

Regular Meeting of Mayor and Council May 24, 2021
Town Hall Council Chambers, 100 Central Avenue
Executive Session 6:00 P.M.
Public Session 7:00 P.M.

MEETING CALLED TO ORDER

ATTENDANCE ROLL CALL

Councilperson:
Furgione -
Giralo -
Gribbin -
Oliva -
Olivo -
Rodio -
Mayor DiDonato -

PRESENT ALSO

Michael Malinsky, Town Solicitor
Bob Vettese, PWM

EXECUTIVE SESSION Resolution #052-2021

RESUME REGULAR MEETING-ROLL CALL

Councilperson:
Furgione -
Giralo -
Gribbin -
Oliva -
Olivo -
Rodio -
Mayor DiDonato -

PRESENT ALSO

Michael Malinsky, Town Solicitor
Robert Vettese, Public Works Manager
Dave Cella of ARH, Town Engineer

PUBLIC NOTICE

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

PLEDGE OF ALLEGIANCE

PUBLIC HEARD FOR AGENDA ACTION ITEMS

APPROVAL OF MINUTES

Executive Minutes April 26, 2021
Council Minutes April 26, 2021

PRESENTATION

- Atlanticare Life Connection

DISPENSE WITH REGULAR ORDER OF BUSINESS

Resolution #056-2021- Self Examination of Budget

**SELF-EXAMINATION OF BUDGET RESOLUTION
[As required by DCA]**

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

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

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 through 7.5, the Town of Hammonton has been declared eligible to participate in the program by the Division of Local government Services, and the Chief Financial officer has determined that the local government meets the necessary conditions to participate in the program for the 2021 budget year.

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

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
 - a. Payment of interest and debt redemption charges
 - b. Deferred charges and statutory expenditures
 - c. Cash deficit of preceding year
 - d. Reserve for uncollected taxes
 - e. Other reserves and non-disbursement items
 - f. Any inclusions of amounts required for school purposes.
2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at N.J.S.A. 40A:4-45.3 et seq., are fully met (complies with CAP law).
3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
 - a. All estimates of revenue are reasonable, accurate and correctly stated,
 - b. Items of appropriation are properly set forth,
 - c. In itemization, form, arrangement and content, the budget will Permit the exercise of the comptroller function within the municipality.
5. The budget has been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.
6. That all other applicable statutory requirements have been fulfilled.

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

Introduction of Ordinance #006-2021- Approval to Establish a CAP Bank

**COUNTY OF ATLANTIC
CALENDAR YEAR 2021
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 1.0% 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 2021 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 2.5% increase in the budget for said year, amounting to \$ 260,333.59 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 2021 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 \$364,467.03, and that the CY 2021 municipal budget for the Town of Hammonton be approved and adopted in accordance with this ordinance; and,

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

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

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

Resolution #057-2021- Introduce 2021 Municipal Budget

RESOLUTION TO INTRODUCE THE 2021 MUNICIPAL BUDGET

BE IT RESOLVED, that the following statement of revenues and appropriations shall constitute the Local Municipal Budget for the year 2021;

BE IT FURTHER RESOLVED, that the said budget be published in the Hammonton Gazette, edition of June 9, 2021 as follows:

A hearing on the budget and tax resolution will be held at the Town Hall on the 28th day of June, 2021 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 2021 may be presented by taxpayers or other interested persons.

Summary of General Section of Budget

Current Fund

Municipal Purposes within "CAPS"	\$10,780,186.90
Municipal Purposes excluded from "CAPS"	2,701,876.59
Reserve for Uncollected Taxes	<u>1,135,945.53</u>
Total General Appropriations	\$14,538,009.02
Less: Anticipated Revenues	<u>4,773,158.12</u>
Amount to be Raised by Taxation	<u><u>\$9,764,850.90</u></u>

Public Hearing of Ordinance #004-2021- Cannabis Geographical Boundaries

AN ORDINANCE OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC, STATE OF NEW JERSEY PROHIBITING THE OPERATION OF ANY CLASS OF CANNABIS BUSINESSES WITHIN ITS GEOGRAPHICAL BOUNDARIES AND AMENDING CHAPTER 175, ARTICLE XIII OF THE LAND DEVELOPMENT ORDINANCES OF THE TOWN OF HAMMONTON

WHEREAS, in 2020 New Jersey voters approved Public Question No. 1, which amended the New Jersey Constitution to allow for the legalization of a controlled form of marijuana called "cannabis" for adults at least 21 years of age; and

WHEREAS, on February 22, 2021, Governor Murphy signed into law P.L. 2021, c. 16, known as the "New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act" (the "Act"), which legalizes the recreational use of marijuana by adults 21 years of age or older, and establishes a comprehensive regulatory and licensing scheme for commercial recreational (adult use) cannabis operations, use and possession; and

WHEREAS, the Act establishes six marketplace classes of licensed businesses, including:

- Class 1 Cannabis Cultivator license, for facilities involved in growing and cultivating cannabis;
- Class 2 Cannabis Manufacturer license, for facilities involved in the manufacturing, preparation, and packaging of cannabis items;
- Class 3 Cannabis Wholesaler license, for facilities involved in obtaining and selling cannabis items for later resale by other licensees;
- Class 4 Cannabis Distributer license, for businesses involved in transporting cannabis plants in bulk from on licensed cultivator to another licensed cultivator, or cannabis items in bulk from any type of licensed cannabis business to another;

- Class 5 Cannabis Retailer license for locations at which cannabis items and related supplies are sold to consumers; and,
- Class 6 Cannabis Delivery license, for businesses providing courier services for consumer purchases that are fulfilled by a licensed cannabis retailer in order to make deliveries of the purchases items to a consumer, and which service would include the ability of a consumer to make a purchase directly through the cannabis delivery service which would be presented by the delivery service for fulfillment by a retailer and then delivered to a consumer.

WHEREAS, section 31a of the Act authorizes municipalities by ordinance to adopt regulations governing the number of cannabis establishments (defined in section 3 of the Act as “a cannabis cultivator, a cannabis manufacturer, a cannabis wholesaler, or a cannabis retailer”), cannabis distributors or cannabis delivery services allowed to operate within their boundaries, as well as the location manner and times operation of such establishments, distributors or delivery services, and establishing civil penalties for the violation of any such regulations; and

WHEREAS, section 31b of the Act authorizes municipalities by ordinance to prohibit the operation of any one or more classes of cannabis establishments, distributors, or delivery services anywhere in the municipality; and

WHEREAS, section 31b of the Act also stipulates, however, that any municipal regulation or prohibition must be adopted within 180 days of the effective date of the Act (i.e., by August 22, 2021); and

WHEREAS, pursuant to section 31b of the Act, the failure to do so shall mean that for a period of five years thereafter, the growing, cultivating, manufacturing, selling and reselling of cannabis and cannabis items shall be permitted uses in all industrial zones, and the retail selling of cannabis items to consumers shall be a conditional use in all commercial and retail zones; and

WHEREAS, at the conclusion of the initial and any subsequent five-year period following a failure to enact local regulations or prohibitions, the municipality shall again have 180 days to adopt an ordinance regulating or prohibiting cannabis businesses, but any such ordinance would be prospective only and would not apply to any cannabis business already operating within the municipality; and

WHEREAS, Town Council of the Town of Hammonton has determined that, due to present uncertainties regarding the potential future impacts that allowing one or more classes of cannabis business might have on New Jersey municipalities in general, and on Hammonton in particular, it is at this time necessary and appropriate, and in the best interest of the health, safety and welfare of Hammonton’s residents and members of the public who visit, travel, or conduct business in the Town of Hammonton to amend Hammonton’s zoning regulations to prohibit all manner of marijuana-related land use and development within the geographic boundaries of the Town of Hammonton; and

WHEREAS, officials from two prominent non-profit organizations that have been established for the purpose of advising New Jersey municipalities on legal matters such as have been presented by the Act (those organizations being the New Jersey State League of Municipalities and the New Jersey Institute of Local Government Attorneys) have strongly urged that, due to the complexity and novelty of the Act; the many areas of municipal law that are or may be implicated in decisions as to whether or to what extent cannabis or medical cannabis should be permitted for land use purposes or otherwise regulated in any particular municipality; and the relatively short duration in which the Act would allow such decisions to be made before imposing an automatic

authorization of such uses in specified zoning districts subject to unspecified conditions, the most prudent course of action for all municipalities, whether or not generally in favor of cannabis or medical cannabis land development and uses, would be to prohibit all such uses within the Act's 180-day period in order to ensure sufficient time to carefully review all aspects of the Act and its impacts.

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

1. Pursuant to section 31b of the New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act (P.L. 2021, c. 16), all cannabis establishments, cannabis distributors or cannabis delivery services are hereby prohibited from operating anywhere in the Town of Hammonton except for the delivery of cannabis items and related supplies by a delivery service.

2. Chapter 175, Article XIII, Section 145, a Subsection M is added which reads as follows:

M. Cannabis. All classes of cannabis establishments, cannabis distributors or cannabis delivery services as said terms are defined in the New Jersey Cannabis Regulatory, Enforcement Assistance and Marketplace Modernization Act (P.L. 2021, c. 16), are hereby prohibited within the Town of Hammonton, except for the delivery of cannabis items and related supplies by a licensed cannabis delivery service.

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

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

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

Public Hearing of Ordinance #005- 2021- Mullica Joint Municipal Court

AN ORDINANCE OF THE TOWN OF HAMMONTON ESTABLISHING A SINGLE JOINT MUNICIPAL COURT WITH MULLICA TOWNSHIP AND AMENDING CHAPTER 14, ARTICLE I OF THE GENERAL ORDINANCES OF THE TOWN OF HAMMONTON

WHEREAS, N.J.S.A. 2B:12-1(b) authorizes the formation of a single Joint Municipal Court provided that an Agreement is entered into by the Town of Hammonton and Mullica Township and provided that the Agreement is filed with the State of New Jersey Administrative Director of the Courts and the Assignment Judge of the Superior Court of New Jersey, Atlantic County; and

WHEREAS, the Town of Hammonton desires to enter into an Agreement to form a Joint Municipal Court with Mullica Township; and

WHEREAS, it is in the best interest of the Town of Hammonton to participate in the Joint Municipal Court with Mullica Township.

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

Chapter 14, Article I, Section 1 is amended to read as follows:

§14-1. Establishment.

A Joint Municipal Court is established, pursuant to the provisions of N.J.S.A. 2B:12-1, et. seq., as amended and supplemented, consisting of the Town of Hammonton, Borough of Folsom, Egg Harbor City, Buena Vista Township and Mullica Township. The Joint Municipal Court with Folsom was created in accordance with an Agreement for a Joint Municipal Court for the Municipalities of the Town of Hammonton and the Borough of Folsom dated December 28, 2017, executed by the municipalities in January of 2018, and First Addendum to the Agreement dated September 19, 2019, fully executed on December 3, 2019, and is subject to the terms thereof. The Joint Municipal Court with Egg Harbor City was created in accordance with an Agreement for Joint Municipal Court for the Municipalities of the Town of Hammonton and Egg Harbor City dated January 2, 2020, and executed in January of 2020, and is subject to the terms thereof. The Joint Municipal Court with Buena Vista Township was created in accordance with an Agreement for Joint Municipal Court for the Municipalities of the Town of Hammonton and Buena Vista Township dated August 24, 2020 and executed in August 2020. Mullica Township shall join the Joint Municipal Court of the Town of Hammonton in accordance with an Agreement for a Joint Municipal Court for the Municipalities of the Town of Hammonton and Mullica Township dated April 26, 2021, and executed in May of 2021.

The terms and conditions of the Agreement for a Joint Municipal Court for the Municipalities of the Town of Hammonton and Mullica Township dated April 26, 2021, are hereby approved. The Mayor and Clerk for the Town of Hammonton are hereby expressly authorized to execute and deliver the aforesaid Agreement on behalf of the Town.

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

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

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

COMMITTEE REPORTS

Administration - Councilman Gribbin

Business & Industry – Councilman Olivo

Quality of Life – Councilman Oliva

Education - Councilman Giraldo

Public Works & Transportation - Councilman Rodio

Law & Order - Mayor DiDonato

Water & Sewer - Councilman Furgione

ENGINEER REPORT

ACTION ITEMS:

1. Lake Park ADA Playground/Small Cities (ARH Proposal#21-0230):

As previously reported, ARH was requested to prepare a proposal to complete the design, permitting and construction oversight for a new playground area at the Lake Park. The project is funded in part by Small Cities and will have a focus on ADA features. Currently, we have prepared a proposal for the Town's consideration. The project funding is \$400,000.00 grant with a \$40,000.00 match by the Town. As part of our proposal, ARH will complete survey field work, design activities, and construction oversight.

Action Requested:

Authorize ARH Proposal for professional services for the Lake Park ADA Playground project in the amount of \$42,000.00.

2. NJDOT – Local Aid Grants (ARH Proposal#21-0297):
The NJDOT has announced that applications for FY2022 funding are due July 1, 2021. After discussing with the PWTC the following applications are intended to be prepared and submitted for funding consideration.
- | | |
|---------------------------|---|
| Municipal Aid - | Old Forks Road from the WHP to Town Line |
| Bikeways - | Termination of current path to the Lake Park |
| Safe Streets to Transit - | Flashing Beacons on 11 th street at the Bike Path crossing and improvements to the Train Station |

ARH typically completes these applications and supporting documentation for around \$2,500.00 per application.

Action Requested:

Authorize ARH to prepare FY2022 NJDOT Grant Applications for the projects noted in the amount of \$3,000.00 (for up to three applications).

3. K&K Linens Property / 224 Vine Street (ARH #11-01094.01):
The HDSRF grant application has been submitted and is under review by NJDEP. The grant request has an initial NJDEP review. We will work with the Town to provide some additional information related to the grant opportunity. Specifically, there is some clarification needed to set the eligible items under the grant program. The “safety” issue that exists due to the condition of the existing floor in the building, may allow the demolition activities to be funded.

It is our understanding the Town would like to move forward with demolition activities on the site. Environmental investigations (preliminary site assessment & hazard material assessment) was completed in the areas that were accessible on the site. In addition to the demolition activities, it is our understanding in discussion with PWTC that the Town would like to have a parking lot installed behind Town Hall on the K&K site. ARH has prepared a proposal for the Town’s consideration related to demolition activities and preparation of a plan for the proposed parking lot.

Action Requested:

Authorize ARH proposal for professional services for the preparation of plans, bid documents and construction oversight in the amount of \$27,000.00.

4. Mazza Muffler Site / 104 S. Egg Harbor Road (ARH #11-01102):
As previously reported; The HDSRF grant application valued at approximately \$31,000.00 has been submitted for a preliminary assessment and site investigation. Application is currently under review by NJDEP.

Concurrently; it is our understanding the Town would like to move forward with demolition activities on the site. In order to proceed with demolition activities there are a couple of items that will be needed. An environmental assessment, inclusive of a preliminary site assessment and a hazardous materials assessment will need to be completed. These assessments will allow a for bidding documents to be prepared for demolition activities. To that end ARH has prepared a proposal for the Town’s consideration.

Action Requested:

Authorize ARH proposal for professional services for the environmental assessment, bid document preparation and construction oversight in the amount of \$20,500.00.

5. 2021/2022 Water Capital Projects (ARH #21-0078):

Previously, the Town and ARH have worked together to prepare a plan to meet the NJ Water Quality Accountability Act. As part of the plan there is a required annual capital improvements plan to reinvest into the existing system. Using the recommendations previously provided with the Water Quality Accountability report it is the Town's intention design in 2021 and construct in 2022. Over the past couple of months, we have worked with Town officials to define the proposed scope of work and anticipated budgets for the projects. It is planned to have the following projects enter the design phase in 2021:

Rt 54 -	First Road to Second Road
S. First Road -	Tenth Street to dead end (in the vicinity of Birch Drive)
WHP & Seagrove -	A portion of main at the WHP & extension along Seagrove

ARH has prepared a proposal, and we are seeking authorization this evening.

Action Requested:

Authorize ARH proposal for professional services for the environmental assessment, bid document preparation and construction oversight in the amount of \$108,000.00.

PUBLIC WORKS INFORMATION ITEMS:

Roadway & Transportation Projects

5. NJDOT Local Aid FY 2020 – 14th Street Roadway Improvements, Phase III (ARH #11-40058):
The Contractor has completed paving activities. There are restoration items, driveways and punch list activities that remain. We will be working on punch list items and close out activities, including funding reimbursement.
6. Hammonton Bike Path Connector (ARH #11-40052):
As previously reported; the Contractor has completed a majority of the project. We will be working on punch list items and close out activities, including funding reimbursement. Currently the project closeout is pending the Contractor's completion of the work. Included in the remaining items of work will be removable bollards to prohibit vehicles from using the path.
7. School House Lane – 3rd Street to Rt. 54 (ARH #11-40060):
Since the last reporting period, we have completed the remaining survey field work, and the existing conditions base plan. Separately the Town forces worked to have the sewer pipes cleaned and videoed. We are awaiting receipt of the final report to evaluate the scope of work needed. Once obtained we will finalize our design and start the bidding process. It is anticipated we will receive bids in July, with an intent to have an award of a contract during the July meeting.
8. Valley Avenue – Broadway to Central (ARH #11-30159):
Design plans revisions/updates are nearing completion. Initial design was for the replacement of all sewer and water. Now that video activities are nearing completion, we should be able to revise the intended scope of work to include some spot repairs and not full replacement of the sanitary sewer. Once the final report is provided for the video, we can revise the scope of work and prepare plans for submission to NJDOT seeking authorization to bid.

Environmental Projects

9. Octagon Oil/Vine Street Parking Lot (ARH #11-01060): No Status Change
ARH is currently preparing a Remedial Action Permit application for ground water impacts. Once prepared we will coordinate with administration related to the content of the plan and for applicable application fees.

10. Celona Site Remediation - 130 Railroad Avenue (ARH #11-01054): No Status Change
As previously reported; three (3) permanent wells were installed and tested. Currently, we are taking periodic samples and tests. This is anticipated to extend into the first quarter of 2022. At the conclusion of this process we will be able to assess if additional activity is needed.
11. Skinner Property / 317 N. Egg Harbor Road (ARH #11-01074.01): No Status Change
The HDSRF grant application has been submitted and is under review by NJDEP. All work on this project is currently on hold pending receipt of funding from NJDEP.

SEWER/WATER INFORMATION ITEMS:

12. Boyer Avenue Pump Station Design (ARH #11-50144):
As previously reported; the alternatives analysis for the collection system and pump station location has been approved to the Pinelands Commission. The NJDEP TWA application was submitted and is currently under review. An application has been made to Cape Atlantic SCD and is currently under review. An easement is needed in order to complete a portion of the project. Our office prepared a legal description for the easement.

SOLICITOR REPORT

MAYOR REPORT

PWM REPORT

TOWN CLERK REPORT

- 1) Approval to Hire Gabe DiVello as of June 28, 2021 and Isaias Aguilar as of July 26, 2021 in the Hammonton Utility Department as Truck Drivers. Starting Salary of \$29,183.00, single benefits, effective as of July 1, 2021, contingent upon all civil services rules and regulations.
- 2) Approval to hire David Scardino retroactive to May 8, 2021 as Highway Department Recycling Program Aide. \$12.00 per hour, 5 hours a week, no benefits. Contingent upon all civil services rules and regulations.
- 3) Approval to hire Joseph De Matteo retroactive to May 10, 2021 in the Highway Department. As a 3-month temporary truck driver at a salary of \$29,183.00, single benefits. Contingent upon all civil services rules and regulations.
- 4) Accept resignation of the Joseph De Matteo from his position with the highway department effective as of May 21, 2021.
- 5) Accept retirement of Linda Martinelli from her position in Police dispatch effective as of August 1, 2021.
- 6) Approval to hire Robin Ripa as a Planning Aide in the Assessors / Planning / Zoning office effective as of June 1, 2021. Yearly salary of \$24,900.00, health benefits, contingent upon all civil service rules and regulations.
- 7) Approval to hire Kim Maclane as a Technical Assistant to the Construction Department effective June 1, 2021. Yearly Salary of \$29,900.00, single benefits, contingent upon all civil service rules and regulations.

APPROVE BILL LIST & PURCHASE ORDERS

NEW BUSINESS

ORDINANCES FOR INTRODUCTION

Introduction of Ordinance # 007-2021- Amending Chapter 216-19 Rental Fees

**AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF HAMMONTON
AMENDING CHAPTER 216-19 OF THE CODE OF THE TOWN OF HAMMONTON**

WHEREAS, the Construction Official/Zoning Official has recommended an amendment to Chapter 216-19 entitled Rental Property Fees; and

WHEREAS, the Mayor and Council of the Town of Hammonton have reviewed the recommendation and are agreeable to the amendment;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE TOWN OF HAMMONTON THAT CHAPTER 216-19 BE AMENDED AS FOLLOWS:

216-19 A Annual Registration Fees

1. For one to seven non-owner-occupied units at one location: \$150.00 per unit
2. For eight to 25 non-owner-occupied units at that same location: \$125.00 per unit
3. For 26 or more non-owner-occupied units at that same location: \$100.00 per unit

216-19 B A re-inspection fee as follows:

- (1) First re-inspection: no charge;
- (2) Second re-inspection: \$50 per unit;
- (3) Third re-inspection: \$50 per unit; and
- (4) Fourth or subsequent re-inspection: \$50 per unit.

Introduction of Ordinance #008-2021 Amend Chapter 204 Special Events

RESOLUTIONS

Resolution #053-2021- Approval of July 4th Parade

**RESOLUTION AUTHORIZING AND ENDORSING
July 4th Independence Day Parade and Road Closure**

WHEREAS, the Mayor and Council of the Town of Hammonton support and endorse the July 4th Independence Day Event scheduled to be held on July 4, 2021 with the following road closures beginning at 7:00 a.m. and ending at 1:00 p.m.:

Egg Harbor Road from Bellevue Ave to French Street
Bellevue Avenue to Third Street
Central Avenue from Bellevue Avenue to Vine Street

WHEREAS, there shall be no parking between the hours of 7:00 AM to 1:00 PM on July 4, 2021 on the following roadways:

Central Avenue from Bellevue to Vine Street

WHEREAS, the Town of Hammonton will provide necessary services for the July 4th Independence Day Event and Road Closures including but not limited to Police assistance.

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC, STATE OF NEW JERSEY, that the July 4, 2021 Independence Day Event is approved.

Resolution #054-2021- Approval of 6th Annual Food Truck Event

RESOLUTION AUTHORIZING THE SIXTH ANNUAL HAMMONTON FOOD TRUCK FESTIVAL EVENT

WHEREAS, MainStreet Hammonton Organization has and continues to promote the Town of Hammonton with scheduled events in the downtown business district; and

WHEREAS, Mayor and Council has and continues to support the efforts of MainStreet Hammonton; and

WHEREAS, The Hammonton's Sixth Annual Food Truck Festival is a widely popular event attracting many new people to the town and therefore generates increased business for the entire town, and

WHEREAS, Saturday, August 21, 2021 is the scheduled date for the Sixth Annual Hammonton Food Truck Festival event during the hours of 4:00 p.m. to 9:00 p.m.; and

WHEREAS, MainStreet Hammonton has requested the following street closures for this event between the hours of 2:00 pm. to 11:00 p.m.:

Central Ave (Route 542) between Bellevue Ave to Vine Street;
North Egg Harbor Road between Bellevue Ave and Orchard Street;
South Second Street between Bellevue Ave and Vine Street;
North Second Street between Bellevue Ave and Orchard Street;
Horton Street between and Bellevue Ave Orchard Street

WHEREAS, MainStreet Hammonton has requested appropriate Police Parking Control signs to be posted early in the day noting NO PARKING AFTER 2:00 pm and the reservation of the following parking spaces for safer traffic access and the Food Trucks to park and set up:

Both sides of Route 54 between Third Street and Egg Harbor Road;
Both sides of Central Avenue between Bellevue Ave and Vine Street;
Both sides of N. Egg Harbor Road between Bellevue Avenue and Orchard Street;
Both sides of Horton Avenue between Bellevue Avenue and Orchard Street,

WHEREAS, Main Street Hammonton has met with the Police Chief and been approved for seven Police Officers to assist with crowd control and direct traffic at the intersections due to increased event related pedestrian and vehicular traffic on State Route 54;

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC, STATE OF NEW JERSEY, that August 21, 2021 is approved for the Sixth Annual Hammonton Food Truck Festival event, including the above requests for street closures, reservation of parking spaces, posting of "NO PARKING" signs and five police officers are acknowledged, approved and endorsed;

**CANCEL FY 2021 MUNICIPAL ALLIANCE GRANT FUNDS
AS REVISED**

WHEREAS, we have received notice that the FY 2021 Municipal Grant Fund Allocation has been revised. It is the recommendation of the Chief Financial Officer to cancel and revise the allocation available as follows:

CURRENT FUND

<u>Grant Receivable Balance</u>	<u>Amount</u>
FY 2021 Municipal Alliance Grant	\$ <u>10,332.03</u>

CURRENT FUND

<u>Unexpended Grant Appropriation</u>	<u>Amount</u>
FY 2021 Municipal Alliance Grant	\$ 10,332.03
FY 2021 Municipal Alliance Grant – Local Match	<u>2,583.01</u>

Total	\$ <u>12,915.04</u>
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BE IT RESOLVED, that the Current Fund Municipal Alliance Grant receivable and unexpended grant reserve balance listed above be canceled and that the Chief Financial Officer record this action in the books and records of the Town of Hammonton.

Resolution #058-2021- Sale of Surplus Property

**RESOLUTION OF THE MAYOR AND COUNCIL
OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC,
STATE OF NEW JERSEY, AUTHORIZING SALE OF SURPLUS PROPERTY**

WHEREAS, the Town of Hammonton is the owner of certain surplus property which is no longer needed for public use; and

WHEREAS, the Town of Hammonton is desirous of selling said surplus property in an “as is” condition without express or implied warranties.

NOW THEREFORE, be it resolved by the Mayor and Council of the Town of Hammonton, County of Atlantic, State of New Jersey as follows:

1. The sale of the surplus property shall be conducted through GovDeals pursuant to State Contract A-70967 / T2581 in accordance with the terms and conditions of the State Contract. The terms and conditions of the agreement entered into with GovDeals is available online at govdeals.com.
2. The sale will be conducted online over a period of time to be set in the legal advertisement and the address of the auction site is govdeals.com.
3. The sale is being conducted pursuant to Local Finance Notice 2008-9.

4. Below is a list of surplus property to be sold:

Year	Make/Model	Serial Number
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2004	Zodiac Boat	NJ3585GR	1XDC	0868SG	304
2004	Boat Motor Mercury	25 Horse	OT9	11316	
		Power			
2001	Boat Trailer	40LAB	18201	P0744	21

Resolution #059-2021 - Approval of Grant Application NJ DCA

Grant Application for New Jersey Division of Community Affairs

Whereas, the Town of Hammonton desires to apply for, obtain and accept a grant from the New Jersey Department of Community Affairs for approximately \$125,000 to carry out a project to administer and implement a DCA-approved Year 2 Neighborhood Preservation Program Implementation Plan.

Be it therefore RESOLVED,

- 1) that the Town of Hammonton does hereby authorize the application for such a grant; and,
- 2) recognizes and accepts that the Department may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of any such grant agreement; and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between the Town of Hammonton and the New Jersey Department of Community Affairs.
- 3) Authorizes the acceptance of the Year 2 Implementation Plan per the grant rules and regulations between the Town of Hammonton and the New Jersey Department of Community Affairs.

Be it further RESOLVED, that the persons whose names, titles, and signatures appear below are authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement and any other documents necessary in connection therewith:

Municipal Clerk, Frank Zuber and Mayor, Stephen DiDonato

Resolution #060-2021 – Tax-Water-Sewer Refunds

**A RESOLUTION OF THE MAYOR AND COUNCIL
OF THE TOWN OF HAMMONTON
AUTHORIZING TAX / WATER / SEWER REFUNDS**

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

<u>Block / Lot</u>	<u>Name</u>	<u>Address</u>	<u>Amount</u>	<u>Reason</u>
Various	Lereta		\$2,545.66	Refund/Overpayment
3004/37	Centeno, Valentin	209 Park Ave	\$1,173.28	Refund/Overpayment
3002/16	Jones, Dale & Stacy	301 Locust St.	\$1,212.01	Remove/Exempt Vet
4908/2/C0036	Costa, Matthew	36 Jamestown Blvd.	\$ 223.93	Refund/Overpayment
Various	Corelogic		\$10,317.96	Refund/Overpayments

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

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

Resolution #061-2021 – Temporary Emergency Appropriations

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

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

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

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

<u>Fund</u>	<u>Appropriation</u>
Airport OE	\$ 10,000.00
Recreation OE	\$ 50,000.00
Prosecutor	\$ 20,000.00
Public Defender	\$ 10,000.00
Utility OE	\$100,000.00

PUBLIC HEARD

MEETING ADJOURNED