3.1 is approved.

ROLL CALL

Councilpersons:

Bachalis - Yes

Carmo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

2. Approve the A/E Construction Management proposal to be provided by ARH associated with the construction of Grape Street, Packard Street, 2<sup>nd</sup> Street and Pratt Street utility and roadway improvement project. These amounts would change depending on the portions of the project roadways the Town finally decides to complete. At this time in order to keep the project moving, the entire project utility and roadway construction for the four (4) roadways is provided for Council's consideration. The expenditures of these funds or a portion thereof will not take place until the project construction is bid for the limits or options to be determined by Council and is reimbursable through the NJEIT Program as part of the project loan.

Motion by Councilperson Rodio, seconded by Councilperson Pullia, Engineer Action Item 3.2 is approved.

ROLL CALL

Councilpersons:

Bachalis - Yes

Carmo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

**4. NJEIT Water Meter Replacement Project (ARH#2013.0671):**

As part of the NJEIT funding process for 2014, the Town will receive funds for the bidding supply of the remaining remote digital water meters consisting of about 1,700 units. The municipal utility department forces would complete the installation of the meters once delivered. ARH would be required to prepare the product supply specifications in accordance with applicable NJEIT standards, receive and review the bids, prepare the contracts, review contractors invoicing, assist the CFO with seeking reimbursement of expended funds, etc. The amount applied to the NJEIT for purchase of the product and related tasks was \$891,000 +/- . In order to continue with the project, the Town must enter into a contract with ARH to complete the tasks noted above which is further detailed in our proposal dated 10/28/13 (copy attached) in the amount of \$8,300.

1. Approval of the ARH proposal dated 10/28/13 totaling \$8,300 and authorize ARH to proceed to bid after the receipt of the Authorization to Advertise (ATA) from the NJEIT.



Motion by Councilperson Pullia, seconded by Councilperson Rodio, Engineer Action Item 4.1 is approved.

ROLL CALL

Councilpersons:

Bachalis - Yes

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

2. Authorize the Mayor and other Town officials to sign the A/E Agreement with ARH for the services to be rendered as noted in the attached proposal.

Motion by Councilperson Pullia, seconded by Councilperson Bachalis, Engineer Action Item 4.2 is approved.

ROLL CALL

Councilpersons:

Bachalis - Yes

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

**PUBLIC WORKS ACTION ITEMS**

5. **ACIA Funding – 2014 CDBG (ARH# 2013-0668):**

As noted at the last Council meeting, we checked with the ACIA related to the availability of the \$74,914.86 allotted to the Town of Hammonton for completion of this project. As stipulated, the funds are available to the Town as long as the timeframe for preparation of the final list of roads, preparation of specifications, award of contract and project construction are completed in conjunction with the schedule approved with the funding allotment. In order to keep the process moving, we have prepared a proposal for Council's consideration to complete the various tasks required. A copy of that proposal is attached for the Council's consideration totaling \$13,200 which is not reimbursable through the grant.

Acceptance of ARH proposal dated 10/28/13 totaling \$13,200 to complete the work required in compliance with ACIA standards and authorization to proceed with the project in accordance with the stipulated timeframe.

Motion by Councilperson Rodio, seconded by Councilperson Pullia, Engineer Action Item 5 is approved.

ROLL CALL

Councilpersons:

Bachalis - Yes

Carpo - Yes

Esposito - Yes

Furgione - Yes  
 Pullia - Yes  
 Rodio - Yes  
 Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

**SEWER & WATER INFORMATION ITEMS:**

**6. 2015 Fiscal Year, NJEIT Projects (ARH #11-01088)**

As authorized last Council meeting, we have prepared the application and Letter of Intent to seek NJEIT funding for fiscal year 2015. Council authorized the filing of the application for the first two projects. After a discussion with the Municipal Utilities Department Superintendent, a third application was prepared at no additional cost to the Town. The Letters of Intent and related information were filed for the following projects:

- SCADA System Improvements: Town’s water system including wells and tower locations.
- Drip Irrigation – Boyer Avenue Site – Design and construction for both the Overland (wooded area) and Subsurface (recreational area).
- SCADA System Improvements: Town sanitary sewer system, including treatment plants, pump stations and land disposal site.

**7. Boyer Avenue Pinelands Compliance (ARH #11-50058.12):**

At present time the Town has until December 10, 2013 to provide an implementation schedule to the Pinelands Commission. Failure to have a plan of action by this deadline could result in the imposition of a sewer service moratorium. We have submitted a conceptual timeline for construction of the Overland and Subsurface Drip Irrigation System to the Pinelands for review and comment. Ray Ferrara from Omni Environmental has talked with Ed Wengrowski and Nancy Wittenberg from the Pinelands related to the conceptual schedule. They are requiring that the construction schedule for the Land Application (wooded area) portion of the site be submitted to the NJDEP for Treatment Works Approval and for construction to begin as soon as possible once the TWA is received. We have set a goal to have the portion of the design completed and submitted to the NJDEP for TWA by the first of the year. Drip irrigation for the recreational portion of the site will be submitted early in February. The Commission will be establishing a Memorandum of Agreement or Understanding for execution by the Town. Bottom line is the Pineland’s Commission wants the Town’s effluent discharge out of the stream as soon as possible to comply with their Comprehensive Management Plan (CMP). We will keep the PWTC and Mayor and Council informed of further developments. Ray Ferrara has been taking the lead in the discussions with the Pinelands Commission.

**8. Hammonton Water System - AACO (ARH #11-30152):**

The goal for both the Town and NJDEP is to have all wells back in service prior to the peak demand needs which occur in July of next year if possible. Keep in mind there must always be a back-up Well available to Wells #5 & #7 at any given time.

In order to meet the schedule as set forth in the AACO, a comprehensive Water System Bond Ordinance was being introduced at the September meeting. The Bond Ordinance will have its second reading and public hearing at the October meeting of Council. Well #4 will be paid for from the NJEIT program whereby the Town is optimistic that they will be a strong candidate for a 50% grant. The Wells #1 and #3 remediation will be paid for by a grant from NJDEP Spillfund. Both are reimbursement programs, therefore the Town will need interim financing for each.

**Radium at Well #5/#7 - Building Construction:**

This project is closed out including the NJEIT final inspection that occurred on August 5, 2013. We have prepared the final documents for this project.

Licensed Operator:

Since the licensed operator requirement was fulfilled, it is reminded that the next ACO requirement on this topic is the submission of a licensed operator succession plan. This submission was completed by the April 30, 2013 deadline.

AACO Compliance Dates:

- ~ Licensed Operator compliance – October 31, 2012 (COMPLETED)
- ~ Licensed Operator succession plan – (COMPLETED)
- ~ Wells #5/#7 Radium Removal – (COMPLETED)
- ~ Well #4 Radium Removal – project completion July 31, 2014
- ~ Well #4 Air stripper upgrade – Revised to coincide with Well #4 – June 30, 2014
- ~ Well #1 VOC Removal – (TEMPORARY SOLUTION, COMPLETED)
- ~ Well #1 & 3 VOC Removal – (PERMANENT SOLUTION, CONSTRUCTION START, 4/1/14)
- ~ Well #1 & 3 – VOC Removal – (OPERATIONAL BY SEPTEMBER 1, 2014)

9. **AT&T Communications Antennae, Lincoln Street (ARH# 11-30156):**

The Solicitor has finalized the lease agreement to include the conditions approved by Council. We have also reviewed and approved the final construction plan with a few minor compliance conditions. We will keep Council informed of further progress

10. **Pine, Basin & Oak Road Water Main Extension/Well Contamination (ARH #11-30138):**

Contract #1 – Water Main Installation, Street Side Services and Roadway Restoration (Lafayette Utilities)  
The project has moved to close-out as requested by the NJEIT.

Contract #2 – House Side Services to Affected Contaminated Properties (Helmer Construction)

Same report as last month:

*There are approximately 30 homes that must connect under the project. Helmer has fully connected all but one of the connections at this writing. We have contacted the one remaining connection and they remain steadfast in refusing to connect. This matter will be deferred to the Solicitor since it affects the NJDEP contract conditions.*

Contract #3 – Well Sealing (Steffen Well Drilling)

*Steffen began preliminary work associated with sealing wells that have not applied for a farm waiver exemption.*

General Issues

Funding Status:

The project will proceed to close-out with NJEIT and Spillfund. No additional scope will be allowed.

Connection by Non-CKE Residents:

No change from previous report.

Summary of Last Month's Activity/Pending Items:

- Resolve the one remaining connection issue remaining under Contract #2.
- Continue on Contract #3.
- Finalize the farm waiver applications and obtain a final determination from NJDEP related to project scope.

11. **Route 54/Bellevue Avenue Utilities (ARH #11-50120): - No Status Change**

As of May 21, 2013; the Contractor has returned to the site and addressed the remaining punch list items. We will be proceeding with a recommendation to close out the project subject to review and concurrence from the Solicitor.

**PUBLIC WORKS INFORMATION ITEMS**

12. **Drainage Projects: Lakeview Drive and White Horse Pike (ARH #11-60202.03):**  
At the last Council meeting, ARH was authorized to proceed with seeking the remaining approvals for the project and submit the bid documents to the NJDOT for final approval and receipt of an Authorization to Advertise (ATA). We are continuing the work towards that end and will keep Council informed of further progress. A \$247,000.00 allotment was provided by the NJDOT to complete the construction portion of the project.
13. **Roadway Opening Waiver Request – 281 Pine Road (ARH #11-01000):**  
The PWTC met with SJ Gas earlier this month and agreed on a lateral installation technique to avoid disturbance of the paved roadway surface. The lateral installation was completed during the week of October 15<sup>th</sup>.
14. **Hammonton Tax Map Revisions, Property Revaluation (P2011.0485):**  
At the last Council meeting, the Solicitor was authorized to prepare the Ordinance establishing the parameters to provide for the vacation of Unnamed Road which is noted on the old tax map as extending between 12<sup>th</sup> Street, Rt. #54 and Commerce Way. Once the Ordinance is passed, we will need a signed version of same to forward to the State Division of Taxation.
15. **Weymouth Road Drainage (ARH# 11-06007):**  
The Interlocal Services Agreement and Resolution of Authorization for the Mayor to sign were provided to the County as approved by the Mayor and Council last meeting. The County Board of Freeholders approved the agreement and the County Legal staff will complete the Agreement so it can be signed by all parties.
16. **2014 Municipal Aid Program (ARH# 11-40041):**  
As previously authorized, we have been prepared an application to request Municipal Aid Funding for the following projects:
- **14th Street** reconstruction/resurfacing of from 2nd Road to the Town boundary line with Folsom.
  - **Bikeway** – plans to connect from the existing Train Station (11th Street) to Egg Harbor Road via Veterans Place.
  - **Safe Routes to Transit** – will include sidewalk near the Historic Train Station and along Front Street.
17. **Octogon Oil Site Town Hall Overflow Parking Lot (ARH #11-01060):**  
ARH is currently preparing a supplemental Hazardous Discharge Site Remediation Fund (HDSRF) grant application with respect to the additional work required by the NJDEP.
18. **Skinner Building – Egg Harbor Road (ARH #11-01074):**  
ARH completed/ submitted the Preliminary Assessment (PA) Report to the NJDEP in December 2012. Currently, ARH has conducted some additional sampling and is in the process of completing the Site Investigation (SI) report. Since the original grant monies are now exhausted, ARH is currently preparing a supplemental Hazardous Discharge Site Remediation Fund (HDSRF) grant application with respect to addressing the additional areas of concern (AOC) identified at the site.
19. **Former Mazza Property, Egg Harbor Road Parking Lot at the Historic Train Station (P2012.0153):**  
ARH is currently preparing a Hazardous Discharge Site Remediation Fund (HDSRF) grant application with respect to addressing several potentially contaminated AOCs at the subject property and the completion of a PA in an effort to identify any other AOCs related to the historic use of the property as a services station and auto repair shop.

**20. Drainage Projects: Anderson Avenue (ARH # 11-60208.02)**

We are finalizing the Design Plans for review with the PWTC and affected property owners where easements are necessary.

**21. Chew Road/Jacobs Street/First Road (ARH # 11-60207.02)**

We are finalizing the Design Plans for review with the PWTC and affected property owners where easements are required.

**22. Westcott Tract, Third & Walmer Street (Block 3001, Lot 42) (ARH #11-01000):**

As authorized last meeting, we have reviewed our files related to the status of the investigatory work completed for the site and what would be needed to continue with the project and seek additional funds if available. The Solicitor was also going to check and obtain the latest contact information for who would be the person representing the Westcott Estate.

On August 4, 2010 ARH submitted a Scope of Work (SOW) and Cost Estimate Summary for the Supplemental Funding Application to Frank Zuber for authorization. The SOW was provided as a follow-up to the *Site Investigation Report & Remedial Investigation Workplan* (January 2010) prepared by Adams, Rehmann & Heggan Associates (ARH) for the above referenced project and submitted to NJDEP on April 19, 2010.

Apparently, authorization was not obtained from the Town with respect to moving forward with the project. If the Town would like to move forward, Henry Weigel would have to be retained as the Licensed Site Remediation Professional (LSRP) before any work is initiated (NJDEP requirement). In addition, the supplementary HDSRF grant application will be updated where required. ARH will also prepare and submit a proposal for the SOW documented within the supplementary grant application to the Town for authorization. The Town must decide whether they would want to proceed with the project at this time. We will discuss with the PWTC before proceeding further.

**23. Lake Weed Control, Permitting, Application of Product (ARH# 11-90016): No Status change**

We were requested to provide a cost estimate and timeframe related to seeking approvals, permits, related tasks, etc. associated with applying product to control the weed growth in the Hammonton Lake. We have reviewed our files, made inquiries of the State, Pinelands Commission and a prior application related to the optimum timeframe for product application and the timeframe allotted to seek such approvals, bids, contracts, etc. It is felt that authorization to complete the permitting could start in January of 2014. Funds will need to be established in the 2014 municipal budget for completion of the required permits, filing fees, bid review, application costs and construction management. We will provide Council with this estimate so they can establish the funds in their 2014 budget.

**24. Hammonton Lake Spillway Investigation (11-60209):**

As requested we have met with various officials from the NJDEP, Fish and Wildlife, NJDOT and their Structural Consultant. The Structural Consultant had made recommendations for remedy.

Representatives from the NJDOT were again present onsite the week of October 20<sup>th</sup>. We will check with the NJDOT regarding the status of their investigation and work schedule.

**SOLICITOR REPORT**

Trocki-street vacation ordinance/rent control waiver

Hangar construction/ground lease-emergency authorization

Motion by Councilperson Pullia, seconded by Councilperson Rodio, authorize Mayor DiDonato to sign lease.

**ROLL CALL**

Councilpersons:

Bachalis - Yes

Carpio - Yes  
Esposito - Yes  
Furgione - Yes  
Pullia - Yes  
Rodio - Yes  
Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

Star Aero lease-proposed 30 day extension

Motion by Councilperson Rodio, seconded by Councilperson Pullia, deny long term extension of Star Aero lease and authorize 30 day lease extension.

ROLL CALL

Councilpersons:  
Bachalis - Yes  
Carpio - Yes  
Esposito - Yes  
Furgione - Yes  
Pullia - Yes  
Rodio - Yes  
Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

Surface Water Appeal

Pulte/Travelers

Stockton reimbursement authorizing resolution

Motion by Councilperson Esposito, seconded by Councilperson Furgione, authorize reimbursement \$20,251.09 in insurance funds to Stockton College.

ROLL CALL

Councilpersons:  
Bachalis - Yes  
Carpio - Yes  
Esposito - Yes  
Furgione - Yes  
Pullia - Yes  
Rodio - Yes  
Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

PWM/BUSINESS ADMINISTRATOR REPORT

School Sheltering Agreement (Authorize Clerk to forward letter with M&C concerns)

NJM Donation

Motion by Councilperson Bachalis, seconded by Councilperson Carpio, accept NJ Manufacturers Donation of three 8X12 sheds to the Town.

ROLL CALL

Councilpersons:

Bachalis - Yes

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

Natural Gas Reverse Auction (under New Business)

Super Storm Sandy Anniversary

Leaf Season – Begins October 28, 2013

Suspend Bulky and Brush Pickup for November and December (leaf season)

Landfill Hours

10 AM – 3 PM Friday

10 AM – 4 PM Saturday

Hire 2<sup>nd</sup> FT Temporary-Leaf Season

Motion by Councilperson Rodio, seconded by Councilperson Pullia, authorize hire FT Temporary CDL for leaf season, 40 hrs week, \$15.00 hr, no benefits, between council meetings, start & end date at PWM discretion.

ROLL CALL

Councilpersons:

Bachalis - Yes

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

Commend Municipal Utility Department Employees for Helping ACUA

TOWN CLERK REPORT

1. Authorize CS Generate Cert. of Eligibles List for Municipal Court Administrator, min. \$38,400 max. \$53,400
2. Hire Charles Sbarra, as Special Law Enf. Officer, \$15.00 hr 29 hr a week, no benefits, eff Nov 1 (taken up under Dispense with Regular Order of Business)
3. Except Resignation Michael Shannon Fire Company 1
4. Hire Ed Schellhas FT temp. 40 hrs week, \$15 hr CDL, no benefits, leaf season, start & end date at PWM discretion
5. Call back Anthony Ingemi FT temp. 40 hrs, \$10 hr, no benefits, leaf season, start & end date at PWM discretion
6. Hire Dan Sulmonetti, Highway, Laborer, eff Oct 15, PT permanent, 28 hrs week, \$12.94 hr, no benefits

Motion by Councilperson Esposito, seconded by Councilperson Bachalis, Town Clerk Report Items 1 and 3-6 are approved.

ROLL CALL

Councilpersons:

Bachalis - Yes  
Carpo - Yes  
Esposito - Yes  
Furgione - Yes  
Pullia - Yes  
Rodio - Yes  
Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

APPROVE BILL LIST & PURCHASE ORDERS

Motion by Councilperson Bachalis, seconded by Councilperson Carpo, the October 2013 bill list and purchase orders are approved.

ROLL CALL

Councilpersons:  
Bachalis - Yes  
Carpo - Yes  
Esposito - Yes  
Furgione - Yes  
Pullia - Yes  
Rodio - Yes  
Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

NEW BUSINESS-ORDINANCE INTRODUCTIONS

Ordinance #26-2013 Establish Local Pay to Play Policy

Motion by Councilperson Esposito, seconded by Councilperson Carpo, the ordinance is TABLED and referred to Administration Committee.

ROLL CALL

Councilpersons:  
Bachalis - Yes  
Carpo - Yes  
Esposito - Yes  
Furgione - Yes  
Pullia - Yes  
Rodio - Yes  
Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

Ordinance #27-2013 Amend Chapter 200-4A(6) Parks and Rec

AN ORDINANCE AMENDING Chapter 200-4A(6)  
ENTITLED PARKS AND RECREATION

BE IT ORDAINED by the Mayor and Common Council of the Town of Hammonton, County of Atlantic, State of New Jersey that Chapter 200-4A(6) is amended by removing the last sentence in its entirety as follows:



Exception to the foregoing is made in that snakes known to be deadly poisonous or deadly reptiles may be killed on sight.

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.

Motion by Councilperson Bachalis, seconded by Councilperson Carpo, the ordinance is taken up for and passed first reading and given legal publication.

ROLL CALL

Councilpersons:

Bachalis - Yes

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia - Yes

Rodio - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

Ordinance #028-2013 Bond Ordinance Wells 1 & 3 Project (Taken up under Engineer Report)

Ordinance #029-2013 Water Utility Credit Ordinance (Tabled under Councilman Pullia Report)

RESOLUTIONS

#R122-2013 Authorize Various Refunds

#R122-2013

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

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

Hammonton Fire Co.#2	Planning Board Escrow	\$540.00
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#R123-2013 Authorize Tax Collector Place Municipal Liens

Resolution #123-2013

A RESOLUTION AUTHORIZING THE TAX COLLECTOR  
TO PLACE MUNICIPAL LIENS ON LOCAL REAL PROPERTY

WHEREAS, N.J.S.A. 54:5-2 allows for the Municipal Tax Collector to place a "Municipal Lien" on Local Real Property located in the local taxing district; and

WHEREAS, Title 54 defines "Municipal Liens" as non-payment of taxes and/or utilities and may also include but is not limited to interest, penalties, costs attributable to a tax sale, assessments or improvements, demolition, board ups, property maintenance, and special improvement district.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC, STATE OF NEW JERSEY, that the Tax Collector is authorized to place "Municipal Liens" on local real property as defined in N.J.S.A. 54:5-2; and

BE IT FURTHER RESOLVED that those properties with "Municipal Liens as defined in N.J.S.A. 54:5-2 shall be included in the Town of Hammonton Annual Tax Sale.

#R124-2013 Authorize Interlocal Service Agreement with Folsom Borough  
Resolution #-124-2013

RESOLUTION AUTHORIZING INTERLOCAL SERVICES AGREEMENT FOR  
RECYCLING OF E-WASTE WITH THE TOWN OF HAMMONTON  
AND THE BOROUGH OF FOLSOM

WHEREAS, the Town of Hammonton is statutorily authorized by N.J.S.A. 40A:65-4 to enter into an Interlocal Services Agreement with State, County and Local Governments; and

WHEREAS, the Borough of Folsom has requested the Town of Hammonton's assistance in providing recycling collection of e-waste at the Town of Hammonton Transfer Station located on 8<sup>th</sup> Street; and

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 Borough of Folsom is approved.
2. That the Mayor and Town Clerk are hereby authorized to execute the Agreement between the Town of Hammonton and the Borough of Folsom.

#R125-2013 Amend Budget to include DDEF  
#R 125-2013

WHEREAS, N.J.S. 40A4-87 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 notice of a grant award in the amount of **\$9,245.81 from the State of New Jersey for Drunk Driving Enforcement Fund**, and wishes to amend its Budget to include this amount as revenue.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Town of Hammonton hereby requests that the Director of the Division of Local Government Services approve the insertion of an item of revenue in the **2013 Budget in the sum of \$9,245.81**, which is now 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:

**2013 Drunk Driving Enforcement Fund**

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

#R126-2013 Authorize Professional Service Contract Airport Project

#R 126 -2013

A RESOLUTION AWARDING PROFESSIONAL SERVICE CONTRACT

WHEREAS, there exists a need for professional services for the Town of Hammonton Municipal Airport Projects; and

WHEREAS, N.J.S.A. 19:44A-20 provides for an open and fair process through requests for proposals; the services stated below were included in the RFQ obtained by the Town in January of 2013.

WHEREAS, the following cost for said services to be provided by DY Consultants will be charged to Town Ordinance # 25-2013:

Land Lease Planning & Coordination	\$ 31,408.51
Obstruction Removal – Design & Bid Package	\$ 39,686.78
Obstruction Survey and Analysis	\$137,172.56

WHEREAS, funds are available for said professional service contract, and

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, ATLANTIC COUNTY, NEW JERSEY that the Town of Hammonton is hereby authorized and directed to enter into an agreement with DY Consultants as described above.

#R127-2013 Authorize OnLine Auction Natural Gas

#R127-2013

A RESOLUTION OF TOWN OF HAMMONTON AUTHORIZING THE PURCHASE OF NATURAL GAS SUPPLY SERVICES FOR PUBLIC USE ON AN ONLINE AUCTION WEBSITE

WHEREAS, Town of Hammonton has determined to move forward with the EMEX Reverse Auction in order procure natural gas for Town of Hammonton; and

WHEREAS, the Local Unit Technology Pilot Program and Study Act (P.L. 2001, c. 30) (the "Act") authorizes the purchase of natural gas supply service for public use through the use of an online auction service; and

WHEREAS, Town of Hammonton will utilize the online auction services of EMEX, LLC, an approved vendor pursuant to the Act, waiver number EMEX LLC-1, located at www.energymarketexchange.com; and

WHEREAS, EMEX, LLC is compensated for all services rendered through the participating supplier that a contract is awarded to; and

WHEREAS, the auction will be conducted pursuant to the Act; and be it

WHEREAS, if the auction achieves a price of \$0.575/therm or less for a 12 month term, or a price of \$0.58/therm or less for a 24 month term; Town of Hammonton may award a contract to the winning supplier for the selected term.

FURTHER RESOLVED, that the Mayor of the Town of Hammonton be and hereby is authorized to execute on behalf of the Town of Hammonton any natural gas contract proffered by the participating supplier that submits the winning bid in the EMEX Reverse Auction if the auction achieves a price of \$0.575/therm or less for a 12 month term, or a price of \$0.58/therm or less for a 24 month term; Town of Hammonton may award a contract to the winning supplier for the selected term.

#R128-2013 Determine Form of Loan Environmental Infrastructure Trust

RESOLUTION OF THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC, NEW JERSEY, DETERMINING THE FORM AND OTHER DETAILS OF ITS "NOTE RELATING TO THE INTERIM FINANCING TRUST LOAN PROGRAM OF THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST" AND PROVIDING FOR THE ISSUANCE AND SALE OF SUCH NOTE TO THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST, AND AUTHORIZING THE EXECUTION AND DELIVERY OF SUCH NOTE AND ALL DOCUMENTS RELATED THERETO BY THE TOWN IN FAVOR OF THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST, ALL PURSUANT TO THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST INTERIM FINANCING TRUST LOAN PROGRAM

**WHEREAS**, the Town of Hammonton (the "Local Unit"), in the County of Atlantic, New Jersey, has determined that there exists a need within the Local Unit for the design, permitting, construction, construction management and the administration of the radium treatment equipment, installation and ancillary building at the Well 4 facility located on Main and Plymouth Road including acquisition and installation of all equipment and materials and all work necessary therefore or incidental thereto (the "Project"), and it is the desire of the Local Unit to obtain financing for such Project through participation in the financing program (the "Environmental Infrastructure Financing Program") of the New Jersey Environmental Infrastructure Trust (the "Trust");

**WHEREAS**, the Local Unit has determined to temporarily finance a portion of the Project prior to the closing with respect to the Environmental Infrastructure Financing Program, and to undertake such temporary financing with the proceeds of an interim loan to be made by the Trust (the "Interim Loan") to the Local Unit, pursuant to the Interim Financing Trust Loan Program of the Trust (the "Interim Financing Program");

**WHEREAS**, in order to (i) evidence and secure the repayment obligation of the Local Unit to the Trust with respect to the Interim Loan and (ii) satisfy the requirements of the Interim Financing Program, it is the desire of the Local Unit to issue and sell to the Trust the "Note Relating to the Interim Financing Trust Loan Program of the New Jersey Environmental Infrastructure Trust" in an aggregate principal amount of up to \$2,200,000 (the "Note");

**WHEREAS**, it is the desire of the Local Unit to authorize, execute, attest and deliver the Note to the Trust pursuant to the terms of the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the Revised Statutes of the State of New Jersey (the "Local Bond Law"), and other applicable law; and

**WHEREAS**, Section 28 of the Local Bond Law allows for the sale of the Note to the Trust, without any public offering, and N.J.S.A. 58:11B-9 allows for the sale of the Note to the Trust without any public offering, all under the terms and conditions set forth herein.

**NOW, THEREFORE, BE IT RESOLVED** by the governing body of the Local Unit as follows:

**Section 1.** In accordance with Section 28 of the Local Bond Law and N.J.S.A. 58:11B-9, the Local Unit hereby authorizes the issuance, sale and award the Note in accordance with the provisions hereof. The obligation represented by the Note has been appropriated and authorized by a bond ordinance of the Local Unit, which bond ordinance is entitled "BOND ORDINANCE PROVIDING FOR WELL 4 FACILITY PROJECT IN AND BY THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC, NEW JERSEY, APPROPRIATING \$2,200,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,200,000 BONDS OR NOTES OF THE TOWN TO FINANCE PART OF THE COST THEREOF" and was finally adopted by the Local Unit at a meeting

duly called and held on October 28, 2013, at which time a quorum was present and acted throughout, all pursuant to the terms of the Local Bond Law and other applicable law.

**Section 2.** The Chief Financial Officer of the Local Unit (the "Chief Financial Officer") is hereby authorized to determine, in accordance with the Local Bond Law and pursuant to the terms and conditions hereof, (i) the final principal amount of the Note (subject to the maximum limitation set forth in Section 4(a) hereof), and (ii) the dated date of the Note.

**Section 3.** Any determination made by the Chief Financial Officer pursuant to the terms hereof shall be conclusively evidenced by the execution and attestation of the Note by the parties authorized pursuant to Section 4(h) hereof.

**Section 4.** The Local Unit hereby determines that certain terms of the Note shall be as follows:

- (a) the principal amount of the Note to be issued shall be an amount up to \$2,200,000;
- (b) the maturity of the Note shall be at such time as the note is permanently financed through the Environmental Infrastructure Financing Program;
- (c) the interest rate of the Note shall be 0.0% per annum;
- (d) the purchase price for the Note shall be par;
- (e) the Note shall be subject to prepayment prior to its stated maturity in accordance with the terms and conditions of the Note;
- (f) the Note shall be issued in a single denomination and shall be numbered "IFP-14-1" or such other number as required by the Environmental Infrastructure Financing Program or as approved by the Chief Financial Officer;
- (g) the Note shall be issued in fully registered form and shall be payable to the registered owner thereof as to both principal and interest in lawful money of the United States of America; and
- (h) the Note shall be executed by the manual or facsimile signatures of the Mayor and the Chief Financial Officer under official seal or facsimile thereof affixed, printed, engraved or reproduced thereon and attested by the manual signature of the Local Unit Clerk.

**Section 5.** The Note shall be substantially in the form attached hereto as Exhibit A.

**Section 6.** The law firm of McManimon, Scotland & Baumann, LLC is hereby authorized to arrange for the printing of the Note, which law firm may authorize McCarter & English, LLP, bond counsel to the Trust for the Interim Financing Program, to arrange for same.

**Section 7.** The Authorized Officers of the Local Unit are hereby further severally authorized to (i) execute and deliver, and the Local Unit Clerk is hereby further authorized to attest to such execution and to affix the corporate seal of the Local Unit to, any document, instrument or closing certificate deemed necessary, desirable or convenient by the Authorized Officers or the Secretary of the Local Unit, as applicable, in their respective sole discretion, after consultation with counsel and any advisors to the Local Unit and after further consultation with the Trust and its representatives, agents, counsel and advisors, to be executed in connection the issuance and sale of the Note and the participation of the Local Unit in the Interim Financing Program, which determination shall be conclusively evidenced by the execution of each such certificate or other document by the party authorized hereunder to execute such certificate or other document, and (ii) perform such other actions as the Authorized Officers deem necessary, desirable or convenient in relation to the execution and delivery of the Note and the participation of the Local Unit in the Interim Financing Program.

**Section 8.** This resolution shall take effect immediately.

**Section 9.** Upon the adoption hereof, the Local Unit Clerk shall forward certified copies of this resolution to McManimon, Scotland & Baumann, LLC, bond counsel to the Local Unit, David Zimmer, Executive Director of the Trust, and Richard T. Nolan, Esq., McCarter & English, LLP, bond counsel to the Trust.

#R129-2013 Amend Capital Budget Wells 1 & 3 Project

#R129-2013  
TOWN OF HAMMONTON  
CAPITAL BUDGET AMENDMENT

**WHEREAS**, the local capital budget for the year 2013 was adopted on the 28th day of May, 2013; and

**WHEREAS**, it is desired 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:

**Water/Sewer Utility Capital Fund**

<b><u>Purpose</u></b>	<b><u>Total</u></b>	<b><u>Grant</u></b>
Design and Construct a Granular Activated Carbon (GAC) System for Well #1 and Well #3	<u>\$ 1,043,280.00</u>	<u>\$1,043,280.00</u>

**BE IT FURTHER RESOLVED**, that two certified copies of this resolution be filed forthwith in the Office of the Director of the Division of Local Government Services.

Motion by Councilperson Esposito, seconded by Councilperson Bachalis, resolutions 122-129 are adopted.

**ROLL CALL**

Councilpersons:

Bachalis - Yes

Carpo - Yes

Esposito - Yes

Furgione - Yes

Pullia – Yes (Resolution 122 only)

Rodio - Yes

Mayor DiDonato – Yes

Mayor DiDonato declared the motion carried.

**PUBLIC HEARD**

**John Bee**

Mr. Bee questioned the status of the court agreement to which Mayor DiDonato responded he will follow the agreement previously made.

**Nick Fasola**

Mr. Fasola advised should Mayor and Council consider an ordinance to provide a discount to those water users who upgrade to conserve water, the credit would be placed on their water bill, not the tax bill.

**Barry Straga**

Mr. Straga questioned if Mayor and Council could finalize his agreement this evening?

The Solicitor responded the agreement is currently under review.

**Leann Lahood**

Ms. Lahood began to question Mayor and Council concerning application to Hammonton Zoning Board of Adjustment.

Mayor DiDonato advised that an appeal to a decision made by the Hammonton Zoning Board would come to Mayor and Council. Therefore, Mayor and Council cannot comment on the pending application.

Mark Santora

Mr. Santora posed questions to which Solicitor responded.

MEETING ADJOURNED

Motion by Councilperson Carpo, seconded by Councilperson Rodio, the meeting is adjourned. Motion carried.

April Boyer Maimone, Municipal Clerk