

**Regular Meeting of Mayor and Council November 16, 2020**  
**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-  
Rodio-  
Torrissi –  
Mayor DiDonato -

**PRESENT ALSO**

Michael Malinsky, Town Solicitor  
Bob Vettese, Public Works Manager

**EXECUTIVE SESSION Resolution #117-2020**

**RESUME REGULAR MEETING-ROLL CALL**

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

**PRESENT ALSO**

Michael Malinsky, Town Solicitor  
Robert Vettese, Public Works Manager  
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. Also, 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 October 26, 2020  
Council Minutes October 26, 2020

**PRESENTATION**

**DISPENSE WITH REGULAR ORDER OF BUSINESS**

**Public Hearing of Ordinance #014-2020- Fixing Salary for Department Head of the Construction Office**

AN ORDINANCE FIXING THE SALARY OF  
THE DEPARTMENT HEAD OF THE CONSTRUCTION OFFICE

BE IT ORDAINED BY MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON,  
COUNTY OF ATLANTIC, NEW JERSEY as follows:

Section 1. The Town of Hammonton has employed qualified personnel for purpose of handling the duties of Department of the Construction Office. Pursuant to a negotiated contract between the Department Head of the Construction Department and the Town of Hammonton, the individual shall be paid pursuant to the contract. Minimums and maximum salaries as per contract are as follows:

	<u>MINIMUM</u>	<u>MAXIMUM</u>
Department Head Construction Dept.	20,000.00	75,000.00

Section 2. The appropriate salary that will be covered under this contract shall be determined by the language contained in the aforementioned contract. No prior contract language or language contained in the prior salary ordinance shall be applicable for purposes of determining the salary level.

Section 3. The method of payment of the salaries to each employee shall be fixed by resolution by Mayor and Council.

Section 4. All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of such inconsistency.

Section 5. This ordinance shall take effect after final passage and publication according to law and its provisions.

**Public Hearing of Ordinance #015-2020- Amend Chapter 261 Towing**

**AN ORDINANCE TO AMEND CHAPTER 261 OF THE GENERAL ORDINANCES OF THE TOWN OF  
HAMMONTON**

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

1. This Ordinance shall repeal and replace Ordinance #09-2020. Chapter 261, Sections 2, 3, 4, 5, 7 and 9 are hereby repealed.

Chapter 261 is amended to read as follows:

§261-2. Application Process.

A. Submission of application. Applications for all towing licenses required by this Chapter shall be made in writing to the Town Clerk who shall review the applications for completeness prior to transferring said applications to the Chief of Police for processing. All applications shall be accompanied by a \$300.00 nonrefundable application fee.

1. Contents of application. Each application shall include the following information:
  - (a) The name of the applicant; if a corporation, the names and addresses of the officers; if a partnership, the names and addresses of all partners; if a limited liability company, the names

and addresses of the members; if a sole proprietorship, the name and address of the owner, shall be set forth.

(b) The complete home address, home telephone number, date of birth and social security number of the applicant, if a sole proprietorship, or the complete home addresses, home telephone numbers, dates of birth and social security numbers of principal officers and partners if the applicant is a corporation or partnership; or the complete home address, home telephone numbers, dates of birth and social security numbers of the members if the applicant is a limited liability company.

(c) Photocopies of all registrations of every tow vehicle to be operated by the applicant. If the tow vehicle is leased, the applicant is required to submit a lease agreement.

(d) Names, addresses and telephone numbers of any lien holders on the principal location.

(e) Name, address and telephone number of the insurer and photocopies of each certificate of insurance.

(f) Photocopies of all towing vehicle operator's current driver's licenses, along with their social security numbers.

(g) Whether or not the applicant has ever had a license to conduct the business herein described denied or revoked. If such license has been denied, the applicant shall set forth in detail the facts leading to such denial.

(h) A statement as to whether the applicant has been convicted of any crime or the violation of any municipal ordinance other than traffic offenses and, if so, the date and place of conviction, the nature of the offense.

(i) The business telephone number of the applicant.

(j) The description, including the license number, of all vehicles to be used.

(k) If the applicant is not actively involved in the day to day operations of the business, then in that event, the applicant shall provide the name and address of the manager and/or individual responsible for the day-to-day operations of the business.

(l) The applicant shall execute a hold harmless and indemnification agreement prepared by the Town of Hammonton wherein, the municipal towing contractor shall hold harmless, indemnify and defend, at the contractor's expense, the Town of Hammonton, its employees and officials against all claims, demands, lawsuits, or actions for personal injury, property damage, or any third party claim brought against the Town, its employees and officials for any activities which arise out or are related in any way to the services performed in accordance with this Chapter.

(m) The applicant shall provide an affidavit that the information given in the application is true and correct.

(n) Applications will be processed according to the order in which the Town Clerk received them.

#### B. Investigation and inspection.

1. Applications received by the Town Clerk shall be referred to the Chief of Police. The Chief of Police or his designee shall initiate an investigation to be made of the applicant and of its proposed business operation and shall perform inspections of the vehicles to be licensed.

2. A criminal history and driver's license check will be performed on all persons listed in the application; each applicant will pay all fees required by the State of New Jersey for criminal history record information.

3. The Town of Hammonton recognizes that the municipal towing contractor must be trustworthy in that it is safeguarding vehicles belonging to others. Therefore, to protect the public interest, the Town may disqualify any applicant wherein an employee, owner, officer, partner, etc., that has been convicted of a crime (including disorderly persons offenses) or any violation that would indicate that the applicant may not be responsible to perform in the best interest of others.

4. The Town of Hammonton recognizes that tow truck operators must also be drivers who abide by this state's motor vehicle laws. Accordingly, the Town may disqualify any tow

truck operator having one or more convictions, within three years of the date of application or renewal thereof, of any moving violation of the motor vehicle laws of this state which the Town Chief of Police or his designee determines will negatively impact upon the ability of the tow truck operator to safely and properly perform the services listed in this chapter. If the applicant is already licensed, any conviction for any moving violation which the Town Chief of Police or his designee determines will negatively impact upon the ability of the tow truck operator to safely and properly perform required services will result in the disqualification of the tow truck operator from performing duties associated with this chapter.

5. Each contractor must be able to demonstrate that they are qualified and experienced in the towing and removal of all types of vehicles and that they have the facilities, equipment, expertise and personnel to meet the towing and storage requirements of the Town of Hammonton as set forth herein. Further, each contractor shall possess any and all licensing required by local and state law to perform towing and/or storage services within New Jersey.

6. The municipal towing contractor shall notify the Police Department, in writing, of any criminal charges (including disorderly person's offenses), motor vehicle offenses or ordinance violations that are issued against the municipal towing contractor or its employees during the term of the license. Failure to make the proper notification to the Police Department may result in the revocation of the license.

#### C. Approval/Denial Process.

1. The Chief of Police shall have a reasonable period of time after the receipt of the completed application to complete the investigation and inspection and submit a written report to the Town Clerk. The report shall include recommendations that the applicant be accepted, denied or accepted with provisions.

2. The Town Council, by a majority vote, shall approve or deny any such applications.

3. The Town Clerk shall issue a license to applicants approved by the Town Council and notify in writing the applications denied by the Town Council.

#### D. License Issuance.

1. All towing licenses will be issued for a period of one year beginning January 1 of each year and expire on December 31. Applications for license renewals are to be completed and returned to the Town Clerk by September 15 for the following calendar year.

2. Licenses are property of the Town and cannot be assigned, leased, shared, transferred or sold to another person, corporation or proprietorship under any circumstances.

3. The municipal towing contractor shall not represent that he is a servant, agent or employee of the Town with respect to said towing service, but is an independent contractor and shall not hold himself out as an official member of the government of the Town of Hammonton or of its departments.

4. The Town of Hammonton may issue a temporary municipal towing contractor license in the event that any emergent situation arises for the purpose of adding additional towers or replacing a current license, for reasons of revocation or closing of the business. The temporary license may be issued immediately, but the applicant must submit an application within two business days. A temporary license shall be valid for 60 days.

#### §261-3. Procedure in Event of Denial.

A. In the event that the Chief of Police or a police officer designated by him/her makes a determination of non-issuance of a license to an applicant, the applicant aggrieved thereby may appear to the governing body of the Town of Hammonton by written notice filed with the Town Clerk within 30 days of the date of the denial. Town Council shall, at that time, set a date for the hearing, which shall take place no sooner than 10 days nor later than 30 days from the date the request was presented to Town Council. The governing body shall review the application documents, hear testimony from the applicant, the Chief of Police or a police officer designated by him/her and other witnesses as it deems fit, and thereupon affirm, deny or modify the action taken by the Chief of Police or a police officer designated by him/her.

B. No applicant shall conduct a business without a license or while a denied license is under appeal as aforesaid.

#### §261-4. Revocation or Suspension of License.

A. Any license issued by the Town may be suspended or revoked by the Chief of Police for any of the following causes:

1. Fraud or misrepresentation in any application for a license.
2. Fraud, misrepresentation or other illegal activity in the conduct of the licensed business.
3. A violation of any provision of this chapter or other Town ordinances.
4. Conviction of the licensee for any felony or a misdemeanor or disorderly person's offense involving moral turpitude.
5. Conduct of the licensed activity, whether by the licensee himself or his agents or employees, in an unlawful manner or in a manner that constitutes a breach of the peace or a menace to the public health, safety or general welfare.
6. A criminal conviction of a towing operator or a principal of the towing operator.
7. Failure to respond to calls reliably and promptly, or any other unsatisfactory performance, which interferes with the operation of the rotating tow system.
8. Failure to utilize safe and adequate equipment as set forth herein.
9. Violations of motor vehicle laws and/or municipal ordinances.
10. Failure or refusal to tow or remove a vehicle when requested to do so by the appropriate municipal official.

B. In the event that the Chief of Police revokes or suspends a license issued pursuant to this Chapter, the applicant aggrieved thereby may appeal to the governing body of the Town of Hammonton by written notice filed with the Town Clerk within 30 days of the date of the revocation or suspension. Town Council shall, at that time, set a date for the hearing, which shall take place no sooner than 10 days nor later than 30 days from the date the request was presented to Town Council. The governing body shall hear testimony from the applicant, the Chief of Police or a police officer designated by him/her and other witnesses as it deems fit and receive documents and evidence as it deems fit, and thereupon affirm, deny or modify the action taken by the Chief of Police.

#### §261-5. Tow/Storage Requirements; Towing and Storage of Vehicles; and Fee Schedule

## A. Tow Requirements

1. The contractor shall provide, at a minimum, one or both of the following pieces of equipment to be used to meet the terms of this chapter:

(a) One light-duty wrecker. These shall have commercially manufactured chassis certified by the manufacturer for light-duty towing. Each shall be equipped with commercially manufactured lifting apparatus with dual rear wheels, safety chains, proper safety lights, rear floodlights and amber rotation emergency flashing lights.

(b) One car carrier vehicle. These shall have commercially manufactured chassis certified by the manufacturer. Each shall be equipped with a hydraulically powered winch. The tilt bed or slid-back shall be hydraulically operated. Each shall also be equipped with tie down chains, proper safety lights and amber rotation emergency flashing lights.

2. Each tow vehicle shall be equipped with or contain equipment for providing two-way communications via radio or cell phone with the contractor's office facilities. These communications shall be available 24 hours a day, seven days a week. Tow vehicles shall also be equipped at all times with safety vests for operators, first aid kits, hand tools, a flashlight, broom, and work gloves. The contractor shall not apply any additional charge for using this equipment.

3. The following equipment shall be carried on all tow vehicles:

(a) Push broom.

(b) Shovel.

(c) Fire extinguisher.

(d) Trash can/bag.

(e) Absorbent.

4. All tow vehicles must comply with all applicable laws and safety standards.

5. The municipal towing contractor must maintain two (2) phone numbers that act as a twenty-four hour telephone service for police contact.

## B. Storage Requirements.

1. The municipal towing contractor shall designate one (1) storage facility located in Hammonton, or if the municipal towing contractor does not have a storage facility in Hammonton then within five (5) miles of Hammonton, that it shall store all cars towed pursuant to this Chapter.

2. All vehicles stored under this chapter shall be stored and protected with ordinary care to protect the vehicle from further damage.

3. There shall be no unescorted access to the storage area by the general public. Storage areas shall be posted against unauthorized entry.

4. The Police Department shall have access to any part of the storage area, 24 hours a day, seven days a week, for the purpose of inspection or investigation. Under this provision, access means a contact person must be available to provide entry.

5. No vehicles towed by the municipal towing contractor shall be stored outside of the storage facility.

6. The municipal towing contractor shall maintain regular hours for the release of vehicle from storage; a minimum of eight hours a day, Monday through Friday (excluding New Jersey state holidays) and four hours on Saturdays. Hours shall be conspicuously posted at the municipal towing contractor's principal location and the storage facility.

7. If a vehicle is towed as a result of parking in a no-parking location in the Town of Hammonton during a festival, parade, or other sanctioned Town event, the municipal towing contractor shall make itself available to release the vehicle that day provided the owner of the vehicle has obtained a release from the Hammonton Police Department and paid all fees to the Town and municipal towing contractor in accordance with this Chapter.

### C. Towing and Storage of Vehicles

1. Towing services must be available 24 hours a day, seven days a week. The municipal towing contractor must provide a tow vehicle to the designated site within 20 minutes of being notified by the Hammonton Police Department. Repeated late arrivals without satisfactory cause shall constitute grounds in which the Chief of Police may consider the municipal towing contractor in violation of this Chapter and may be grounds for immediate suspension or revocation of said license.

2. Municipal towing contractors will be placed on call on a rotating basis as determined by the Chief of Police.

3. Municipal towing contractors shall be responsible for the towing of vehicles from the public streets, public alleys, public rights-of-way, public easements, avenues, thoroughfares, public or quasi-public places, including parks and playgrounds, or any other Town, county or state owned facility, as directed by the Town police.

4. The municipal towing contractor shall remove vehicles for storage to either the municipal towing contractor's storage facility or the Town storage facility, as directed by the Police Department.

5. Vehicles towed to the municipal towing contractor's storage facility will incur charges as set forth in this Chapter.

6. Vehicles towed to the Town storage facility will incur only applicable towing fees, not storage charges.

7. Prior to release of a vehicle from the Town storage facility, the Town will require the owner to satisfy his obligations to the municipal towing contractor.

8. In the event the police direct the municipal towing contractor to move the vehicle from the Town storage facility to contractor's storage facility, the owner of the vehicle will incur the cost of the additional tow and storage fees commencing the date the vehicle is moved. The municipal towing contractor that provided the original service will be requested to provide the secondary service, as long as the contractor still holds a municipal towing license from the Town of Hammonton.

9. The owner of any vehicle towed shall have the right to remove his personal belongings from the stored vehicle during normal business hours, unless the vehicle is being held as evidence.

10. The owner or agent of the owner shall have the right to photograph the stored vehicle during normal business hours.

11. When the municipal towing contractor has been contacted by the Police Department to remove a disabled vehicle that is not impeding the flow of traffic or a safety concern and then the owner

or operator of that vehicle appears prior to the municipal towing contractor's arrival and requests his own towing service, the municipal towing contractor cannot charge for the response.

12. The municipal towing contractor shall be responsible to clean up and remove all broken glass and debris at the scene of accidents as per N.J.S.A. 39:4-56.8b and any amendments thereto.

13. The municipal towing contractor will also be responsible for basic environmental cleanup.

14. In the event that an emergency arises and the on-call municipal towing contractor cannot provide adequate service when requested by the Police Department, another municipal towing contractor will be contacted to respond.

15. If no municipal towing contractor can perform the required service, the Police Department may contact any available towing contractor with the proper equipment to perform the activity. The fees for vehicles that require this extraordinary service shall be reasonable and customary based upon the prevailing rate in the industry. Whenever applicable, it shall be the responsibility of the towing contractor to first inform the owner or operator of the estimated total cost prior to the performance of any towing service.

16. Municipal towing contractors may not charge any owner for any damage to his tow equipment or storage facilities resulting from any towing operation.

17. Prior to towing any vehicle, the municipal towing contractor shall remove or secure anything that may fall from the disabled vehicle while being towed.

18. No municipal towing contractor shall release a vehicle until a Town of Hammonton Police Department vehicle release form is completed, signed and filed with the Hammonton Police Department. An administrative fee of \$25 shall be charged for the processing of the Hammonton Police Department vehicle release form. Such fee is to be paid by the owner of the vehicle and collected by the Town of Hammonton prior to a release being issued.

19. Pursuant to N.J.S.A. 39:4-56.6, the municipal towing contractor shall be responsible for the public sale or auction of any vehicle abandoned at the municipal towing contractor's storage facility. The Town of Hammonton shall only be responsible pursuant to N.J.S.A. 39:10A-1 et seq., for abandoned and unclaimed vehicles at a Town-owned storage facility.

20. In no event shall the Town of Hammonton be liable for any charges or claims associated with the towing and/or storage of any vehicles towed or stored under the terms of this Chapter unless said vehicle is owned by the Town of Hammonton and sold at public auction.

#### D. Fee Schedule

1. Basic Towing. Basic Towing Service shall be defined as: The removal and transportation of an automobile from the incident scene to the contractor's storage lot at the request or call of authorized personnel or members of the Town of Hammonton Police Department as may be required when said automobile is abandoned, disabled, damaged in accidents, illegally parked, recovered after being stolen or, in the case of emergency, from a highway, street or other public or private road, or from a parking area or from a storage facility, basic clean up (including glass, debris and fluid), gate fee after hours, yard fee, winching fee, additional cost for second tow truck, if needed, and recovery of a vehicle not in an upright position in the right-of-way only. It does not include recovery of an automobile from a position beyond the right-of-way or berm, being impaled upon any other object within the right-of-way or berm, or any further services provided by the contractor.

2. The maximum fees municipal towing contractors shall charge for Basic Towing Service shall be as follows:



- (a) Basic towing service (two axles).
  - i. Under 10,000 pounds gross vehicle weight: \$140.
  - ii. Additional axle: \$25.
  - iii. Rate per mile out of Town: \$3.
- (b) Basic towing service (two axles).
  - i. Between 10,001 pounds and 16,000 pounds gross vehicle weight: \$215.
  - ii. Additional axle: \$35.
  - iii. Rate per mile out of Town: \$4.
- (c) Basic towing service, over 16,001 pounds gross vehicle weight (heavy duty): \$300.
  - i. Rate per mile out of Town: \$5.
- (d) Basic towing service, motorcycle/motorized bicycle: \$100.
  - i. Rate per mile out of Town: \$3
- (e) Recovery of vehicle not in an upright position within the right-of-way.
  - i. Vehicle under 8,000 pounds gross vehicle weight: \$75.
  - ii. Vehicle between 8,000 pounds and 16,000 pounds gross vehicle weight: \$100.
  - iii. Fees for vehicles over 16,000 pounds gross vehicle weight shall be reasonable and customary, based on prevailing rates in the industry.
- (f) Cost for a second tow truck if needed: \$75 per hour.
- (g) Basic cleanup, including glass, debris and fluid: \$35, plus \$17 per bag of absorbent used.
- (h) Storage fees per calendar day (commencing 12 hours after the request for tow).
  - i. Outside building secured.
    - [1] Under 8,000 pounds gross vehicle weight: \$35.
    - [2] Up to 16,000 pounds gross vehicle weight: \$40.
  - ii. Inside building secured.
    - [1] Up to 16,000 pounds gross vehicle weight: \$50.
  - iii. Fees for vehicles over 16,000 pounds gross vehicle weight shall be reasonable and customary, based on prevailing rates in the industry.
- (i) Where a vehicle is stored as a result of having been involved in a fatal motor vehicle accident or incident, the permitted storage fees shall not start to be incurred until the 8<sup>th</sup> calendar day after the owner or owner's representative is notified by the Police Department that the vehicle can be released.
- (j) Owner access to vehicle. Any owner requesting access to the owner's vehicle at the storage facility to retrieve items from the vehicle may be charged a fee of \$40.

(k) After-hours release fee (Gate Fee): \$40.

(l) Yard fee: \$40

(m) Winching fee: \$125

3. Non-basic towing.

(a) Non-basic towing shall be defined as: All towing services that are not basic towing services or private passenger automobiles.

(b) This chapter is not intended to regulate or set fees for non-basic towing services or the towing and storage of trucks and buses. Such service, if required, shall be billed at reasonable prevailing rates. The towing contractor shall submit a list of fees in advance for non-basic towing services to the Chief of Police, who shall have the sole discretion in determining the maximum fees permitted.

4. Municipal vehicles. The maximum charge for towing Hammonton municipal vehicles, for both basic and non-basic towing, whether from within the Town of Hammonton or outside the Town of Hammonton to any designated municipal impound lot or other location shall be \$100.00.

§261-6. Insurance Requirements

A. Towing contractors shall be required to purchase, maintain and provide during the time of service on the rotary list proof of insurance furnished by a reputable insurance company licensed to do business in the State of New Jersey, containing the following coverage's with liability limits as set forth below:

1. Garage liability/comprehensive general liability insurance policy in an amount not less than \$1,000,000 combined single limit coverage bodily injury and property damage liability, including but not limited to personal injury, products liability (where applicable), independent contractor and completed operation coverage.

2. Garage keepers legal liability "direct primary" insurance policy in an amount not less than \$100,000. Said policy must include both comprehensive and collision and an endorsement to include on hook.

3. Automobile liability insurance policy in an amount not less than \$1,000,000 combined single limit covering bodily injury and property damage liability including but not limited to owned, nonowned and hired vehicles.

4. Workers' compensation insurance as required by law, including, but not limited to, statutory New Jersey Workers' Compensation benefits, and employers liability of at least \$100,000.

5. Excess/umbrella liability. In the event that a garage liability and/or automobile liability cannot be purchased up to the required limit of \$1,000,000, an excess liability or umbrella liability policy must be purchased to affect a total liability limit of \$1,000,000. Excess or umbrella liability policies will not be required for garage or automobile policies that meet or exceed the minimum limit of \$1,000,000.

6. The garage liability policy shall name the Town of Hammonton as additional insured and certificate holder.

§261-7. Recordkeeping

A. The municipal towing contractor shall prepare and issue to the owner/operator a written invoice for services rendered under this chapter. The invoice shall reflect the date, time, location of service, the employee that performed the service and that the service was performed at the direction of the Police Department. A copy of the invoice shall be retained by the municipal towing contractor and filed in a manner that coincides with his

normal business practice and will allow immediate access to such records when requested by the Police Department.

B. The municipal towing contractor has discretion to establish the method of payment and forfeits all mechanic lien rights once he physically releases a vehicle from his custody. The Town will not be held liable for or assist the municipal towing contractor to collect any unpaid fees that were incurred under the provisions of this chapter.

C. The municipal towing contractor shall incur the cost of and shall post the rate schedule listed in this chapter in a conspicuous location at the municipal towing contractor's principal location where payment of fees are transacted.

D. The municipal towing contractor shall not release any vehicle impounded under this chapter without written release from the Police Department. The release form must be attached and filed with the invoice.

E. All records, payment invoices and other documentation resulting from the municipal towing contractor's compliance with this chapter must be kept by the municipal towing contractor for a period of two years.

3. Chapter 261, the following Sections shall be renumbered:

<u>Old Section</u>	<u>New Section</u>
§261-6	§261-8
§261-8	§261-9

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 Oliva

Quality of Life – Councilman Oliva

Education - Councilman Torrissi

Public Works & Transportation - Councilman Rodio

Water & Sewer - Councilman Furgione

Law & Order - Mayor DiDonato

**ENGINEER REPORT**

**SOLICITOR REPORT**

**MAYOR REPORT**

**PWM REPORT**

**TOWN CLERK REPORT**

**APPROVE BILL LIST & PURCHASE ORDERS**

**NEW BUSINESS**

**ORDINANCES FOR INTRODUCTION**

**Introduction of Ordinance #016-2020**

AN ORDINANCE FIXING THE SALARIES OF  
CERTAIN EMPLOYEES IN THE TOWN OF HAMMONTON

BE IT ORDAINED by Mayor and Common Council of the Town of Hammonton, County of Atlantic, New Jersey the salaries, clothing allowance, education stipend, health insurance buyout, sick time, vacation time, personal time, comp time, holidays and overtime shall apply to members for contract terms commencing January 1, 2022 until December 31, 2025 per Town Code and per individual bargaining unit Contracts. Individuals shall be paid pursuant to the contract minimums and maximum salaries / Hourly Rates as per contract are as follows:

	MINIMUM	MAXIMUM
Assistant Sludge Plant Operator/ Repairer	\$29,183.00	\$75,000.00
Sr.WtrTrmtPltOpr/Rp	\$40,000.00	\$90,000.00
Water Plt Oper/Rep	\$40,000.00	\$87,000.00
Sew PlantOper/Rep )	\$35,000.00	\$87,000.00
Municipal Utilities Superintendent	\$75,000.00	\$153,000.00
Communications System Tech	\$35,000.00	\$74,000.00
Purchasing Agent /Registrar / Deputy Town Clerk	\$45,000.00	\$95,000.00
Clerk 1 Confidential	\$25,350.00	\$30,000.00
Police Captain	\$95,000.00	\$142,000.00
Police Lieutenants	\$92,396.00	\$140,000.00
Town Clerk/Accountant /Deputy Registrar/ Airport Admin. / Business Admin.	\$45,000.00	\$130,000.00

Section 2. The appropriate salary that each employee covered under this contract shall be paid will be determined by the language contained in the aforementioned contract. No prior contract language or language contained in the prior salary ordinance shall be applicable for purposes of determining the salary level of any member.

Section 3. There shall be added as a longevity increment for each full-time employee as negotiated and set forth in the contract.

Section 4. The method of payment of the salaries to each employee shall be fixed by resolution by Mayor and Council.

Section 5. All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of such inconsistency.

Section 6. This ordinance shall take effect after final passage and publication according to law and its provisions.

**RESOLUTIONS**

**Resolution #118-2020- 159 Budget Addition New Jersey League of Conservation Voters Fund Grant**

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

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

**WHEREAS**, the Town has received notice of a Grant in the amount of \$20,000.00 from the New Jersey League of Conservation Voters Education Fund and wishes to amend its 2020 Current Fund Budget to include this amount as a revenue.

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

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

**New Jersey League of Conservation Voters Fund Grant**

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

General Appropriations:

Operations - Excluded from "CAPS":

Public and Private Programs Offset by Revenues:

**New Jersey League of Conservation Voters Fund Grant**

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

**Resolution #119-2020- Support Heart & Soul Initiative**

**Support for the Heart & Soul Community-Building Initiative**

**Whereas**, the Orton Family Foundation and the Community Foundation of South Jersey have awarded a coalition of volunteer residents and organizations \$100,000 to implement the Heart & Soul program in Hammonton, with the goal of becoming a Transform South Jersey community, and

**Whereas**, Hammonton was one of only six communities selected throughout all of southern New Jersey to participate in this initiative, and

Whereas, this initiative builds upon the successful Creative Hammonton process that was held in 2016, and

**Whereas**, a dedicated group of volunteers has formed a core Leadership Team and is working actively with personnel from the Orton Family Foundation and the Community Foundation of South Jersey to implement the four-phase Heart and Soul strategy, and

**Whereas**, the Hammonton Heart & Soul initiative will combine long-term community-building and concrete action projects for the betterment of all of Hammonton, and

**Whereas**, the Heart & Soul process calls for including all residents in town, from all walks of life and every demographic, in an effort to ensure that all voices are heard from every sector of the town, and

**Whereas**, participating in and promoting this initiative furthers the Town's goal of ensuring its long-term economic, environmental, and social sustainability, and

**Whereas**, the Hammonton Heart and Soul effort is part of a larger Transform South Jersey initiative, thereby making Hammonton a leader for inclusion and progress in the region, and

**Whereas**, the Town wishes to support this initiative to create a more inclusive, equitable, and informed community,

**Now Therefore**, the Mayor and Council of the Town of Hammonton, County of Atlantic, hereby declares its support for the Hammonton Heart and Soul/Transform South Jersey initiative, and

**Further**, the Mayor and Council encourage all residents of Hammonton to engage fully with the Hammonton Heart and Soul process as it is rolled out over the next two years, ensuring that Hammonton continues its progress toward long-term social and economic resilience.

**Resolution #120-2020-159 Budget Addition Sustainable Jersey Grant**

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

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

**WHEREAS**, the Town has received notice of a Grant in the amount of \$5,000.00 from Sustainable Jersey and wishes to amend its 2020 Current Fund Budget to include this amount as a revenue.

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Town of Hammonton hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the Current Fund Budget of the year 2020 in the sum of \$5,000.00 which has been awarded and is available as a revenue from:

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

**Sustainable Jersey**

**BE IT FURTHER RESOLVED** that a like sum of \$5,000.00 be and the same is hereby appropriated under the caption of:

General Appropriations:

Operations - Excluded from "CAPS":

Public and Private Programs Offset by Revenues:

**Sustainable Jersey**

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

**Resolution #121-2020- Approval of Expansion of Premises for GB Liquors**

**A RESOLUTION GRANTING A PLACE TO PLACE “EXPANSION OF PREMISE”  
FOR ABC – GB LIQUORS**

**WHEREAS**, an application has been filed for a place-to-place transfer of Plenary Retail Consumption License # 0113-33-018-0110 , for the purpose of expanding the premises under license wherein the sale, service and storage of alcoholic beverages are authorized; and

**WHEREAS**, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Town of Hammonton does hereby approve, effective November 23, 2020, the expansion of the aforesaid Plenary Retail Consumption Licensed premises located at 425 North 3<sup>rd</sup>. Street Hammonton, NJ 08037 to place under license the area delineated in the application form and the sketch of the licensed premises attached thereto.

**Resolution #122-2020 – Various Refunds**

**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/close out of accounts are authorized as approved by the respective Department Heads of the Town of Hammonton:

Hanselmann, 2753 McCormick Ave Hammonton	\$ 382.50	Escrow Refund
Diguglielmo, 267 Route 206 Hammonton	\$ 142.50	Escrow Refund

**Resolution #123-2020- Budget Transfer**

**TRANSFER OF BUDGET APPROPRIATIONS**

**BE IT RESOLVED**, by the Mayor and Common Council of the Town of Hammonton, County of Atlantic, and State of New Jersey, that there be and hereby is authorized the following transfer from the 2020 Budget appropriations:

<u>CURRENT FUND</u>	
From: Group Insurance- Operating Expenses	\$13,652.83
To: PERS	\$ 913.53
To: PFRS	\$12,739.30

**Resolution #124 -2020- Approval of Lady of Guadalupe Procession**

**RESOLUTION AUTHORIZING AND ENDORSING THE ANNUAL  
“OUR LADY OF GUADALUPE SPANISH COMMUNITY PROCESSION”**

**WHEREAS**, St. Mary of Mt. Carmel continues to promote the Town of Hammonton with their annual “Our Lady of Guadalupe Spanish Community Procession”; and

**WHEREAS**, Mayor and Council has and continues to support the efforts of St. Mary of Mt. Carmel; and

**WHEREAS**, December 17, 2020 at 6:00 p.m. is the scheduled date for the Spanish Community Our Lady of Guadalupe Procession; and

**WHEREAS**, St. Mary of Mt. Carmel has requested assistance of the Town of Hammonton Police Department for this scheduled event and closure of the following streets in the Town of Hammonton:

- Procession begins on Third Street at St. Mary of Mt. Carmel**
- To French Street**
- To Second Street**
- To Pleasant Street**
- To Tilton Street**
- To French Street and back to church**

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC AND STATE OF NEW JERSEY, that the Town of Hammonton authorizes “Our Lady of Guadalupe Spanish Community Procession.”

**PUBLIC HEARD**

**MEETING ADJOURNED**