

Minutes Regular Meeting of Mayor and Council – April 18, 2016
Town Hall Council Chambers, 100 Central Avenue
Executive Session 6:00 P.M.
Public Session 7:00 P.M.

MEETING CALLED TO ORDER

ATTENDANCE ROLL CALL

Councilman:

Furgione - Present

Giralo - Present

Gribbin – Present

Pullia - Present

Rodio - Present

Torrissi - Present

Mayor DiDonato - Present

PRESENT ALSO

Michael Malinsky, Town Solicitor

Jerry Barberio, PWM/Business Administrator

Executive Session #R056-2016

#R 056 -2016

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

Independent Volunteer Fire Company vs. Hammonton

Joseph Maimone vs. Hammonton

Hammonton Hawks / Board of Education Lease

Bellevue Property vs. Hammonton Update

Through the Fence Agreement Update

Curb and Sidewalk Ordinance Amendment

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

Motion by Councilman Giralo, seconded by Councilman Rodio, the resolution is adopted.

ROLL CALL

Councilman:

Furgione - Yes

Giralo - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

RESUME REGULAR MEETING-ROLL CALL

Councilman:

Furgione - Present

Giralo - Present

Gribbin - Present

Pullia - Present

Rodio - Present

Torrissi - Present

Mayor DiDonato - Present

PRESENT ALSO

Michael Malinsky, Town Solicitor

Bob Vettese of ARH, Town Engineer

Jerry Barberio, PWM/Business Administrator

PUBLIC NOTICE

Notice of this meeting has been posted and given to official newspapers. Please familiarize yourselves with the fire exits to the right and rear of the Council Chambers. Please do not proceed beyond the front benches without invitation from the Mayor to do so. Also, each person who wishes to address Council will be allotted 5 minutes.

PLEDGE OF ALLEGIANCE

PUBLIC HEARD FOR AGENDA ACTION ITEMS

No one desired to be heard.

APPROVAL OF MINUTES

Executive Session March 21, 2016

Regular Meeting March 21, 2016

Motion by Councilman Torrissi, seconded by Councilman Giralo, the minutes are approved.

ROLL CALL

Councilman:

Furgione - Yes

Giralo - Yes

Gribbin - Yes

Pullia - Abstain

Rodio - Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

DISPENSE WITH REGULAR ORDER OF BUSINESS

Retirement Captain Nicholas Salvatore

Oath of Office – Officer Renzo Pobleto-Mendoza

Hearing Authorize New Liquor License Bellevue Wines and Liquors

Motion by Councilman Gribbin, seconded by Councilman Giralo, open hearing for new liquor license. Motion carried.

No one desired to be heard.

Motion by Councilman Torrissi, seconded by Councilman Giralo, the hearing is closed. Motion carried.

Resolution #061-2016 Authorize New Liquor License Bellevue Wines and Liquors

R#061-2016
RESOLUTION OF THE TOWN OF HAMMONTON,
ATLANTIC COUNTY, NEW JERSEY,
AUTHORIZING A NEW LIQUOR LICENSE

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

WHEREAS, the Municipal Clerk has received NJ Division of Taxation Clearance, NJ ABC Clearance, Proofs of Publication and all Fees have been paid.

WHEREAS, the liquor license owner failed to renew, in a timely manner according to law, the liquor license referenced herein.

WHEREAS, due to failure to renew said liquor license, the owner was required to and sought relief for 2014-2015 and 2015-2016 license years.

WHEREAS, the Municipal Clerk has received from NJ ABC a Special Ruling dated March 31, 2016 which grants relief pursuant to N.J.S.A. 33:1-12.18 for 2014-2015 and 2015-2016 license terms.

WHEREAS, due to the lapse in renewal, the license is now considered a New License by NJ ABC.

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

| | <u>License Number</u> | <u>Distribution License</u> |
|-----|-----------------------|--|
| D-1 | 0113 44 004 007 | Bellevue Wines & Liquors LLC t/a None Location: (pocket) |

Motion by Councilman Torrissi, seconded by Councilman Gribbin, the resolution is adopted.

ROLL CALL

Councilman:

Furgione - Yes

Giralo - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

Budget Presentation – Rob Scharle, CFO

Introduction Ordinance #007-2016 COLA

Ordinance #007-2016
TOWN OF HAMMONTON
COUNTY OF ATLANTIC
CALENDAR YEAR 2016

ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 0% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

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

WHEREAS, the Town Council of the Town of Hammonton in the County of Atlantic finds it advisable and necessary to increase its CY 2016 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Town Council hereby determines that a 3.5% increase in the budget for said year, amounting to \$324,235.86 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

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

NOW THEREFORE BE IT ORDAINED, by the Town Council of the Town of Hammonton, in the County of Atlantic, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2016 budget year, the final appropriations of the Town of Hammonton shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$324,235.86, and that the CY 2016 municipal budget for the Town of Hammonton be approved and adopted in accordance with this ordinance; and,

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

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

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

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

ROLL CALL

Councilman:

Furgione - Yes

Giralo - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

#R066-2016 Introduce 2016 Budget

TOWN OF HAMMONTON

RESOLUTION NO. 066-2016

RESOLUTION TO INTRODUCE THE 2016 MUNICIPAL BUDGET

BE IT RESOLVED, that the following statement of revenues and appropriations shall constitute the Local Municipal Budget for the year 2016;

BE IT FURTHER RESOLVED, that the said budget be published in the Hammonton Gazette, edition of April 27, 2016 as follows:

A hearing on the budget and tax resolution will be held at the Town Hall on the 16th day of May, 2016 at 7:00 o'clock p.m., at which time and place objections to said budget and tax resolution of the Town of Hammonton for the year 2016 may be presented by taxpayers or other interested persons.

Summary of General Section of Budget

Current Fund

| | |
|---|------------------------------|
| Municipal Purposes within "CAPS" | \$9,607,138.45 |
| Municipal Purposes excluded from "CAPS" | 2,548,225.91 |
| Reserve for Uncollected Taxes | 1,052,934.13 |
| Total General Appropriations | \$13,208,298.49 |
| Less: Anticipated Revenues | <u>4,335,494.14</u> |
| Amount to be Raised by Taxation | <u><u>\$8,872,804.35</u></u> |

Motion by Councilman Torrissi, seconded by Councilman Rodio, the resolution is adopted.

ROLL CALL

Councilman:

Furgione - Yes

Giralo - No

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

Hearing Ordinance #006-2016 Abandoned Properties

ORDINANCE # 006-2016

AN ORDINANCE REQUIRING THE REGISTRATION AND MAINTENANCE OF CERTAIN REAL PROPERTY BY MORTGAGEES; PROVIDING FOR PENALTIES AND ENFORCEMENT, AS WELL AS THE REGULATION, LIMITATION AND REDUCTION OF ABANDONED REAL PROPERTY WITHIN THE MUNICIPALITY.

WHEREAS, the mortgage foreclosure crisis has serious negative implications for the Town of Hammonton as it tries to manage the consequences of property vacancies and abandoned real properties; and

WHEREAS, the Town of Hammonton (hereinafter referred to as the "Town") recognizes an increase in the number of vacancies and abandoned properties located throughout the Town; and

WHEREAS, the Town finds that the presence of vacant and abandoned properties can lead to a decline in property value, create attractive nuisances and lead to a general decrease in neighborhood and community aesthetics; and

WHEREAS, the Town has an interest in protecting its neighborhoods against decay caused by vacant and abandoned properties; and

WHEREAS, it is in the best interests of the health, safety, and welfare of the residents of the Town to impose registration and certification requirements on abandoned and vacant properties located within the Town.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE TOWN OF HAMMONTON IN THE COUNTY OF ATLANTIC AND STATE OF NEW JERSEY AS FOLLOWS:

SECTION 1. That the foregoing "Whereas" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Ordinance upon the adoption hereof.

SECTION 2. That the Town of Hammonton hereby amends The Code of the Town of Hammonton to add a new Article IV, titled Registration and Maintenance of Real Property by Mortgagees", to Chapter 211 (Property Maintenance), which shall read as follows:

CHAPTER 211. ARTICLE IV. REGISTRATION AND MAINTENANCE OF REAL PROPERTY BY MORTGAGES.

SECTION 211-21. PURPOSE AND INTENT

It is the Town's purpose and intent to establish a process to address the deterioration and blight of neighborhoods caused by an increasing amount of abandoned, foreclosed or distressed real property located within the Town of Hammonton, and to identify, regulate, limit and reduce the number of abandoned properties located within the Town. It is with further intent to participate in the County-wide registration program established by the Atlantic County Improvement Authority as a mechanism to protect neighborhoods from becoming blighted due to the lack of adequate maintenance and security of abandoned and foreclosed properties.

SECTION 211-22. DEFINITIONS.

The following words, terms and phrases, when used in this Article IV, shall have the meanings ascribed to them in this Section, except where the context clearly indicates a different meaning.

Abandoned Real Property - means any real property located in the Town of Hammonton, whether vacant or occupied, that is in default on a mortgage, has had a list pending filed against it by the Lender holding a mortgage on the property, is subject to an ongoing foreclosure action by the Lender, is subject to an application for a tax deed or pending tax assessors lien sale, or has been transferred to the Lender under a deed in lieu of foreclosure. The designation of a property as "abandoned" shall remain in place until such time as the property is sold or transferred to a new owner, the foreclosure action has been dismissed, and any default on the mortgage has been cured.

Accessible Property/Structure - means a property that is accessible through a comprised breached gate, fence, wall, etc. or a structure that is unsecured and/or breached in such a way as to allow access to the interior space by unauthorized persons.

Applicable Codes - means to include, but not be limited to, the Town of Hammonton Zoning Code, the Town of Hammonton Code, and the New Jersey Building Code.

Blighted Property - means:

- a) Properties that have broken or severely damaged windows, doors, walls, or roofs which create hazardous conditions and encourage trespassing; or
- b) Properties whose maintenance is not in conformance with the maintenance of other neighboring properties causing a decrease in value of the neighboring properties; or
- c) Properties cited for a public nuisance pursuant to the Town of Hammonton Code; or
- d) Properties that endanger the public's health, safety, or welfare because the properties or improvements thereon are dilapidated, deteriorated, or violate minimum health and safety

standards or lack maintenance as required by the Town of Hammonton Code and Zoning Codes.

Enforcement Officer - means any law enforcement officer, building official, zoning inspector, code enforcement officer, fire inspector or building inspector, or other person authorized by the Town of Hammonton to enforce the applicable code(s).

Owner - means any person, legal entity or other party having any ownership interest whether legal or equitable, in real property. This term shall also apply to any person, legal entity or agent responsible for the construction, maintenance or operation of the property involved.

Property Management Company - means a local property manager, property maintenance company or similar entity responsible for the maintenance of abandoned real property.

Vacant - means any building or structure that is not legally occupied.

SECTION 211-23. APPLICABILITY

These sections shall be considered cumulative and not superseding or subject to any other law or provision for same, but rather be an additional remedy available to the Town of Hammonton above and beyond any other state, county or local provisions for same.

SECTION 211-24. ESTABLISHMENT OF A REGISTRY

Pursuant to the provisions of this Section 211-24, the Town of Hammonton shall participate in the County-wide registration program cataloging each Abandoned Property within the Town, containing the information required by this Article.

SECTION 211-25. REGISTRATION OF ABANDONED REAL PROPERTY

- (a) Any mortgagee who holds a mortgage on real property located within the Town of Hammonton shall perform an inspection of the property to determine vacancy or occupancy, upon default by the mortgagor. The mortgagee shall, within ten (10) days of the inspection, register the property with the Town of Hammonton Code Enforcement Officer, or designee, on forms or website access provided by the Town of Hammonton, and indicate whether the property is vacant or occupied. A separate registration is required for each property, whether it is found to be vacant or occupied.
- (b) If the property is occupied but remains in default, it shall be inspected by the mortgagee or his designee monthly until (1) the mortgagor or other party remedies the default, or (2) it is found to be vacant or shows evidence of vacancy at which time it is deemed abandoned, and the mortgagee shall, within ten (10) days of that inspection, update the property registration to a vacancy status.
- (c) Registration pursuant to this Section shall contain the name of the mortgagee and the server, the direct mailing address of the mortgagee and the server, a direct contact name and telephone number for both parties, facsimile number and e-mail address for both parties, tax lot and block for the property, and the name and twenty-four (24) hour contact telephone number of the property management company responsible for the security and maintenance of the property.
- (d) A non-refundable annual registration fee per property, in accordance with Ordinance §211-18 shall accompany the registration form or website registration.
- (e) All registration fees must be paid directly from the Mortgagee, Servicer, Trustee, or Owner. Third Party Registration fees are not allowed without the consent of the Town of Hammonton and/or its authorized designee.
- (f) This Section shall also apply to properties that have been the subject of a foreclosure sale where the title was transferred to the beneficiary of a mortgage involved in the foreclosure and any properties transferred under a deed in lieu of foreclosure/sale.
- (g) Properties subject to this Section shall remain under the annual registration requirement, and the inspection, security and maintenance standards of this Section as long as they remain vacant or in default.
- (h) Any person or legal entity that has registered a property under this Section must report any change of information contained in the registration within ten (10) days of the change.

- (i) Failure of the mortgagee and/or owner to properly register or to modify the registration form from time to time to reflect a change of circumstances as required by this Article is a violation of the Article and shall be subject to enforcement.
- (j) Pursuant to any administrative or judicial finding and determination that any property is in violation of this Article, the Town of Hammonton may take the necessary action to ensure compliance with and place a lien on the property for the cost of the work performed to benefit the property and bring it into compliance.

SECTION 211-26. MAINTENANCE REQUIREMENTS

- (a) Properties subject to this Article shall be kept free of weeds, overgrown brush, dead vegetation, trash, junk, debris, building materials, any accumulation of newspapers, circulars, flyers, notices, except those required by federal, state or local law discarded personal items including, but not limited to, furniture, clothing, large and small appliances, printed material or any other items that give the appearance that the property is abandoned.
- (b) The property shall be maintained free of graffiti or similar markings by removal or painting over with an exterior grade paint that matches the color of the exterior structure.
- (c) Front, side, and rear yards, including landscaping, shall be maintained in accordance with the applicable code(s) at the time registration was required.
- (d) Yard maintenance shall include, but not be limited to, grass, ground covers, bushes, shrubs, hedges or similar plantings, decorative rock or bark or artificial turf/sod designed specifically for residential installation. Acceptable maintenance of yards and/or landscape shall not include weeds, gravel, broken concrete, asphalt or similar material.
- (e) Maintenance shall include, but not be limited to, watering, irrigation, cutting and mowing of required ground cover or landscape and removal of all trimmings.
- (f) Pools and spas shall be maintained so the water remains free and clear of pollutants and debris and shall comply with the regulations set forth in the applicable code(s).
- (g) Failure of the mortgagee and/or owner to properly maintain the property may result in a violation of the applicable code(s) and issuance of a citation or Notice of Violation in accordance with Ordinance §211-20(A) and Ordinance §211-20(C). Pursuant to a finding and determination by the Town of Hammonton Enforcement Official, or a court of competent jurisdiction, the Town of Hammonton may take the necessary action to ensure compliance with this Section.
- (h) In addition to the above, the property is required to be maintained in accordance with the applicable code(s).

SECTION 211-27. SECURITY REQUIREMENTS

- (a) Properties subject to these Sections shall be maintained in a secure manner so as not to be accessible to unauthorized persons.
- (b) A "secure manner" shall include, but not be limited to, the closure and locking of windows, doors, gates and other openings of such size that may allow a child to access the interior of the property or structure. Broken windows, doors, gates and other openings of such size that may allow a child to access the interior of the property or structure must be repaired. Broken windows shall be secured by reglazing of the window.
- (c) If a mortgage on a property is in default, and the property has become vacant or abandoned, a property manager shall be designated by the mortgagee to perform the work necessary to bring the property into compliance with the applicable code(s), and the property manager must perform regular inspections to verify compliance with the requirements of this Article, and any other applicable laws.

SECTION 211-28. PUBLIC NUISANCE.

All abandoned real property is hereby declared to be a public nuisance, the abatement of which pursuant to the police power is hereby declared to be necessary for the health, welfare and safety of the residents of the Town of Hammonton.

SECTION 211-29. VIOLATIONS AND PENALTIES.

Any person, firm, partnership, company or corporation who shall violate any provision of this Article shall, upon conviction thereof, be subject to the violations and penalties set forth in Ordinance §211-20(A) and Ordinance §211-20(C). In addition to the penalties set forth in this Section 211-29, the Town

of Hammonton shall also be entitled to collect any registration fees due and owing pursuant to Ordinance §211-18.

SECTION 211-30. INSPECTIONS FOR VIOLATIONS

Adherence to this Article does not relieve any person, legal entity or agent from any other obligations set forth in any applicable Town of Hammonton code(s), which may apply to the property. Upon sale or transfer of title to the property, the owner shall be responsible for all violations of the applicable code(s) and the owner shall be responsible for meeting with the Town of Hammonton Code Enforcement Official within forty-five (45) days for a final courtesy inspection report.

SECTION 211-31. ADDITIONAL AUTHORITY

- (a) If the enforcement officer has reason to believe that a property subject to the provisions of this Article is posing a serious threat to the public health safety and welfare, the enforcement officer may temporarily secure the property at the expense of the mortgagee and/or owner, and may bring the violations before the Town of Hammonton's Code Enforcement Official as soon as possible to address the conditions of the property.
- (b) The Town of Hammonton Code Enforcement Official shall have the authority to require the mortgagee and/or owner of record of any property affected by this Section, to implement additional maintenance and/or security measures including, but not limited to, securing any and all doors, windows or other openings, employment of an on-site security guard or other measures as may be reasonably required to help prevent further decline of the property.
- (c) If there is a finding that the condition of the property is posing a serious threat to the public health, safety and welfare, then the Town of Hammonton Code Enforcement Official may direct the Town to abate the violations and charge the mortgagee with the cost of the abatement.
- (d) If the mortgagee does not reimburse the Town for the cost of temporarily securing the property, or of any abatement directed by the Code Enforcement Official, within thirty (30) days of the Town sending the mortgagee the invoice then such amount, together with an administrative fee of Five Hundred Dollars (\$500.00) to address the Town's administrative expenses shall be a lien against the property and recorded and collected as provided by the statutes of the State of New Jersey.

SECTION 211-32. OPPOSING, OBSTRUCTING ENFORCEMENT OFFICER; PENALTY.

Any person, firm, partnership, company or corporation that opposes, obstructs or resists any enforcement officer or any person authorized by this Article in the discharge of duties as provided in this Article shall be subject to the penalties as set forth in Section 211-29.

SECTION 211-33. IMMUNITY OF ENFORCEMENT OFFICER

Any enforcement officer or any person authorized by the Town to enforce the Sections here within shall be immune from prosecution, civil or criminal, for reasonable, good faith entry upon real property while in the discharge of duties imposed by this Article.

SECTION 3. SEVERABILITY. If any section, sentence, clause, phrase or other part of this

(a) Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this Ordinance. REPEALER. All Ordinances or parts of Ordinances in conflict herewith, are and the same are hereby repealed.

SECTION 4. EFFECTIVE DATE. This ordinance shall take effect immediately upon final adoption

SECTION 5.and publication as required by law.

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

No one desired to be heard.

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

ROLL CALL
Councilman:

Furgione - Yes
Giraldo - Abstain
Gribbin - Yes
Pullia - Yes
Rodio - Yes
Torrissi - Yes
Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

COMMITTEE REPORTS

Administration - Councilman Torrissi

Motion by Councilman Torrissi, seconded by Councilman Pullia, authorize a letter of support from Mayor and Council for Grant Funding Atlanticare and Hammonton Family Success Center.

ROLL CALL

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

Mayor DiDonato declared the motion carried.

Administration Continued

Hawker, Peddler, Vendor Annual License as it pertains to Food Trucks
Use of Facility

Business & Industry - Councilman Gribbin

Update on Downtown Upcoming Events

Motion by Councilman Gribbin, seconded by Councilman Furgione, authorize Proclamation for Hammonton to Support Small Business Week.

ROLL CALL

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

Mayor DiDonato declared the motion carried.

Business & Industry Continued

Chamber of Commerce Events and Welcome to Hammonton Signs Honoring Lindsey Giannini
Destination Marketing Organization Update
12th Street Wawa Closed for Renovations May 9 – June 8
Happy Mothers Day and remember to shop locally

Education - Councilman Giraldo

Reported on Board of Education Meeting and Matters
Lindsey Giannini Honored as Citizen of the Year

Quality of Life - Councilman Pullia

Defer Action Item Resolution to New Business

Motion by Councilman Pullia, seconded by Councilman Gribbin, authorize Clerk to forward letter to Atlantic County requesting Open Space Support.

ROLL CALL

Councilman:

Furgione - Yes

Giraldo - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

Quality of Life Continued

May 6 Teen Arts festival

Community Garden

Thanked Dan Bachalis/Veterans Committee

Community Events

Congratulate Lindsey Giannini and her entire family on "Citizen of the Year Recognition"

Public Works & Transportation - Councilman Rodio

Defer Action Item to Engineer Report

LED Lighting System for Town of Hammonton (PWM/Administrator to advise further)

Water & Sewer - Councilman Furgione

Defer Action Items to Individual Reports

Fire Hydrant Flushing Began Today and will Continue for approximately 2 months

Update on Boyer Ave Project, Aerator Shaft Upgrade, SJ Gas Project

Motion by Councilman Furgione, seconded by Councilman Pullia, authorize discussion with SJ Gas to bring in an Independent Consultant to inspect SJ Gas Project at a cost to be borne by SJ Gas.

ROLL CALL

Councilman:

Furgione - Yes

Giraldo - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

ENGINEER REPORT

SEWER & WATER ACTION ITEMS:

1. Byrnes-Frankel Sanitary Sewer Grinder Pump/Force Main Installation First Road & 9th Street (ARH #11-13046.02):

We have provided a report to the PWTC related to a request to install grinder pumps and force main for the four (4) lot subdivision approval granted by the Planning Board earlier this year for the following parcels. The net result was the creation of two (2) new lots:

- Block 1403, Lots 10, 11, 12 & 13

The County did not approve the force main extension along first Road and tie into the existing manhole opposite Samantha Drive. The present submission calls for a tie into the existing manhole on 9th Street about 700 feet northeast of the First Road intersection.

We will review the revised design with the PWTC, we will provide a recommendation to Mayor and Council for consideration at Monday night's meeting.

Motion by Councilman Furgione, seconded by Councilman Pullia accept recommendation as discussed with the PWTC including the conditions noted within the Engineer's Report dated April 11, 2016 for the proposed grinder pump and force main installation and subject to Atlantic County approval.

ROLL CALL

Councilman:

Furgione - Yes

Giralo - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

PUBLIC WORKS ACTION ITEMS:

2. First Road/Chew Road Drainage Improvements Phase I-B (ARH #11-60207.05):

Plans and specifications were sent to five (5) contractors requesting their review and return of price quotes for the Phase I-B work. Two (2) price were provided on Tuesday, April 12, 2016. The summary of the bid results are attached to our Engineer's report.

Motion by Councilman Rodio, seconded by Councilman Furgione, resolution #069 is adopted with authorization of purchase order to Perna Construction, LLC totaling \$34,500.00 subject to the following:

- Review and approval of the price quote documents provided.
- Certification of funding availability from the Town's Finance Office.

R#069-2016

**Recommendation of Award for Phase I-B Drainage Improvements
Adjacent to First Road & Jacob Street**

WHEREAS, there exists a drainage concern along various properties within the area of Chew Road, County Route #557, First Road and Jacobs Street; and

WHEREAS, The Town has completed the work for the Phase I portion of the project and desires to proceed to the next phase of construction; and

WHEREAS, the Mayor and Town Council has reviewed and approved the Phase I-B design plans for the improvements within the area of concern and has authorized the receipt of price quotes for the Phase I-B portion of the project; and

WHEREAS, the request for project price quotes were solicited from five (5) different contractors in compliance with applicable standards; and

WHEREAS, two (2) contractors supplied price quotes to the Town with the low quote being submitted by Perna Construction, LLC from Hammonton, NJ whose price to complete the work was \$34,500.00; and

NOW THEREFORE BE IT RESOLVED, that the Mayor and Town Council of the Town of Hammonton, County of Atlantic, State of New Jersey approved the award for the Phase I-B drainage improvements adjacent to First Road and Jacobs Street to Perna Construction, LLC from Hammonton, NJ for a total price of \$34,500.00 subject to the following conditions:

1. Review and approval of the price quote documents by the Town Engineer and Solicitor.
2. Providing all required documents as stipulated within the price quote request specifications prior to signing of the contracts.
3. Certification from the CFO related to funding availability.
4. Provide a list of any subcontractors that will be used during the completion of the project improvements and provide appropriate documentation for same.

ROLL CALL

Councilman:

Furgione - Yes

Giralo - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

SOLICITOR REPORT

Distillery Lease S Egg Harbor Rd

Motion by Councilman Giralo, seconded by Councilman Gribbin, approve Distillery Lease for property at S. Egg Harbor Road and authorize Mayor's signature on lease.

ROLL CALL

Councilman:

Furgione - Yes

Giralo - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

Sub lease Agreement – Airport Restaurant

Motion by Councilman Rodio, seconded by Councilman Giraldo, authorize Sub-Lease Agreement Airport Restaurant and authorize Mayor to sign agreement.

ROLL CALL

Councilman:

Furgione - Yes

Giraldo - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

Solicitor report continued

Advised on ordinances under New Business this evening

Construction Officer now allowed to approve Tuckahoe Turf Soccer Activities and submit approval to Pinelands

PWM/BUSINESS ADMINISTRATOR REPORT

NJDEP/FAA Obstruction Removal Project Status

Hazard Mitigation Planning Grants Update

LED Street Light Survey – Summer 2016

PT Temporary Mechanic Helper/CDL Driver

Grants Update-\$25,000 NJDEP CSIP and \$3,000 Green Communities

Aquatic Pesticide Spraying – April 30/May 15

Bulky May 2-6 Brush May 9-13

Motion by Councilman Pullia, seconded by Councilman Rodio, authorize Hazard Mitigation Planning Grant Application with 25% matching funds and enter into discussion with entities who benefit from the water tower aerial operations to aid the Town in the matching funds.

ROLL CALL

Councilman:

Furgione - Yes

Giraldo - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

TOWN CLERK REPORT

1.#R058-2016 Authorize NJ ABC to renew Conflict Liquor License – DiDonato's Bowling Center

#R058 -2016

Town of Hammonton

County of Atlantic

Resolution Authorizing NJ ABC to Renew Conflict Liquor License

WHEREAS, the following liquor license holders have applied for renewal of 2014/2015 Plenary Retail Consumption Licenses:

| License # | License Name | License Holder | Location |
|------------------|---------------------------|-----------------------|-----------------|
| 0113 33 006 | DiDonato's Bowling Center | Stephen DiDonato | 1151 WHP |

WHEREAS, the applicant is a member of the governing body of the Town of Hammonton, which also acts as the ABC issuing authority, the subject license is a "conflict" license. Accordingly, said renewal application will be forwarded to the Director of the Division of Alcoholic Beverage Control for consideration pursuant to N.J.S.A. 33:1-20 and N.J.A.C. 13:2-4.1; and

WHEREAS, N.J.A.C. 13:2-4.6 requires the issuing authority to submit to the Director a certified Resolution setting forth that the issuing authority has no objection to the renewal of the subject license and consents thereto, and, furthermore, is not aware of any circumstances or provisions of law or local ordinance which would prohibit the renewal of the subject licenses.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Town of Hammonton, County of Atlantic and State of New Jersey that the Governing Body has no objection to the renewal of Plenary Retail Consumption License and consents thereto, and, furthermore, is not aware of any circumstances or provisions of law or local ordinance which would prohibit the renewal of the subject licenses.

Motion by Councilman Giraldo, seconded by Councilman Torrissi, approve Town Clerk Action Item 1.

ROLL CALL

Councilman:

Furgione - Yes

Giraldo - Yes

Deputy Mayor Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato - Recused

Deputy Mayor Gribbin declared the motion carried.

2.Promote Paul Sacco to Senior Public Safety Telecommunicator eff. 4/18/16 at \$1,000.00

*salary resolution under New Business

3.Authorize Special Meeting May 2, 2016 @ 4pm Valley Ave. Bid and Bond Ordinance

4. Authorize Change Regular Meeting in June from the 20th to the 27th

Motion by Councilman Torrissi, seconded by Councilman Giraldo, approve Town Clerk Action Items 2-4.

ROLL CALL

Councilman:

Furgione - Yes

Giraldo - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

Informational from Pinelands Preservation Alliance

Green Infrastructure Workshop to be held May 24 at NJ Manufacturers

Interested persons may contact Jaclyn@pinelandsalliance.org or see Local Channel 9

APPROVE BILL LIST & PURCHASE ORDERS for April 2016

Motion by Councilman Gribbin, seconded by Councilman Torrissi, approve bill list and purchase orders.

ROLL CALL

Councilman:

Furgione - Yes

Giralo - Yes

Gribbin - Yes

Pullia - Yes

Rodio – Yes (Recused on White Star only)

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

NEW BUSINESS

Ordinance #008-2016 Amend Chapter 226 Mandate Utility Connection

ORDINANCE #008 - 2016

AN ORDINANCE TO AMEND CHAPTER 226, ARTICLE 1
AND ARTICLE 3 OF THE GENERAL ORDINANCES OF
THE TOWN OF HAMMONTON

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

SECTION 1. Chapter 226, Article 1, Section 226-9 is amended to read as follows:

§226-9(D) Any owner required to be connected to the sewage facilities of the Town of Hammonton pursuant to §226-28, that fails to connect to such facilities within the time frame set forth in §226-30, shall be charged annual sewer rates in accordance with §226-9(A-C) above. It is determined to be in the public interest that all owners required to connect to the sewage facilities of the Town of Hammonton contribute towards the cost of maintaining and operating such sewage facilities.

SECTION 2. Chapter 226, Article 3, Section 226-31 of the Ordinance is amended to read as follows:

§226-31(A) Any person, association, partnership, company or corporation who or which shall violate this Article shall be subject to one or more of the following: a fine of not more than \$1,000.00, imprisonment for a period not to exceed ninety (90) days or a period of community service not to exceed ninety (90) days for every day that the mandatory connection is not made after the person, association, partnership, company or corporation receives the appropriate notice, issued in accordance with the provisions of this Article, setting forth the date that the connection must be made.

§226-31(B) In addition to the penalties set forth in §226-31(A) above, any owner required to be connected to the sewage facilities of the Town of Hammonton pursuant to §226-28, that fails to connect to such facilities within the time frame set forth in §226-30, shall be provided written notice in accordance with §226-29(B) identifying the property required to be connected, describing the required connection and stating, that, unless connection shall be completed within thirty (30) days of service of notice, the Town of Hammonton shall proceed to make the connection or cause it to be made. Upon the failure of the owner to make this required connection within the thirty (30) day period, the Town of Hammonton shall make the connection or cause it to be made and shall send an itemized bill/invoice for the cost of the connection to the property owner. This bill/invoice shall be payable within thirty (30) days of the Town sending the owner the bill/invoice. If the owner fails to pay the bill/invoice within thirty (30) days of the Town sending the owner the bill/invoice, then such amount, together with an administrative fee of five hundred dollars (\$500.00) to address the Town's administrative expenses shall be a lien against the property and recorded and collected as provided by the statutes of the State of New Jersey.

SECTION 3. All Ordinances or parts of Ordinances inconsistent with the provisions of this Ordinance are repealed to the extent of the inconsistency.

SECTION 4. If any section, sentence, or other part of this Ordinance is adjudged unconstitutional or invalid, that judgment shall not affect, impair, or invalidate the remainder of this Ordinance, but shall be limited in its effect to the specific section, sentence or other part of this Ordinance directly involved in the controversy in which the judgment shall have been rendered.

SECTION 5. This Ordinance shall take effect immediately upon final adoption and publication as required by law.

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

ROLL CALL

Councilman:

Furgione - Yes

Giralo - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

Ordinance #009-2016 Amend Chapter 275 Provide Access to Water Meters

ORDINANCE #009 – 2016

AN ORDINANCE TO AMEND CHAPTER 275, ARTICLE 1
OF THE GENERAL ORDINANCES OF
THE TOWN OF HAMMONTON

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

SECTION 1. Chapter 275, Article 1, Section 275-11 is amended to read as follows:

(A) Any person violating a provision of this Article shall, upon conviction in the Hammonton Municipal Court, be subject to one or more of the following: a fine of not more than \$1,000.00, imprisonment for a period not to exceed ninety (90) days or a period of community service not to exceed ninety (90) days.

(B) If a person has previously been convicted for a violation of Section 275-13 in the Hammonton Municipal Court then, upon a second conviction in the Hammonton Municipal Court for a violation of Section 275-13, the Town of Hammonton may proceed to install a meter pit which shall be located inside the property line. The Town reserves the right to determine the size and kind of meter pit for the premises. The Town of Hammonton shall send an itemized bill/invoice for the cost of the installation of the meter pit to the property owner. This bill/invoice shall be payable within thirty (30) days of the Town sending the owner the bill/invoice. If the owner fails to pay the bill/invoice within thirty (30) days of the Town sending the owner the bill/invoice, then such amount, together with an administrative fee of five hundred dollars (\$500.00) to address the Town's administrative expenses shall be a lien against the property and recorded and collected as provided by the statutes of the State of New Jersey.

SECTION 2. Chapter 275, Article 1, Section 275-13 is added which reads as follows:

All premises receiving water from the Town of Hammonton shall be subject to inspection and access between sunrise and sunset by the Town of Hammonton's employees or any other person duly authorized and appointed by the Town to perform inspections of water meters for the purpose of determining the rate of water consumption. It shall be a violation of this Article for any person to hinder, obstruct, delay, resist or prevent any such inspection as is described herein and such person shall be subject to the violations and penalties set forth in §275-11, above.

SECTION 3. All Ordinances or parts of Ordinances inconsistent with the provisions of this Ordinance are repealed to the extent of the inconsistency.

SECTION 4. If any section, sentence, or other part of this Ordinance is adjudged unconstitutional or invalid, that judgment shall not affect, impair, or invalidate the remainder of this Ordinance, but shall be limited in its effect to the specific section, sentence or other part of this Ordinance directly involved in the controversy in which the judgment shall have been rendered.

SECTION 5. This Ordinance shall take effect immediately upon final adoption and publication as required by law.

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

ROLL CALL

Councilman:

Furgione - Yes

Giralo - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

Ordinance #010-2016 Amend Chapter 247 Construction

ORDINANCE # 010 - 2016

**AN ORDINANCE TO AMEND CHAPTER 247, ARTICLE IV
OF THE GENERAL ORDINANCES OF
THE TOWN OF HAMMONTON**

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

SECTION 1. Chapter 247, Article IV, Section 247-24 is amended to read as follows:

It is hereby determined to be in the public interest that all persons constructing (as defined in §175-10 "Construction") any residential or commercial buildings or engaged in development (as defined in §175-10 "Development") within the Town of Hammonton shall build simultaneously with said construction and/or development curbs and sidewalks on the area of the premises fronting on public roads of the Town of Hammonton, and that the cost of the said curbs and sidewalks shall be borne by the abutting property owners.

SECTION 2. Chapter 247, Article IV, Section 247-25 is amended to read as follows:

No person, partnership, corporation or group of persons shall construct any residential or commercial building or engage in development within the Town of Hammonton without providing for the construction of curbs and sidewalks on all roads upon which the affected property fronts, and such person, partnership, corporation or group of persons who shall henceforth apply for a permit to construct said building shall present to the Construction Code Official of the Town of Hammonton, with the plans and specifications as to the building to be constructed, plans and specifications showing the proposed construction of said curbs and sidewalks consistent with the provisions contained in the Town's lot grading Ordinance #31-2005 of the Town of Hammonton. No certificate of occupancy shall be issued by the Building Inspector for the building so constructed until the curbs and sidewalks provided for in the plans and specifications have been satisfactorily completed at the applicant's expense.

SECTION 3. Chapter 247, Article IV, Section 247-27 is amended to read as follows:

The primary function of concrete curbs and sidewalks shall be to provide for safe pedestrian movement throughout various parts of the town. Unless specifically waived by the Planning Board or Zoning Board, curbs/sidewalks shall be installed along all streets for all types of development within the Town of Hammonton.

A. For the purpose of this section, the town shall be divided into three curb/sidewalk areas to provide flexible curb/sidewalk requirements and encourage a functional and usable curb/sidewalk system. The areas will be referenced by zoning districts as designated on the current zoning map for the town that fall within the Pineland Town boundary designation.

(1) Curb/Sidewalk Area #1 shall consist of the following zone districts as depicted on current zoning map for the town: All Downtown DT-1 through DT-4, all Gateway, GW-1 through GW-3, R-1, R-2, M2-A, R-3A and the HB, Highway Business Districts. Curb/Sidewalk Area #1 includes those portions of the town where the highest pedestrian traffic is anticipated. The continuation of the existing curb/sidewalk system is, therefore, very important for the safe movement of pedestrians and also allows connections to existing and future pedestrian traffic generators, downtown and commercial corridor businesses, parks, public transportation and residential segments.

(2) Curb/Sidewalk Area #2 generally includes those portions of the town located just beyond the more heavily developed Curb/Sidewalk Area #1 and shall include the following Zoning Districts: M1, M2 and R3. Because of the proximity to schools and existing future pedestrian traffic generators, transit facilities and parks, the need for curbs/sidewalks in these areas is high.

(3) Curb/Sidewalk Area #3 consists of all lands within the RR (Rural Residential) and REC (Recreational Zone Districts) Curb/Sidewalk Area #3 is similar to Curb/Sidewalk Area #2, with the exception that the maximum permitted residential densities are lower. The need for curbs/sidewalks is high in the vicinity of pedestrian traffic generators, schools, parks and transit facilities and commercial corridors, etc.

B. The requirements of this section relating to the construction of curb/sidewalks may be modified and/or waived by the Planning Board or Zoning Board, if requested by the applicant/developer, upon the Board's determination that both the area to be developed and the entire town would be better served by waiving the requirement for the installation of curb and sidewalk. The Planning Board or Zoning Board shall have sole jurisdiction to waive curb and/or sidewalks. The Planning Board shall hear all applications for a waiver in cases where no subdivision or site plan application is involved. The Planning Board or Zoning Board shall review such requests taking into consideration §247-27(A)(1-3), the location, topography and particular characteristics of the land in relation to the Master Plan and Land Development Ordinances of the Town of Hammonton.

C. Where the requirements of this section relating to the construction of curb/sidewalks have been waived by the Planning Board or Zoning Board, a ten-foot-wide cleared and graded area (parallel to the roadway) shall be provided, partly to provide for pedestrian safety and partly to provide area for future curb/sidewalk construction if the need arises. The composition of the graded area shall be at the discretion of the Planning Board or Zoning Board.

D. A 12-foot wide pedestrian easement perpendicular to the roadway may be required by the Planning Board or Zoning Board through the center of blocks more than 600 feet long to provide circulation or access to schools, playgrounds, shopping or other community facilities.

E. The Town Engineer has the right to increase the dimensions referenced in paragraphs C and D above for unusual configurations and/or the requirement for additional circulation with a commensurate increase in the cost.

F. Material and construction. Walks shall be constructed of portland cement concrete. Concrete shall be Class C having a 28-day compressive strength of 4,000 pounds per square inch, unless otherwise stipulated by the governing body having jurisdiction over the affected roadway frontage.

G. Joint fillers shall be of the preformed bituminous cellular type and preformed bituminous type.

H. Dimensions of the concrete walks shall be at least five feet wide and at least four inches in thickness, except at points of vehicular crossing where the minimum thickness shall be six inches.

I. The walks shall be located at least five feet back from the surface.

- J. Expansion joints shall be provided with filler materials not more than 20 feet apart.
- K. Transverse surface grooves shall be cut in the walk between expansion joints at intervals equal to the walk width.
- L. All edges shall be neatly rounded to 1/4 inch.
- M. The finish shall be made with a wood float, followed by brushing with a wet soft-hair brush to a neat and workmanlike surface.
- N. Handicap ramps shall be provided at all intersections and other areas of expected pedestrian crossing in accordance with the latest NJDOT and ADA standards.
- O. The walk shall be gently graded toward the gutter line with a slope of 2%.
- P. For any development or developments not involving subdivision or site plan review if the requirements pertaining to the installation of curbs/sidewalks in a specific area are impractical or exact undue hardship to an applicant due to peculiar or unusual conditions of the land in question, the applicant may apply for a waiver of the requirements set forth in this Chapter. Public notice shall not be required.
- Q. The approval to allow for the developer/applicant to receive a curb/sidewalk waiver does not relieve the developer/applicant and owner from entering into an agreement with the Town that should the municipality at a future date elect to install curbs and sidewalks along the affected road, said applicant and owner shall give an irrevocable authorization which shall be binding on any future owner to the Town Clerk/Administrator to vote his/her front footage for the assessment of benefits proposal which authorization shall run with the land (with the cost of any recording of same to be borne by the applicant). Upon the curb and sidewalk improvements being subsequently installed in front of his/her premises pursuant to an assessment of benefits procedure, the cost shall be assessed against the property owner in the same manner as all other municipal improvements.

SECTION 4. All Ordinances or parts of Ordinances inconsistent with the provisions of this Ordinance are repealed to the extent of the inconsistency.

SECTION 5. If any section, sentence, or other part of this Ordinance is adjudged unconstitutional or invalid, that judgment shall not affect, impair, or invalidate the remainder of this Ordinance, but shall be limited in its effect to the specific section, sentence or other part of this Ordinance directly involved in the controversy in which the judgment shall have been rendered.

SECTION 6. This Ordinance shall take effect immediately upon final adoption and publication as required by law.

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

ROLL CALL

Councilman:

Furgione - Yes

Giralo - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

RESOLUTIONS

#R057-2016 Recycling Tonnage Grant 2015

RESOLUTION # 057-2016

RESOLUTION NAMING SCOTT RIVERA,
CERTIFIED RECYCLING PROFESSIONAL,
AND AUTHORIZING GRANT APPLICATION
FOR **RECYCLING TONNAGE GRANT FOR YEAR 2015**

WHEREAS, The Mandatory Source Separation and Recycling Act, P.L. 1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, It is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

- WHEREAS,* The New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and
- WHEREAS,* The recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and
- WHEREAS,* A resolution authorizing this municipality to apply for such tonnage grants will memorialize the commitment of the municipality to recycling and to indicate the assent of the Town of Hammonton to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and
- WHEREAS,* Scott Rivera, Certified Recycling Professional, is herein designated as the individual authorized to ensure that the application is properly completed and timely filed.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Common Council of the Town of Hammonton in the County of Atlantic and State of New Jersey that the Town of Hammonton hereby endorses this submission of the Recycling Tonnage Grant Application to the New Jersey Department of Environmental Protection and therefore designates Scott Rivera, Certified Recycling Professional, to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the Recycling Tonnage Grant be deposited in a dedicated Recycling Trust Fund to be used solely for the purpose of recycling; and

BE IT FURTHER RESOLVED that the Mayor, Town Clerk and Scott Rivera, Certified Recycling Professional, are hereby authorized to execute any and all documents in furtherance of this Resolution.

#R059-2016 Authorize Various Refunds

R059 - 2016

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

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

| | | |
|------------------|---------------------|----------|
| Horizon Services | Building Permit Fee | \$ 50.00 |
| Amramp | Building Permit Fee | \$ 50.00 |

#R060-2016 Salary Resolution Sr. Telecommunicator

#R 060- 2016

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

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

WHEREAS, the time of service of any employee shall be computed as commencing in January of the year when the employee was hired.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Common Council of the Town of Hammonton, Atlantic County, New Jersey that Paul Sacco shall be paid the following in addition to his current contractual salary and longevity for the promotion to Senior Public Safety Telecommunicator:

Effective 4/18/16 thru 12/31/17
 \$1,000.00 (prorated for year 2016)

#R062-2016 Approve Retirement of Club Liquor License

#R062-2016

A RESOLUTION ACCEPTING THE RETIREMENT
 OF CLUB LIQUOR LICENSE

Whereas, Town of Hammonton Chapter 75-5(d) establishes Club Licenses in the Town of Hammonton per N.J.S.A. 33:1-1 et seq;

Whereas, the Municipal Clerk has received correspondence from Mr. Frederick Gross of M.B. Taylor Lodge No. 141 advising the club would like to cancel their Club License 0113-31-031-001;

Whereas, NJ ABC requires the Governing Body to accept retirement of the Club License;

Whereas, Mayor and Council's acceptance of the retirement of the Club License does not adversely affect the Municipality or future issuance of Club Licenses in the Town of Hammonton;

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE TOWN OF HAMMONTON that Club License 0113-31-031-001 issued to M.B. Taylor Lodge No. 141 retirement is accepted.

#R063-2016 Tax Resolution

#R063-2016

WHEREAS, Rosemarie Jacobs, Tax Collector, has approved and made amendments to utility and/or tax accounts as follows:

| B&L | NAME | ADDRESS | AMOUNT | ACCT. | REASON | PER |
|---------|------------|------------------|----------|-------|------------------------------|-------|
| 1902-32 | Scaltrito | 102 Anderson Ave | 954.74 | tax | refund o/p tax exempt | Rosie |
| 1902-32 | Scaltrito | 102 Anderson Ave | 266.24 | tax | refund state of nj homestead | Rosie |
| 101-4 | Yakubovsky | 1197 Mays Lding | 1,017.04 | tax | tax exempt remove May qtr | Rosie |
| 101-4 | Yakubovsky | 1197 Mays Lding | 317.45 | tax | refund state of nj homestead | Rosie |

WHEREAS, if any above referenced are not approved by Mayor and Council, a retraction will take place.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Town of Hammonton that the Tax Collector's actions are approved.

#R064-2016 Green Infrastructure Engagement

TOWN OF HAMMONTON
 Resolution Number 064-2016

**Resolution to Participate in New Jersey Future's
 Mainstreaming Green Infrastructure Program**

Whereas, the Town of Hammonton is a thriving state-designated growth area whose civic vitality and bright future are tied directly to the health of the Pinelands and the interconnected Kirkwood Cohansey aquifer, and

Whereas the Mayor and Council of the Town of Hammonton have demonstrated their commitment to ensuring a clean and ample water supply to all its residents and businesses; and

Whereas the Kirkwood Cohansey aquifer, which underlies nearly two million acres of southern New Jersey, including Hammonton and the rest of the Pinelands, is threatened in part by intensive pumping and by pollution associated with stormwater runoff,

Whereas green stormwater infrastructure – the use of engineered systems that use or mimic the natural water cycle – is a set of recognized Best Management Practices that prevent pollution from stormwater runoff and contribute to groundwater recharge, both of which are important to Hammonton’s long-term social and economic wellbeing, and

Whereas green infrastructure also beautifies communities and has proven beneficial to public health and local economies; and

Whereas New Jersey Future is an independent, nonprofit, nonpartisan organization that promotes responsible land use and water infrastructure solutions statewide, and manages a program called Mainstreaming Green Infrastructure that involves working closely with a few carefully-chosen towns to integrate exemplary stormwater management practices and advance the use of green infrastructure, and

Whereas New Jersey Future recognizes the Town of Hammonton as a regional leader in economic development, sustainability and water conservation, and has approached Hammonton leaders about participating as a pilot town in the Mainstreaming Green Infrastructure project; and

Whereas New Jersey Future has funds allocated for education and training; expert consulting for ordinance review, engineering and project review; a feasibility study and action plan; publicity and other work associated with the Mainstreaming Green Infrastructure project, and does not ask for or require matching funds from Hammonton’s budget; now

Therefore, be it resolved that the Mayor and Council of the Town of Hammonton support working with New Jersey Future in the Mainstreaming Green Infrastructure project, anticipating such work to include:

- Educating municipal officials (elected and appointed) about green infrastructure design, project review, installation and maintenance;
- Technical assistance in reviewing stormwater and land use ordinances with an eye toward encouraging and incentivizing the use of green infrastructure in development and redevelopment projects;
- Examining ways to enhance project review processes; and
- Conducting a municipal green infrastructure feasibility study that identifies specific project opportunities.

And be it further Resolved that the Mayor and Council direct the Town Manager to work with New Jersey Future to prepare a Memorandum of Understanding to further detail the scope of work and expectations associated with this project.

#R065-2016 Opposing Licensed Casinos Outside of Atlantic City
#R065 -2016

A RESOLUTION OPPOSING LICENSED CASINOS OUTSIDE OF ATLANTIC CITY, NEW JERSEY

WHEREAS, the New Jersey State Legislature has voted in support of a constitutional amendment to permit casinos to operate in jurisdictions in Northern New Jersey, outside of Atlantic City; and

WHEREAS, this initiative, will increase the tax burden on Atlantic County residents; and

WHEREAS, this initiative will negatively impact the livelihoods of Hammonton residents whose jobs and businesses depend on the Atlantic City casino industry; and

WHEREAS, this initiative will create downward pressure on Hammonton's population growth and housing values as residents are forced to seek opportunities elsewhere; and

WHEREAS, any legislator representing any portion of Atlantic County who voted to support this constitutional amendment acted against the best interests of his or her constituents; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE TOWN OF HAMMONTON, that it is OPPOSED to the above-described constitutional amendment in any form; and

BE IT FURTHER RESOLVED, that all governing bodies in Southern New Jersey are invited to join the Town of Hammonton in recognizing the negative impact Northern New Jersey casinos will have on our regional economy; and

BE IT FURTHER RESOLVED, that a copy of this resolution be distributed to all governing bodies in the counties of Burlington, Camden, Salem, Cumberland, Ocean, Atlantic and Cape May, together with copies to all state legislators representing all or a portion of those counties; and

BE IT FURTHER RESOLVED, that a copy of this resolution be sent via overnight mail to Senator Dawn-Marie Addiego, with the hope that she will reconsider her previous vote in support of Northern New Jersey Casinos and join her Southern New Jersey colleagues in the legislature in opposing what constitutes bad policy for the entire State and particularly her own legislative district.

#R067-2016 Authorize Lease Police Cars

#R 067-2016

A RESOLUTION APPROVING
MASTER EQUIPMENT LEASE/PURCHASE AGREEMENT DATED 8/13/2012

WHEREAS, the schedule dated 4/8/2016 thereto each between Susquehanna Commercial Finance Inc ("Lessor") and the Town of Hammonton ("lessee") and the related Escrow Agreement; and

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL FOR THE TOWN OF HAMMONTON, ATLANTIC COUNTY, NEW JERSEY: Governing Body of Lessee as Follows:

1. **Determination of Need.** The Governing Body of Lessee has determined that a true need exists for the acquisition of the Equipment described under the schedule to the master agreement dated as of 8/13/2016, between Lessee and Lessor.
2. **Approval and Authorization.** The Governing Body of Lessee has determined that entering into the Master Agreement and schedule thereto (collectively, "Agreements"), substantially in the form presented to this meeting, are in the best interests of the Lessee for the acquisition of such Equipment, and the Governing Body hereby approves the entering into the agreements by the lessee and hereby designates and authorizes the following person(s) deem(s) appropriate, and any related documents, necessary to the consummation of the transaction contemplated by the agreements.
Authorized Individual(s): Stephen DiDonato, Mayor and April Boyer Maimone, Town Clerk
3. **Adoption of Resolution.** The signatures below from the designated individuals from the Governing Body of the Lessee evidence the adoption by the Governing Body of this Resolution.

#R068-2016 Reject Water Meter Bids

RESOLUTION #R068-2016
REJECT WATER METER BIDS

WHEREAS, the Town of Hammonton received bids on March 8, 2016 for the supply and installation of water meters as follows:

| <u>Bidder</u> | <u>Type of Meter</u> | <u>Price Per Meter</u> |
|---------------------|----------------------|------------------------|
| Lenegan Plumbing | 5/8 Meter | 85.00 |
| | 1 inch Meter | 85.00 |
| | 2 inch Meter | 178.00 |
| | Curbside Meter | 85.00 |
| Corix | 5/8 Meter | 128.44 |
| | 1 inch Meter | 163.47 |
| | 2 inch Meter | 256.89 |
| | Curbside | N/A |
| Dennis LaSassa, Jr. | 5/8 Meter | 149.00 |
| | 1 inch Meter | 175.00 |
| | 2 inch Meter | 390.00 |
| | Curbside | N/A |

WHEREAS, costs bid exceeded budgetary allowances and Water and Sewer Committee considered the possibility of and concluded that in-house installation of water meters would result in significant cost savings to the Utility Users.

NOW THEREFORE BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE TOWN OF HAMMONTON that above listed bids for water meter purchase and installation are rejected.

Motion by Councilman Gribbin, seconded by Councilman Giraldo, resolutions 57, 59, 60, 62-65, 67-68 are adopted.

ROLL CALL

Councilman:

Furgione - Yes

Giraldo - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

PUBLIC HEARD

No one desired to be heard.

Mr. Malinsky, Town Solicitor, wished his mom a Happy Birthday.

MEETING ADJOURNED

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

April Boyer Maimone, Clerk