

Regular Meeting of Mayor and Council March 26, 2018
Town Hall Council Chambers, 100 Central Ave
Executive Session 6:00 P.M.
Public Session 7:00 P.M.

MEETING CALLED TO ORDER

ATTENDANCE ROLL CALL

Councilperson:
Furgione - Present
Giralo - Present
Gribbin - Present
Rodio- Present
Sacco - Present
Torrissi – Absent (Travel Issue)
Mayor DiDonato - Present

PRESENT ALSO

Michael Malinsky, Town Solicitor
Jerry Barberio, Public Works Manager/Business Administrator

EXECUTIVE SESSION Resolution # 036-2017

Motion by Council Person Gribbin Second Giralo
Enter into Executive Session

Motion by Council Person Giralo Second Gribbin
Close Executive session return to regular session, Resolution is adopted

RESUME REGULAR MEETING-ROLL CALL

Councilperson:
Furgione - Present
Giralo - Present
Gribbin - Present
Rodio- Present
Sacco - Present
Torrissi – Absent
Mayor DiDonato - Present

PRESENT ALSO

Michael Malinsky, Town Solicitor
Bob Vettese of ARH, Town Engineer
Jerry Barberio, Public Works Manager /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

Dan Bachalis 115 Bachelor Lane Comment on Ordinance 10-2018. Protection of Animals in Ordinance

APPROVAL OF MINUTES

Executive Minutes February 26, 2018

Council Minutes February 26, 2018

Motion by Council Person Gribbin Second Furgione
Minutes are approved

ROLL CALL

Councilperson:

Furgione - Yes

Giralo – Abstain not at meeting in February

Gribbin - Yes

Rodio – Yes

Sacco- Yes

Torrissi - Absent

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

DISPENSE WITH REGULAR ORDER OF BUSINESS

Public Hearing Ordinance #008-2018- Purchase of Fire Truck

BOND ORDINANCE PROVIDING FOR THE PURCHASE OF A NEW FIRE TRUCK
IN AND BY THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC, NEW
JERSEY, APPROPRIATING \$580,000 THEREFOR AND AUTHORIZING THE
ISSUANCE OF \$551,000 BONDS OR NOTES OF THE TOWN TO FINANCE PART
OF THE COST THEREOF

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

Section 1. The improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the Town of Hammonton, in the County of Atlantic, New Jersey (the "Town") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$580,000, including the sum of \$29,000 as the down payment required by the Local Bond Law. The down payment is now available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$551,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is the the purchase of a new fire truck, including all related costs and expenditures necessary therefore and incidental thereto. (b) The estimated maximum amount of bonds or bond anticipation notes to be issued for the improvement or

purpose is as stated in Section 2 hereof. (c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefore.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The Town hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Town is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

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

(a) The improvement or purpose described in Section 3(a) of this bond ordinance is not a current expense. It is an improvement or purpose that the Town may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby. (b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 10 years. (c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Town as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$551,000, and the obligations authorized herein will

be within all debt limitations prescribed by the Local Bond Law. (d) An aggregate amount not exceeding \$58,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

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

Section 8. Any grant moneys received for the purpose described in Section 3(a) hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Town is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Town and to execute such disclosure document on behalf of the Town. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Town pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Town and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Town fails to comply with its undertaking, the Town shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Town are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Town, and the Town shall be obligated to levy ad valorem taxes upon all the taxable real property within the Town for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Motion by Council Person Gribbin Second Giralò
The Ordinance is taken up for 2nd reading and public Hearing

Motion by Council Person Gribbin Second Giralò
The Public hearing is closed; the ordinance has passed 2nd reading and is adopted

ROLL CALL

Councilperson:

Furgione - Yes

Giralò - Yes

Gribbin - Yes

Rodio – Yes

Sacco- Yes

Torrissi - Absent

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

Public Hearing Ordinance #010 Amending Town of Hammonton Ordinances Chapter 200 Parks and Recreation

An Ordinance Amending Chapter 200 Parks and Recreation Areas – Sections 1, 2,3,7,8 and 9;

BE IT ORDAINED by the Mayor and Common Council of the Town of Hammonton, County of Atlantic, State of New Jersey that Chapter 200 Parks and Recreation Areas- Sections 1, 2,3,7,8 and 9 are to include the following:

200-1 (A) Definitions.

For the purposes of this chapter, the following terms shall have the meanings indicated:

DEPARTMENT OF PARKS AND RECREATION

Duly appointed personnel of the Town, including the Director of Parks and Recreation and their designated staff members.

PARK(S)/RECREATION AREA(S)

Includes but is not limited to a park, playground, recreation or senior center or any other public area owned or used by the Town or local authorized government agencies and devoted to active or passive recreation.

BOARD OF PARK COMMISSION

The Board of Park Commission is responsible for guiding the administrative policy of Hammonton Town park(s) and recreation area(s) as well as steering future development of facilities to serve the residents of Hammonton

200-2. Hours of operation.

C. Hours.

The following hours of use have been established:

1. 11th Street Park: sunrise to sunset.

2. Front Street Park: sunrise to sunset.

3. Veterans Park: sunrise to sunset.

4. Hammonton Lake Park: sunrise to sunset; except for the ball fields until 11:00 p.m.

5. Hammonton Recreation Complex: sunrise to sunset; except for lighted fields until 11:00 p.m.

6. Key Club Park: sunrise to sunset.

7. Centennial Drive Playgrounds: sunrise to sunset.

D. Exceptions.

The provisions of this chapter shall not be applicable when:

1. A function is being held or is being sponsored by the Town for a religious, school, civic or properly supervised event or program.

2. A supervised social meeting, gathering or assemblage for which a property permit has been issued.

E. Rules and regulations.

The following rules and regulations are hereby established, and it shall be unlawful to violate any of the said rules and regulations:

1. No person shall act in a loud, indecent, obscene or offensive manner.

2. No person shall revel, disport or behave in a noisy and boisterous manner, emitting loud cries and other noises, so as to inconvenience others, or otherwise disrupt and disturb the public peace and dignity within the park(s) and recreation area(s) defined or such adjacent areas. Use of profane, loud, threatening, insulting, indecent and abusive language is prohibited.

3. No person shall drive and/or operate mini-bikes, motor scooters, motorbikes, go-carts, swamp buggies and snowmobiles and any other similar type of motor-driven vehicle within the park(s) and recreation area(s). Golf Carts (gas and electric) are permitted for use by Category I, II, and III organizations with the approval of the Hammonton Park Commission.

4. The starting or maintenance of an open fire or fires in the park(s) and recreation area(s) at any time during the entire year is prohibited.

5. Pets brought into the park(s) and recreation area(s) shall be confined or under direct control and on a leash. All pet owners must abide by Town regulations and are responsible for cleaning up after their pet(s). Animals trained to assist the disabled are permitted in all areas.

6. No person shall carry or possess firearms of any description, or air rifles, spring guns, bow and arrows, slings or any other forms of weapons potentially inimical to wildlife and dangerous to human safety, or any instrument that can be loaded with and fire blank cartridges, or any kind of trapping device. Shooting into park(s) and recreation area(s) from beyond park boundaries is forbidden.

7. The Recreation Commission shall be authorized to establish any other rules and regulation governing parks which it deems appropriate.

8. No person shall engage in smoking of any kind or use tobacco products while in any park(s) and recreation area(s) listed in Ordinance #036-2014. Smoking is defined as the act of lighting by fire by any means, and/or the act of inhaling, exhaling, burning, or the carrying of any lit smoke product, including, but not limited to, a cigarette, cigar, pipe, electronic smoking device, tobacco, weed, plant or other vegetation or similar material. "Tobacco products" encompasses all smokeless tobacco, including, but not limited to, chewing tobacco, loose-leaf tobacco, tobacco pellets, plug tobacco, twist or rope tobacco, dipping tobacco and dissolvable tobacco.

9. The Director of Parks and Recreation, in conjunction with the Board of Park Commissioners, reviews and approves all park(s) and recreation area(s) use requests for the Town. The Department of Parks and Recreation then works with its sponsored youth organizations and permitted groups to schedule the use of all fields and facilities located in Hammonton Town park(s) and recreation area(s).

10. Field closure for maintenance to preserve the quality of Hammonton Town park(s) and recreation area(s) to allow for appropriate rest and repair of turf areas will be identified by the Director of Parks and Recreation and their designated staff members. Mandatory field closure periods will be identified by park(s) and/or recreation area(s). The closed park(s) and/or recreation area(s) will be identified by posted signs and/or fencing and the organization's contact person will be notified. Consequences for not adhering to the field closure periods will result in the following:

(a) First offense: written warning to the organization representative. Security deposit will be forfeited and retained by the Town of Hammonton.

(b) Second offense: a monetary penalty of \$500 will be imposed and must be paid to the Town of Hammonton. Use of facilities will be suspended until such time as the penalty is paid in full and any or all future permitted use will be canceled.

(c) Third offense: hearing before the Hammonton Town Parks and Recreation Commission with a potential loss of the field use permit for the organization.

11. Athletic fields may be closed due to inclement weather or saturated conditions. If a field is to be determined closed or deemed unplayable by Hammonton Town authorized staff on weekdays, notice will be sent to the appropriate league/organization contact person via email by 2:00 p.m. that day. At later weekday times and weekends, each organization is required to cancel its permitted activity if injury may result to participants or if damage to the playing surface or facility may occur. Users must notify the Director of Parks and Recreation, or designated staff member, if the organization closed the field so other users questioning whether to close their fields can be so advised. If there is any doubt, the field should be closed and all activities canceled. Consequences for not adhering to the above closure requirements will result in the consequences for offenses stated above in Subsection 11. Field use is prohibited in the following circumstances:

(a) It is closed for renovation or repair;

- (b) Water is standing on the field;
- (c) Soil is frozen;
- (d) The soil is wet and "spongy";
- (e) Grass can be dislodged from the field easily;
- (f) Steady rain is falling;
- (g) A lightning/electrical storm is occurring; and
- (h) The field is deemed unplayable by staff from the Department of Parks and Recreation and/or Public Works due to other unforeseen condition or vandalism.

12. All managers, coaches, or persons in charge of a group using the park(s) and recreation area(s) will be responsible for the conduct of all participants, spectators and others connected with the activity, including visiting teams and opponents. Group users must inform their participants of the conduct rules. Users must clean up after themselves (i.e., trash, recycling, etc.) and managers, coaches, or persons in charge of a group must inspect the park(s) and recreation area(s) before leaving. All trash must be placed in proper receptacles. Users are expected to leave the park(s) and recreation area(s) in the same or better condition in which it was found.

13. Warm-ups for the next scheduled event must be performed so as not to interfere with existing event and so as not to endanger the welfare of all participants, spectators and facilities.

14. Use or possession of alcoholic beverages or controlled substances of any kind are prohibited.

15. No field user may put down lines, significantly or permanently alter, or make any changes to a park and/or recreation area.

16. The Town may remove any article or property found in a park(s) and recreation area(s) after hours of operation at the owner's expense.

17. No person or organization shall post by any means or erect or cause to be erected any sign, placard, advertisement, or inscription, in any Town park(s) and recreation area(s), without authorization from the Department of Parks and Recreation.

200-3. Permits for special events required.

(6) That the facilities desired have not been reserved for other use at the date and hour requested in the application.

C. Use of Facility Applications for park(s) and recreation area(s) use are issued in priority order by category in which the organization or event is placed. A Category I user/event has priority over Category II, III and IV user/event, etc. Permits must be available for review at time of field use. Department of Parks and Recreation will make every reasonable effort to treat all organizations, teams, and individuals using Town facilities in a fair and equitable manner. All parties must comply with federal and state anti-discrimination laws. Permits for park(s) and recreation area(s) use are issued by priority as listed below and according to policies contained herein. Park(s) and recreation area(s) use permits should be carried by the permittee at all times, during scheduled use of the park(s) and recreation area(s) and must be presented upon request. These permits are nontransferable and may not be passed on to other user groups. All field users must adhere to their designated activity, times, locations and dates of assigned use. Authorized permits will only be distributed after all required documentation has been submitted. All organized sports activity must have an authorized permit for use of Town athletic fields.

D. Use categories:

(1) Category I permit/use: Hammonton Town programs and events. Any Hammonton Town-sanctioned program and/or special event.

(2) Category II permit/use: recognized and sponsored Hammonton Town youth sports organizations.

(a) Hammonton Town Little League Baseball Association.

(b) Hammonton Town Bulldogs Basketball Association.

(c) Hammonton Town Wrestling Association.

(d) Hammonton Town Youth/Adult Baseball and Softball Associations.

(e) Hammonton Town HYSA Soccer Association.

(f) Hammonton Town Men's Softball Association.

(g) Hammonton Hawks Football and Cheerleading Association.

(h) Other Hammonton Town Youth Organization approved at a formal meeting by Hammonton Park Commission.

(3) Category III permit/use: Hammonton Town School District. Programs, events, and/or activities officially sanctioned, coordinated and sponsored by the Hammonton School District.

(4) Category IV permit/use: Hammonton Town nonprofit organizations/Hammonton Town church groups/Hammonton Town Boy and Girl Scout groups. St. Josephs Elementary, Middle and High School. Nonprofit organizations, entities, individuals or groups for the purpose of providing recreational services primarily to Hammonton Town residents must show proof of nonprofit certification. Organization address of record is a Hammonton Town address. Team rosters must show 75% or higher Hammonton Town residents.

(5) Category V permit/use: Non-Town nonprofit organizations. Nonprofit organizations, entities, individuals or groups for the purpose of providing recreational services, must show proof of nonprofit certification. For all teams with fewer than 75% Hammonton Town residents.

(6) Category VI permit/use: independent organizations. Organizations, entities, individuals or groups for the purpose of providing recreational services who do not operate as a commercial enterprise or business and can't provide verifiable proof of operating on a nonprofit basis as defined herein.

(7) Category VII permit/use: Commercial. Organizations, entities, individuals or groups for the purpose of providing recreational services that are operated as a for-profit commercial enterprise.

E. To qualify as a nonprofit organization in Category IV or V above, the organization must be registered as a not-for-profit corporation with the State of New Jersey. Nonprofit organizations are those organizations that have evidence of Federal 501(c) filing and state nonprofit status.

F. Priority is given within a particular sport's designated "season." In-season sports have equal status to each other; out of season sports have equal status to each other.

G. In the event of special cases or circumstances (such as decisions on "last-minute" completed applications with no time to go through the process described above), the Director of Parks and Recreation will use their best discretion for park(s) and recreation area(s) use, and have the support of the Quality of Life Committee of Hammonton Town Council.

200-7 Permit Fees

Hammonton Town Park(s) and Recreation Area(s) permit fees by category:

A. Category I, II, III, IV are permitted for use at no charge.

B. Category V and VI:

(1) Field use: \$50 per hour per field/three-hour block minimum.

(2) Field use with/lights: \$100 per hour per field/three-hour block minimum.

C. Category VII:

(1) Field use: \$100 per hour per field/three-hour block minimum.

(2) Field use with/lights: \$200 per hour per field/three-hour block minimum.

200-8 Field scheduling.

A. The first step to securing a park and/or recreation area is to complete a use of facility application. The allocation of park(s) and recreation area(s) will be determined by the Director of Parks and Recreation according to the priority of use established in Permits Section, Permits, and provided that the criteria listed are met.

(1) The Department of Parks and Recreation may schedule fields and facilities at any time for Town sponsored programs, events and activities.

(2) Category II applicant's facility use of park(s) and recreation area(s). Application for the spring and summer season (Feb 15 through August 31) is to be submitted by December 31. Field use approvals for Category II will be voted upon at the January Recreation Commission meeting.

(3) Category II applicant's facility use of park(s) and recreation area(s). Application for the fall season (September 1 through November 30) is to be submitted by May 31. Field use approvals for Category II will be voted upon at the June Recreation Commission meeting.

(4) All Categories III through VII applicants may submit a facility use of park(s) and recreation area(s) application no more than 60 days prior to start date of use. Additionally, applications for facility use of fields between April 1 and August 31 will be accepted up to January 31. Permits will be issued for groups that apply according to category rankings. Applications for facility use of park(s) and recreation area(s) between September 1 and November 15 will be accepted up to June 30. Permits will be issued for groups that apply according to category rankings and any policy contained herein.

(5) Field use applications may be submitted past the dates stated above, no later than seven business days prior to date of use requested and will be considered based on remaining park(s) and recreation area(s) availability.

(6) Restrictions include:

(a) Park(s) and recreation area(s) use permits will be issued to all applicants in Categories III through VII between the dates of April 1 and November 30 annually. No use outside of these dates for above category groups will be allowed.

(b) All Hammonton Town park(s) and recreation area(s) will be permitted for use a maximum of six days a week to ensure they receive some rest and reduce wear and tear.

(c) Athletic fields may not be scheduled for more than eight hours of use in a day. The Director of Parks and Recreation may make exception to this rule in case of tournament play. During the months of July and August, all athletic fields will be permitted for use no more than six hours daily, with a maximum use of four consecutive hours. A mandatory rest period of two hours will be imposed between approved use of the field(s) or area(s).

(d) The Town will leave park(s) and recreation area(s) use times open, un-scheduled and available for informal use by the general public.

B. To minimize field wear and maintenance and ensure the safety of participants, park(s) and recreation area(s) may be retired from play after each season to allow rehabilitation/regrowth of the turf. The Director of Public Works, Director of Recreation or the Recreation Commission may close any Hammonton Town park(s) and recreation area(s) for the upcoming season based upon a review of conditions and required maintenance to ensure playability. The Town may cancel individual activities on any given day depending on weather and current park(s) and recreation area(s) conditions. In case of permitted date of use, canceled due to weather or park(s) and recreation area(s) conditions, the Director of Parks and Recreation will assist the organization in obtaining one alternate date at no additional cost, provided the date of park(s) and recreation area(s) use is not booked previously by any another permitted group.

200-9. Violations and penalties.

Each and every violation shall be considered a separate violation. Any person who is convicted of violating the provisions of this chapter within one year of the date of a previous violation and who was fined for the previous violation may be sentenced by the Court to an additional fine as a repeat offender. The additional fine imposed as a repeat offender shall not be less than the minimum or exceed the maximum fine provided herein, and same shall be calculated separately from the fine imposed for the violation of this chapter.

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

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

Motion by Council Person Sacco Second Giraldo

The Ordinance is taken up for 2nd reading and public Hearing

Motion by Council Person Sacco Second Giraldo

The Public hearing is closed; the ordinance has passed 2nd reading and is adopted

ROLL CALL

Councilperson:

Furgione - Yes

Giraldo - Yes

Gribbin - Yes

Rodio - Yes

Sacco- Yes

Torrissi - Absent

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

Public Hearing Ordinance #011-2018- Amend Chapter 6 Article VII

AN ORDINANCE OF THE TOWN OF HAMMONTON TO AMEND CHAPTER 6; ARTICLE VII OF THE GENERAL
ORDINANCES OF THE
TOWN OF HAMMONTON

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

1. Chapter 6, Article VII, Section 46 is amended as follows:

§ 6-46. Election of Chairperson; quorum; participation of alternates

The Chairperson of this Committee shall be elected by a majority vote of the voting members. A Quorum shall consist of four members. The three alternate members may participate in discussions of the proceeding but may not vote except in the absence or disqualification of a regular member.

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.

Discussion - this is for the Lake Quality commission only.

Motion by Council Person Sacco Second Giraldo

The Ordinance is taken up for 2nd reading and public Hearing

Motion by Council Person Sacco Second Giraldo

The Public hearing is closed; the ordinance has passed 2nd reading and is adopted

ROLL CALL

Councilperson:

Furgione - Yes

Giraldo - Yes

Gribbin - Yes

Rodio - Yes

Sacco- Yes

Torrissi - Absent

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

Public Hearing Ordinance #012-2018 Amending Town of Hammonton Ordinances Chapter 247 Road Opening Fees

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF HAMMONTON
AMENDING CHAPTERS 247-14 (A) FEES; PERFORMANCE AND MAINTENANCE GUARANTY AND 247-20 (B)
STANDARDS FOR EXSISTING TOWN ROADS OR RIGHT-OF-WAYS OF THE CODE OF THE TOWN OF HAMMONTON

WHEREAS, the Town Business Administrator has recommended an amendment to Chapters 247-14 (A) Fees; performance and maintenance guaranty and 247-20 (B) entitled Standards for existing town roads or right-of-ways; 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 CHAPTERS 247-14 (A) and 247-20 (B) BE AMENDED AS FOLLOWS:

Chapter 247-14 Fees; performance and maintenance guaranty:

247-14 A. A non-refundable, two hundred fifty dollar (\$250) base application fee shall be posted with the Municipal Clerk prior to said application being forwarded to Town Engineer for review and request for posting of escrow fees. Thereafter, activity fees will be assessed based on the following schedule:

Openings (In Pavement and Outside of Pavement)

Base fee (\$250.00) plus \$75.00 per opening (Including trench for boring or driving small diameter utility services)

Directional boring and Cable Installation (In Pavement and Outside of Pavement)

Base fee (\$250.00) plus \$.50 per foot

247-20 B. 2(d) change four months to three months.

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

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

Motion by Council Person Rodio Second Furgione

The Ordinance is taken up for 2nd reading and public Hearing

Motion by Council Person Rodio Second Furgione

The Public hearing is closed; the ordinance has passed 2nd reading and is adopted

ROLL CALL

Councilperson:

Furgione - Yes

Giralo - Yes

Gribbin - Yes

Rodio – Yes

Sacco- Yes

Torrissi - Absent

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

COMMITTEE REPORTS

Administration - Councilman Torrissi

Absent

Business & Industry - Councilman Gribbin

- Updated Town's Upcoming Events

Education - Councilman Gribbin

Mention the passing of a pass School Board member and gave his condolences

Quality of Life - Councilman Sacco

- Spoke about Outreach Event regarding the Veterans Association
- Environmental Commission Training Program
- Thanked everyone who helped with Lake Cleanup

Public Works & Transportation - Councilman Rodio

- No action items

Water & Sewer - Councilman Furgione

- Update on Trenches and the draining in the month of March

ENGINEER REPORT

GENERAL ITEMS:

1. Vacant Land Analysis Map & Chart (ARH #2017-0916):

We have revised the Realistic Development Potential (RDP) Map and chart and resubmitted same to Shirley and Brian for their review as authorized by Council. After discussions, we made some revisions and provided additional charts with explanations that would assist in the Fair Share Housing (FSH) representatives' review of the summary charts.

A response letter from FSH was recently provided and we are in the process of reviewing their findings and recommendations.

PUBLIC WORKS INFORMATION ITEMS:

2. Celona Site Remediation - 130 Railroad Avenue (ARH #11-01054):

As authorized, Henry Weigel was retained as the Town's LSRP for the site; and ARH prepared/ submitted a grant application to NJDEP on 2/13/18, in the amount of \$66,200.00. The grant would fund the remedial investigation (RI) at the site in an effort to further assess/ address the environmental concerns. The intermediate goals for this site are to possibly achieve a no further action (NFA) determination for the soils; and to put in-place a classification exception area (CEA) and associated monitored natural attenuation (MNA) for the groundwater. Once complete, the Town would then proceed with their long-term plans for the redevelopment of the property for the purpose of returning it to a viable productive part of the community, which not only stimulates further economic growth but also is protective of the environment.

3. Octagon Oil Site Remediation – Vine Street Parking Lot (ARH #11-01000):

As authorized, Henry Weigel was retained as the Town's LSRP for the site; and ARH is continuing with the remedial investigation (RI) to further assess/address the environmental concerns. Most recently, the groundwater monitoring wells were sampled on 1/26/18. Data from the wells show that the on-site impacts remain as they did circa-2009/2010. However, the down-gradient monitoring well was 'clean'. ARH will further assess this data, and provide recommendations for the next step(s).

4. K&K Linens Phase I Report (ARH #11-01094.01):

As recently authorized, ARH has initiated work on the Phase 1 Environmental Site Assessment; and will be scheduling the site inspection.

5. 2018 Municipal Aid Funding (ARH #11-40041.18):

NJDOT has announced the 2018 Municipal Aid Allotments. On behalf of the Town our office completed and submitted the following applications for NJDOT FY2018 Municipal Aid:

- 14th Street Roadway Improvements Phase II; Amount requested \$400,000.00
NJDOT is awarding the Town \$391,000.00.

- Old Forks Road Improvements; Amount requested \$400,000.00
NJDOT did not award the Town any funds towards this project.

We are presently determining the possible construction limits for the use of the \$391,000.00 in NJDOT funding. We will provide a cost estimate to the Town for ARH to complete the survey and design work for the project. We will review and discuss same with the PWTC before presenting the proposal to Council for consideration.

6. Hammonton Bike Path Extension (ARH #11-40052):
As previously reported, NJDOT has approved our project for bidding subject to approval by NJ Transit. A submission to NJ Transit was made on October 13, 2017. NJ Transit originally informed our office they anticipated sending out a review letter sometime in January related to this project. Currently they are continuing their review. NJ Transit now anticipates the letter being issued at the end of March/beginning of April. We will review their comments and determine if modifications to the plans and specifications are required and address same. Once approval is received from NJ Transit we will be able to advertise this project for bid. The Town will need to establish the funds for this project in order for an award to be made.
7. 2017 State Aid Funding (Second Road) (ARH #11-40055.01) (No Status Change):
NJDOT has awarded the Town a total \$418,000.00 in Municipal Aid funds to be used towards Second Road improvements, from Chew Road to 12th Street. Our office has completed the construction plans and specifications and submitted them to the NJDOT for review. We received a response letter on January 16, 2018, which included a number of informational statements and minor comments that must be addressed. At the previous PWTC meeting, it was decided that the project would be bid and awarded this Spring, with a construction start date in September. Our office is currently addressing the outstanding issues and will resubmit the plans and specifications within the next few weeks. We anticipate receiving authorization to bid the project shortly after. The Town will need to establish the funds for the project in order for an award to be made.

SEWER AND WATER INFORMATION ITEMS:

8. Valley Avenue Utility Replacement (ARH #11-30159):
The construction on Valley Avenue is completed. The one-year certification period, required by the NJDEP, which began after the facilities were placed into operation on December 10, 2017, has concluded. Our office has been in communication with the NJDEP Project Manager and we have begun the official project closeout. We will work with the NJDEP to ensure all documentation is prepared and submitted in accordance with the Environmental Infrastructure Trust program guidelines. We anticipate the closeout procedure to take at least one month to complete.

Project Maintenance and Environmental Maintenance bonds have been received and delivered to the Town. The bonds will expire on June 30, 2019.

It had come to our attention that a water valve in front of the Hammonton Arms Apartments had been paved over. Mathis Construction uncovered the valve and repaired the asphalt.

SOLICITOR REPORT

Introduction of Ordinance #016-2018 Sale of Town Owned Property

AN ORDINANCE OF THE TOWN OF HAMMONTON AUTHORIZING THE SALE OF TOWN OWNED LAND

WHEREAS, Lot 9 of Block 701 is owned by the Town of Hammonton and is not needed for public purposes; and
WHEREAS, it is in the best interest of the Town to sell such land to generate revenue, reduce taxes and reduce liabilities; and

WHEREAS, the Town proposes to sell such land by Open Public Sale to the highest bidder as authorized by N.J.S.A. 40A:12-13(a).

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

The Town Clerk is authorized, subject to the conditions set forth herein, to offer for sale by public auction all of the Town's right, title and interest in and to the following lot pursuant to the provisions of N.J.S.A. 40A:12-13:
Block 701, Lot 9 – at a minimum amount of \$14,200.00.

The minimum bid for the lot is set forth above. No bid less than the minimum amount set forth will be considered. The Town Clerk is directed to advertise the sale in a newspaper circulating in the Town by two (2) insertions at least once a week during two (2) consecutive weeks, the last publication to be not earlier than seven (7) days prior to the date of the public sale. The property set forth above is not necessary for public municipal purposes and the best interest of the public shall be served in selling said property by public sale to the highest bidder at or above the minimum price set forth above with Town Council reserving the right to accept or reject or otherwise remove any lot from sale. The public sale shall take place on Monday, May 14, 2018, at 10:00 AM at the municipal building located at 100 Central Avenue, Hammonton, NJ 08037. Bids shall be received by the Town Clerk in accordance with the procedures to be announced by the Town Clerk. A deposit by certified check, bank check or money order made payable to the Town of Hammonton in an amount not less than ten percent (10%) of the bid must be paid by the successful bidder at the time of the sale. The balance of the bid amount shall be paid by certified check, bank check or money order made payable to the Town of Hammonton at closing which shall occur not later than forty-five (45) days following acceptance of the bid by Town Council. The Clerk may by announcement made at the time and place scheduled for the public sale adjourn the sale to another date and time and such announcement shall be deemed adequate notice to all interest parties. Any person bidding on behalf of a corporation or company must submit a copy of a Resolution of the corporation or company authorizing the bidder to bid on the property on behalf of the corporation or company. A person bidding on behalf of a partnership or using a trade name must submit a copy of the certificate of trade name and a letter of authorization from the other partners, if any.

All bids shall be referred to Town Council for review and final approval pursuant to N.J.S.A. 40A:12-13 and the Town reserves the right to accept the highest bid or to reject any and all bids for any property. The deposits with respect to any unsuccessful bid and any rejected bid shall be returned.

The successful bidder shall be responsible for the cost of preparation of the deed of conveyance and any related documents for the transfer of title, not to exceed \$250.00. The costs of preparation of the deed of conveyance and related documents for the transfer of title must be paid by certified check, bank check or money order made payable to the Town of Hammonton and provided to the Town of Hammonton within ten (10) days of the date of sale. The successful bidder shall be responsible for the recording of the deed and for the cost of such recording.

A bargain and sale deed without covenants shall be delivered at the office of the Town Clerk on or before forty-five (45) days after Council approval of the sale. The Mayor and Town Clerk are hereby authorized to execute said deed and other conveyance documents and the Town Attorney is authorized to prepare such deed and documents.

In addition to the terms and conditions set forth herein, the successful bidder agrees to the imposition of the following conditions by the Town:

In the event that the successful bidder fails to close title, the bidder agrees to forfeit to the Town any and all monies deposited with the Town.

The Town does not warrant or certify title to the property and in no event shall the Town be liable for any damages to the successful bidder if title is found defective or marketable for any reason, and the bidder waives any and all rights and damages or by way of liens against the Town, the sole remedy of the bidder being the right to receive a refund prior to closing of title of the deposit paid. It is the right of the successful bidder to examine title prior to closing. In the event of closing and a later finding of a defect of title, the Town shall not be required to refund any money or correct any defect in title and shall not be held liable for damages. Acceptance of an offer to purchase shall constitute a binding agreement by the bidder and the successful bidder shall be deemed obligated to comply with the terms and conditions contained herein.

The deed of conveyance shall be subject to all matters of record which may affect title, what an accurate survey would reveal, the Ordinances of the Town of Hammonton, and the reservation of an easement for all natural constructive drainage systems, swales, pipes, drains, inlets, waterways and other easements, if any, on the land and a continued right of maintenance and flow thereof. The Town shall be without obligation to provide access, public or private, or to provide any improvements.

The land being conveyed is an undersized lot and may not be developed separately for residential or other purposes and, if applicable, must be merged with the contiguous land owned by the bidder. The deed of conveyance shall contain a restriction governing the subject property that, if applicable, neither it nor the property with which it is consolidated shall thereafter be subdivided. The deed will also contain a further covenant that neither the purchaser nor any future owner or potential developer of the lot may ever in any manner, directly or indirectly, assert a claim against the Town of Hammonton based upon the inability to develop or use the lot including, but not limited to, a claim for inverse condemnation or damages of any kind.

The Town makes no warranties whatsoever regarding said lands and assumes no responsibility for environmental conditions, known or unknown, regarding said lands. The bidder shall be responsible for the exercise of due diligence in determining the condition of the land, including but not limited to, the determination of any title conditions, environmental conditions, zoning and development restrictions and any other condition or restriction that might impact the use of the land.

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

The Town Clerk shall file with the Director of Local Government Services in the Department of Community Affairs, sworn affidavits verifying the publications of the advertisements required by N.J.S.A. 40A:12-13(a).

Bidding may be made by an individual, corporation or other entity. Bids may also be submitted by a prospective purchaser's attorney, real estate agent or broker or other duly authorized representative. However, no commission shall be paid by the Town of Hammonton to any real estate agent or broker or other representative in connection with any sale.

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

All potential sales are subject to final approval by Town Council. This includes the right of Town Council to remove a property from the sale list at any time and to terminate any sale up to the time of the issuance of a deed to the purchaser. If terminated, any monies paid by a successful bidder will be refunded.

The Town reserves the right to waive any and all defects, informalities and irregularities in any bid. The Town further reserves the right to reject all bids in each instance where the highest bid is not accepted and to, in its discretion, re-advertise the property for sale. No bid shall be considered finally accepted until confirmed by Town Council.

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.

Motion by Council Person Rodio Second Giraldo

The Ordinance has passed 1st reading and is given legal publication for 2nd reading.

ROLL CALL

Councilperson:

Furgione - Yes

Giraldo - Yes

Gribbin - Yes

Rodio - Yes

Sacco- Yes

Torrissi - Absent

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

Introduction by title only Ordinance #017-2018 Vacating Land

AN ORDINANCE VACATING A PORTION OF COMMERCE WAY IN THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC (WITHIN SAID BOUNDS 0.587 ACRES)

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

WHEREAS, in the Town of Hammonton, within the Industrial Park ("M-1") Zoning District, there exists a municipal roadway, known as Commerce Way, which terminates on property that is owned by the Town of Hammonton, known as Block 1201, Lot 45; and

WHEREAS, in order to accommodate the development of, and access to, properties within the M-1 Zoning District along Commerce Way, it would be advantageous and beneficial to the Town of Hammonton to vacate a portion of the Commerce Way right of way to facilitate that development; and

WHEREAS, the portion of Commerce Way desired to be vacated is shown on a plan entitled, "Lot 45 Exhibit" prepared by Schaeffer Nasser Scheidegg, dated March 26, 2018, attached hereto as Exhibit "A," and more particularly described in the metes and bounds description prepared by Schaeffer Nasser Scheidegg, dated April 5, 2018, attached hereto as Exhibit "B" ; and

WHEREAS, the Mayor and Common Council have determined, pursuant to N.J.S.A. 40:67-1(b), that it is in the public interest to vacate a portion of Commerce Way as it currently exists on Block 1201, Lot 45; and

WHEREAS, pursuant to N.J.S.A. 40:67-1(b), the Town of Hammonton expressly reserves and excepts from vacation all rights and privileges possessed by municipal utilities and public utilities, as defined in N.J.S.A. 48:2-13, and any cable television company, as defined in the "Cable Television Act," (N.J.S.A. 48:5A-1 et seq.) to maintain, repair and replace their existing facilities in, adjacent to, over or under the vacated portion of Commerce Way; and

WHEREAS, the Town of Hammonton Municipal Engineer has reviewed the proposed vacation of the Commerce Way right of way and finds that same are consistent with the public interest, and that it is in the best interest of the municipality;

WHEREAS, the portion of Commerce Way to be vacated is bounded to the South by property owned by Kramer Beverage Real Estate, LLC and to the North by property owned by the Town of Hammonton;

WHEREAS, the interests of the public will be served by this vacation, since the portion of Commerce Way is unnecessary for public transportation or any other municipal purposes and the vacation will lead to the improvement of the property in the surrounding areas without any detriment to the interests of the public.

NOW, THEREFORE BE IT ORDAINED by the Mayor and Common Council of the Town of Hammonton as follows:

Pursuant to N.J.S.A. 40:67-1(b), the portion of Commerce Way described in Exhibit "A" is hereby vacated, subject only to the express reservation by the Town from the vacation, all rights and privileges possessed by public utilities, as defined in N.J.S.A. 48:2-13, and by any cable television company, as defined in the "Cable Television Act," (N.J.S.A. 48:5A-1 et seq.), to maintain, repair and replace their existing facilities in, adjacent to, over or under the street, or any part thereof to be vacated. In addition, the Town of Hammonton expressly reserves for itself, the right to inspect, replace and maintain stormwater facilities to facilitate and improve over and under ground flow and drainage of stormwater.

Pursuant to N.J.S.A. 40:49-2 and N.J.S.A. 40:49-6, the Town Clerk shall cause this Ordinance to be published, together with notice of its introduction in a newspaper published and circulated within the Town of Hammonton, if there be one, and if not, in a newspaper printed in Atlantic County and circulating in the Town of Hammonton, once, not less than (10) ten days prior to the time fixed for Second Reading and final passage.

The Town Clerk shall, at least one (1) week prior to the time fixed for final passage of such Ordinance, mail a copy thereof, together with a notice of the introduction thereof, and the time and place when and where the Ordinance will be further considered for final passage, to every person whose lands may be affected by the Ordinance or any assessment which may be made in pursuance thereof, pursuant to N.J.S.A. 40:49-6.

Upon final passage after Second Reading, the Town Clerk shall forthwith file a certified copy of the Ordinance in the office of the Town Clerk.

The Town Clerk shall, within sixty (60) days after this Ordinance becomes effective, file a certified copy of this Ordinance vacating the portion of Commerce Way, together with a copy of the proof of publication thereof, with the Office of the Atlantic County Clerk pursuant to N.J.S.A. 40:67-21.

All Ordinances or parts of Ordinances in conflict with this Ordinance or any part of it are hereby repealed as to the conflicting portion or portions, and this Ordinance shall take effect after final passage and publication with notice of the date of passage, according to law.

" Ordinance by Title Only "Town of Hammonton Vacating a Portion of Land on Commerce Way in the Town of Hammonton with .587 Acres as Existing lot 45".

Motion by Council Person Rodio Second Giraldo

The Ordinance has passed 1st reading and is given legal publication for 2nd reading.

ROLL CALL

Councilperson:

Furgione - Yes

Giraldo - Yes

Gribbin - Yes

Rodio – Yes

Sacco- Yes

Torrissi - Absent

Mayor DiDonato – Yes

Mayor DiDonato declares motion is carried

Introduction by title only Ordinance #018-2018 Exchange of Property

AN ORDINANCE AUTHORIZING THE EXCHANGE OF A PART OF LOTS 44 & 45 OF BLOCK 1201 WHICH IS OWNED BY THE TOWN OF HAMMONTON IN RETURN FOR LOT 1.01, BLOCK 1201

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

WHEREAS, Block 1201, Lots 44 & 45 are owned by the Town of Hammonton (the "Town"); and

WHEREAS, Block 1201, Lot 1.01 (the "Kramer Parcel") is owned by Kramer Beverage Real Estate 2, LLC ("Kramer"); and

WHEREAS, the Town is desirous of acquiring the "Kramer Parcel, which is 4.63 acres in size by way of an exchange with Kramer of a 6.902 acre portion of Block 1201, Lot 44 and a 0.587 acre portion of Block 1201, Lot 45 (together, the "Town Parcel"), as shown on a plan entitled, "Subdivision Plan, Block 1201, Lots 44 & 45, Town of Hammonton, Atlantic County, NJ," prepared by Schaeffer Nasser Scheidegg, dated March 28, 2018, attached hereto as Exhibit "A;" and

WHEREAS, the Town is desirous of obtaining the Kramer Parcel for public use, namely, because it has improved access to municipal roadways along Second Road and Commerce Way and represents better opportunity for use by the Town and opportunity for revenues associated with the existing cellular communications tower on the Kramer Parcel; and

WHEREAS, the Town is desirous of achieving the public purpose for which it has historically held the Town Parcel, namely to facilitate the development of properties along the municipal roadway, known as Commerce Way, for uses compatible with the industrial park in that area of the Town; and

WHEREAS, the Town is desirous of creating developable property along Commerce Way to provide valuable ratable development and desires to convey to Kramer the Town Parcel as shown on Exhibit "A" (the "Town Parcel") in return for the Kramer Parcel; and

WHEREAS, the acquisition of the Kramer Parcel is beneficial to the Town, and is more advantageous to the Town, than the retention of the Town Parcel which consists of unused right of way and vacant property; and

WHEREAS, for all of the reasons set forth herein, this exchange of land, serves the public interest and is authorized by N.J.S.A. 40A:12-16; and

WHEREAS, the Town Parcel is not currently used as a public highway or public place; and

WHEREAS, the value of the Kramer Parcel, including the present value of the lease payments for the existing cellular tower located on the Kramer Parcel as determined by the Town Tax Assessor, is \$324,800.00; and

WHEREAS, the value of the Town Parcel, as determined by the Town Tax Assessor, is \$70,578.00; and

WHEREAS, the value of the Kramer Parcel is greater than the value of the Town Parcel.

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

Ownership of the Town Parcel shall be exchanged for ownership of the Kramer Parcel pursuant to the requirements and procedures set forth in the Local Lands and Buildings Law (N.J.S.A. 40A: 12-16), subject to the following conditions:

The value of the Town Parcel being equal to (or greater than) the value of the Kramer Parcel, there shall be no cash consideration. Kramer shall obtain Subdivision Approval from the Town of Hammonton Combined Planning Board, and other required governmental approvals (the "Subdivision") to allow the subdivision of Block 1201, Lots 44, 45, 46 & 54, in order to allow the creation of Proposed Lots 44, 45 & 46, all as shown on Exhibit "A". Upon the perfection of the Subdivision, The Town will convey the Town Parcel, which will then be a part of Block 1201, Proposed Lot 46, to Kramer. Proposed Lot 46 will be entirely owned by Kramer.

Upon the perfection of the Subdivision, Kramer will convey the Kramer Parcel to the Town. The Kramer Parcel (Lot 1.01) will be entirely owned by the Town.

The metes and bounds descriptions of Proposed Lots 44, 45 & 46, are subject to the approval of the Town and its Professional Engineers.

Upon the effective date of this Ordinance, the Mayor of the Town of Hammonton is hereby authorized to sign an Agreement to Exchange Property to effectuate the exchange of land as set forth herein.

Pursuant to N.J.S.A. 40:49-2 and N.J.S.A. 40:49-6, the Town Clerk shall cause this Ordinance to be published verbatim, together with notice of its introduction in a newspaper published and circulated within the Town of Hammonton, if there be one, and if not, in a newspaper printed in Atlantic County and circulating in the Town of Hammonton, once, not less than one (1) week prior to the time fixed for Second Reading and final passage.

All Ordinances or parts of Ordinances in conflict with this Ordinance or any part of it are hereby repealed as to the conflicting portion or portions, and this Ordinance shall take effect after final passage and publication according to law.

“ Ordinance by Title Only “Authorizing the exchange of a portion of land owned by the Town of Hammonton located on Lots 44 and 45, Block 1201, for property Owned by Kramer Beverage located at lot 1.01 Block 1201”.

Motion by Council Person Rodio Second Giraldo

The Ordinance has passed 1st reading and is given legal publication for 2nd reading.

ROLL CALL

Councilperson:

Furgione - Yes

Giraldo - Yes

Gribbin - Yes

Rodio – Yes

Sacco- Yes

Torrissi - Absent

Mayor DiDonato – Yes

Mayor DiDonato declares motion is carried

Resolution #048-2018 Execute Application for Kramer Beverage Subdivision

RESOLUTION AUTHORIZING SIGNATORIES ON
SUBDIVISION PLAN WITH KRAMER BEVERAGE
AND THE TOWN OF HAMMONTON ON ALL FORMS AND APPLICATIONS

WHEREAS, Kramer Beverage and the Town of Hammonton requires certification from the governing body as to the signatory or representative to endorse the Subdivision Plan / agreement between Kramer Beverage and the Town of Hammonton; and

WHEREAS, since the approval of the plans / agreements requires the Town of Hammonton's endorsement on various forms and/or applications pertaining to aforementioned;

NOW, THEREFORE, BE IT RESOLVED that the Town of Hammonton hereby certifies that the mayor or deputy mayor be authorized to endorse forms and/or applications with Kramer Beverage on behalf of the Town of Hammonton. Solicitor has resolution (Will add once completed).

Motion by Council Person Rodio Second Giraldo

ROLL CALL

Councilperson:

Furgione - Yes

Giraldo - Yes

Gribbin - Yes

Rodio – Yes

Sacco- Yes

Torrissi - Absent

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

PWM/BUSINESS ADMINISTRATOR REPORT

1. Break Point Law/Community Champions collections of unpaid registration fees within pay to play guidelines

Motion by Council Person Rodio Second Sacco

ROLL CALL

Councilperson:

Furgione - Yes

Giralo - Yes

Gribbin - Yes

Rodio – Yes

Sacco- Yes

Torrissi - Absent

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

- 1a. Researching a collection Agency for outstanding court fees.

2. Hire Phiscon Enterprises for fire suppression consulting and design of Town owned building not to exceed \$2500.

Motion by Council Person Rodio Second Furgione

ROLL CALL

Councilperson:

Furgione - Yes

Giralo - Yes

Gribbin - Yes

Rodio – Yes

Sacco- Yes

Torrissi - Absent

Mayor DiDonato – Yes

Mayor DiDonato declares motion is carried

3. Ocean Computers to service new police hardware and take over Town email/website management \$1,500 Monthly

Motion by Council Rodio Second Furgione

ROLL CALL

Councilperson:

Furgione - Yes

Giralo - Yes

Gribbin - Yes

Rodio – Yes

Sacco- Yes

Torrissi - Absent

Mayor DiDonato – Yes

Mayor DiDonato declares motion is carried

4. Lake Stocking –

- a. Pre-Season 3/19 to 4/8 (580 trout)

- b. Week 4/9 is opening day/week TOTAL 1870

- c. State funding will remain flat, but we will get 50 more trout this year.
- 5. Bulky – April 2 - April 6
- 6. Brush – April 9 – April 13
- 7. Household trash will be picked up on Friday 3/30 (Good Friday)
- 8. Household trash for 4/2 will be picked up on 4/3

TOWN CLERK REPORT

- 1. Authorize New Member Michael Ruberton III Fire Co #2 Effective date March 14, 2018. Approved at Fire Company Meeting on March 14, 2018
- 2. Approve Contract Joint Municipal Court Judge. April 9-2018 to April 8, 2019. 1 year Contract
- 3. Approval to waive fire inspection fee for the Food Truck Event June 9-2018.
- 4. Approve additional title for Ryan Finn Dispatcher, "Class 1 Police Officer" Same rate of pay, no additional hours.
- 5. Change meeting date for May Council meeting from May 14 to May 21st. Due to budget adoption of 28 days between introduction and adoption.
- 6. Approval of Payment for Town's Escrow for COAH litigation to Fitzgerald & McGoarty Attorney's \$2,500.00.

Motion by Council Person Gribbin Second Giraldo
Items 1 to 6 are approved

ROLL CALL

Councilperson:
Furgione - Yes
Giraldo - Yes
Gribbin - Yes
Rodio – Yes
Sacco- Yes
Torrissi - Absent
Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

APPROVE BILL LIST & PURCHASE ORDERS

Motion by Council Person Gribbin Second Rodio

ROLL CALL

Councilperson:
Furgione – Yes, to all but payment to vendor #08898
Giraldo - Yes, to all but payment to vendor #08898
Gribbin - Yes
Rodio – Yes
Sacco- Yes
Torrissi - Absent
Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

NEW BUSINESS

ORDINANCES FOR INTRODUCTION

Introduction Ordinance # 013-2018 Amending Chapter 144 Section 15 Non- Life Hazard Uses Inspection Fees

AN ORDINANCE AMENDING Chapter 144 Section 15
Non-Life Hazard Uses Inspection

BE IT ORDAINED by the Mayor and Common Council of the Town of Hammonton, County of Atlantic, State of New Jersey that Chapter 144 section 15 is amended to include:

- (2) The following building or structure, if classified as non-life hazard, although not exempt from registration or inspection, will be exempt from paying an inspection fee pursuant to the Act. Add the following:

(f) All Inspections must be performed every 5 years.

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

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

Motion by Council Person Giraldo Second Sacco

The Ordinance has passed 1st reading and is given legal publication for 2nd reading.

ROLL CALL

Councilperson:

Furgione - Yes

Giraldo - Yes

Gribbin - Yes

Rodino - Yes

Sacco - Yes

Torrissi - Absent

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

Introduction Ordinance #014- 2018 Fixing Certain Salaries of Employees of the Town of Hammonton

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

BE IT ORDAINED by the Mayor and Council of the Town of Hammonton, County of Atlantic, State of New Jersey that the salaries, education stipend, cell phone reimbursement, sick time, vacation time, personal time, holidays, longevity shall apply to officials listed on this ordinance for years 2018 to 2021 per Town code and individual contract. Salary minimum and maximums are as follows:

<u>Title</u>	<u>Minimum</u>	<u>Maximum</u>
Hammonton Municipal Court Administrator	\$ 57,730.00	\$ 64,033.54

BE IT FURTHER ORDAINED that the specific salary for any municipal employee shall be set forth by appropriate salary resolution.

BE IT FURTHER ORDAINED that this ordinance shall take effect after final passage and publication according to law and its provisions shall be retroactive to March 15, 2018 through December 31, 2021.

Brief discussion on court fees for the coming year

Motion by Council Person Gribbin Second Giraldo

The Ordinance has passed 1st reading and is given legal publication for 2nd reading.

ROLL CALL

Councilperson:

Furgione - Yes

Giraldo - Yes

Gribbin - Yes
Rodio – Yes
Sacco- Yes
Torrissi - absent
Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

Introduction Ordinance #015- 2018 Fixing Certain Salaries of Employees of the Town of Hammonton

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

BE IT ORDAINED by the Mayor and Council of the Town of Hammonton, County of Atlantic, State of New Jersey that the salaries, education stipend, cell phone reimbursement, sick time, vacation time, personal time, holidays, longevity shall apply to officials listed on this ordinance for the year April 9, 2018 to April 8th 2019, per Town code and individual contract. Salary minimum and maximums are as follows:

<u>Title</u>	<u>Minimum</u>	<u>Maximum</u>
Hammonton Municipal Court Judge	\$ 29,000.00	\$ 45,000.00

BE IT FURTHER ORDAINED that the specific salary for any municipal employee shall be set forth by appropriate salary resolution.

BE IT FURTHER ORDAINED that this ordinance shall take effect after final passage and publication according to law and its provisions and new rate shall take effect April 9, 2018.

Motion by Council Person Gribbin Second Giraldo

The Ordinance has passed 1st reading and is given legal publication for 2nd reading.

ROLL CALL

Councilperson:

Furgione - Yes

Giraldo - Yes

Gribbin - Yes

Rodio – Yes

Sacco- Yes

Torrissi - absent

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

RESOLUTIONS

Resolution #037-2018 Tax Refund

RESOLUTION #037-2018
Tax Refund Resolution

WHEREAS, the following accounts need to have amounts credited, transferred, cancelled, Refunded, or changed.

B&L	NAME	ADDRESS	AMOUNT	ACCT.	REASON	PER
4912-1-C0107	Raso	107 Jamestown	925.65	tax	Refund overpayment	Rosie

WHEREAS, the above amounts have been corrected in the utilities screen's and or tax Screen to show the correct amount due. However, a requisition form will not be presented for any refunds until approval by Mayor and Council; and

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

NOW THEREFORE BE IT RESOLVED by mayor and council to authorize and direct the Tax Collector to take the above said action.

Resolution #038-2018 Recycling Tonnage Grant Application

RESOLUTION NAMING
CERTIFIED RECYCLING PROFESSIONALS,
AND AUTHORIZING GRANT APPLICATION
FOR RECYCLING TONNAGE GRANT FOR YEAR 2017

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, or Jerry Barberio Certified Recycling Professionals, are herein designated as the individuals 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 or Jerry Barberio Certified Recycling Professionals, 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 FUTHER RESOLVED that the Mayor, Town Clerk, Scott Rivera, Certified Recycling Professional, and Jerry Barberio Certified Recycling Processional are hereby authorized to execute any and all documents in furtherance of this Resolution

Resolution #039-2018 Taxi Cab Operator License

RESOLUTION AUTHORIZING A TAXI CAB / TAXI OPERATOR LICENSE
IN THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC, STATE OF NEW JERSEY

WHEREAS, it is a requirement of the Mayor and Common Council of the Town of Hammonton, County of Atlantic and State of New Jersey that in the matter of the authorization and issuance of Taxicab License and Taxi Operator License, a resolution be adopted, which resolution shall specifically determine and name the person(s) adjudged to be entitled to such licenses.

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 following named person(s) be and are hereby adjudged to be entitled to a Taxicab License:

Jose R. Arrobo Jimenez
Shelia C. Mejias

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

1. That the Municipal Clerk and/or the Business Administrator of the Town of Hammonton may renew this taxicab license annually upon payment of municipal taxicab license fee, receipt of updated certificate of insurance and approval of police background check for additional operators working for Taxi Cab Licensee.
2. That the Municipal Clerk and/or the Business Administrator may add or remove taxi operator's for above referenced taxi cab license, as requested by the taxicab license owner, upon payment of municipal taxi operator fee and approval of police background check.

Resolution #040-2018 Authorize the Our Lady Mt Carmel Procession, Carnival and Fireworks

AUTHORIZE THE "FEAST OF OUR LADY OF MT. CARMEL" PROCESSION, CARNIVAL & FIREWORKS

WHEREAS, July 10th through July 16th is the scheduled date for the Lady of Mt. Carmel carnival and events in the Town of Hammonton; and

WHEREAS, the Mt. Carmel Society has requested assistance of the Town of Hammonton Police Department and the closing of Tilton Street aka "Mt. Carmel Lane" (between French and Pratt) and Third Street (between Pratt and Pleasant) during the week of the carnival; and

WHEREAS, July 16th is the scheduled date for processions, (times may vary at discretion of Hammonton Police Chief) and the Mt. Carmel Society requests police patrol and road closures of the following streets and times:

8:00 a.m. procession

From Mt. Carmel Hall east on Tilton Street to Bellevue Avenue
Continue south on Bellevue Avenue to east S. Third Street/Central Avenue Crossing
Continue west on S. Third Street/Central Avenue Crossing to Pratt Street
Continue north of Pratt Street to Tilton Street
Continue west on Tilton Street to place of origin

4:00 p.m. procession

From St. Mary of Mt. Carmel Church west (N. Third Street to Fairview Avenue)
Continue south on Fairview Avenue to N. Egg Harbor Road
Continue east on N. Egg Harbor Road to Bellevue Avenue (Route 54)
Continue north on Bellevue Avenue to N. Third Street
Conclude west on N. Third Street and conclude procession at place of origin

WHEREAS, July 16th is the scheduled date for fireworks event, there will be no rain date

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON that the Lady of Mt. Carmel carnival, procession and fireworks are approved along with police traffic patrol and trash cleanup contingent upon the following:

1. Filing of necessary insurance certificate by Mt. Carmel Society.
2. Filing of required State and County road closure approvals with the Town Clerk's office.
3. Contacting Police Chief and Public Works Manager 2 months prior to event.

Resolution #041-2018 Professional Services Contract Court Prosecutor

RESOLUTION CHANGING THE AMOUNT OF PROFESSIONAL SERVICES CONTRACT FOR THE HAMMONTON JOINT MUNICIPAL COURT PROSECUTOR FOR THE YEAR 2018

WHEREAS, N.J.S.A. 19:44A-20.4 provides for an Open and Fair Process through Requests for Proposals, and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq) requires that the Resolution authorizing the award of contracts for "Professional Services", must be publicly advertised.

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

That Prosecutor has agreed to provide services to the Town for the sum of \$35,000.00 with an inception date of April 9 2018 annually; the Purchasing Agent is authorized to seek RFQ's for the Court Prosecutor position during the term of this contract.

Should the prosecutor miss a regularly scheduled court session, for any reason including a conflict, each session(s) shall be docked at a rate of \$729.17.

That the Prosecutor shall be available as consultant to the Officials of the Town of Hammonton and render such legal assistance as may be necessary during contract term.

That this contract is awarded as a "Professional Service", under the provisions of the Local Public Contracts Laws and the New Jersey Local Unit Pay to Play Law.

That the attached certification showing availability of funds and specifying the exact line item appropriations which shall be charged is incorporated herein and attached hereto as though set forth herein in verbatim.

Resolution #042-2018 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 are authorized as approved by the respective Department Heads of the Town of Hammonton:

Michael and Jennifer Delfiandra	\$ 378.75	P/B Escrow Funds
Kathryn Velardi	\$ 22.07	Dental Refund

Resolution #043-2018 Appoint Joint Municipal Court Judge - Frank J. Raso Esquire

RESOLUTION OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC
RECOMMENDING TO THE HONORABLE PHIL MURPHY, GOVERNOR OF THE STATE OF NEW JERSEY, THE APPOINTMENT OF FRANK J. RASO, ESQUIRE, P.C. AS JOINT MUNICIPAL COURT JUDGE

WHEREAS, there has hereto been established pursuant N.J.S.A. 2A:8-3 an inter-municipal Court for the Town of Hammonton and the Borough of Folsom, Atlantic County, New Jersey; and

WHEREAS, N.J.S.A. 2A: 8-5 requires that the position of Judge of an Inter-municipal court shall be filled by the nomination and appointment of the Governor of the State of New Jersey with the advice and consent of the Senate and State; and

WHEREAS, the Governor and the Senate have yet to act on this existing appointment,

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Town of Hammonton, County of Atlantic and State of New Jersey, that it unanimously supports a recommendation to the Honorable Phil Murphy, Governor of the State of New Jersey, of the appointment of Frank J. Raso, Esquire, P.C. as the Municipal Judge for the Town of Hammonton

and Borough of Folsom Inter-Municipal Court, in accordance with N.J.S.A. 2A: 8-5, which appointment is respectfully requested.

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be forwarded to the Honorable Phil Murphy, Governor for his immediate consideration in filling the position aforesaid by recommendation to the Senate of the State of New Jersey.

Resolution #044-2018 Award Fire Suppression System Designer/Engineer

RESOLUTION AWARDING PROFESSIONAL SERVICES
CONTRACT TO PHISCON ENTERPRISES, INC.

WHEREAS, the Town of Hammonton desires to retain the services of Phiscon Enterprises for the purpose of Fire Suppression System Designer/Consultant for a project located at the Hammonton Municipal Airport; and

WHEREAS, the Town of Hammonton did advertise for Request for Qualifications and Phiscon Enterprises, Inc. was the only vendor to submit qualifications; and

WHEREAS, Phiscon Enterprises, INC. qualifies as a professional providing the services requested by the Town of Hammonton; and

WHEREAS, N.J.S.A. 40A:11-1 et seq. requires that the resolution authorizing the awarding of the contract for professional services without competitive bidding and the contract itself must be available for public inspection.

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 a professional services contract be entered into with Phiscon Enterprises, INC. with offices located at 121 West Merchant Street Audubon New Jersey, 08106. With the Following fee Schedule:

Engineering and Design Services:

Engineer \$200.00 Per Hour
Designer \$100.00 Per Hour
CAD Operator: \$ 50.00 Per Hour
Clerical: \$ 35.00 Per Hour

BE IT FURTHER RESOLVED that the contract is awarded without competitive bidding as a professional services contract in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Laws as Phiscon Enterprises, INC. does maintain the required knowledge and expertise as required under the statutes of the State of New Jersey; and

BE IT FURTHER RESOLVED that the Mayor of the Town of Hammonton is authorized to execute a contract with Phiscon Enterprises, INC. on behalf of the Town of Hammonton; and

BE IT FURTHER RESOLVED that a notice of this action taken by Mayor and Council shall be printed once in the designated newspaper for legal publications for the Town of Hammonton.

RESOLUTION #045-2018 Authorizing 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 4th, 2018 with the following road closures beginning at 10:00 a.m. and ending at 1:00 p.m.:

Egg Harbor Road to Orchard Street
Bellevue Avenue to Thirst Street

WHEREAS, the Town of Hammonton will provide necessary services for the July 4th 2018 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 4th, 2018 Independence Day Event is approved.

Resolution #046-2018 Approval of Expansion of Premises Annata Wine Bar

A RESOLUTION GRANTING A PLACE TO PLACE "EXPANSION OF PREMISE"
FOR ABC – TRINITY VINTNERS INVESTMENT HOLDINGS LLC T/A ANNATA WINE BAR

WHEREAS, an application has been filed for a place-to-place transfer of Plenary Retail Consumption License # 0113-33-013-018 , 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 April 1, 2018, the expansion of the aforesaid Plenary Retail Consumption Licensed premises located at 216 Bellevue Avenue Hammonton, NJ 08037 to place under license the area delineated in the application form and the sketch of the licensed premises attached thereto.

Resolution #047-2018 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>
Recreation Operating Exp.	\$10,000.00

Motion by Council Person Giraldo Second Sacco
Resolutions 37 to 47 are adopted.

ROLL CALL

Councilperson:

Furgione - Yes

Giraldo - Absent

Gribbin - Yes

Rodio – Yes

Sacco- Yes

Torrissi - Absent

Mayor DiDonato – Yes

Mayor DiDonato declares motion is carried

Food Truck Presentation Tacos El Carbon

Lengthy discussion on use of food truck at current location.

Motion by Council Person Giraldo Second Rodio

Food Truck License is approved with the following conditions:

- 1) No on-site parking
- 2) No permanent structure
- 3) No seating on location
- 4) Can not block site Triangle

ROLL CALL

Councilperson:

Furgione - Yes

Giraldo - Yes

Gribbin - Yes

Rodio - Yes

Sacco- No

Torrissi - absent

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

Motion by Council Person Sacco Second Rodio

Food Truck seating, Allow 3 picnic tables on location

ROLL CALL

Councilperson:

Furgione - No

Giraldo - Yes

Gribbin - No

Rodio - Yes

Sacco- Yes

Torrissi - Absent

Mayor DiDonato - No

Motion for seating with 3 picnic table at food truck location is denied.

PUBLIC HEARD

Joe Caruso 52 Main Road asked about project on Cedar Branch Stream. Wanted a timeframe

MEETING ADJOURNED

Motion by Council Person Giraldo Second Sacco