

Regular Meeting of Mayor and Council – May 21, 2018
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 - Present

Giralo - Present

Gribbin - Present

Rodio- Present

Sacco - Present

Torrissi – Present

Mayor DiDonato - Present

PRESENT ALSO

Michael Malinsky, Town Solicitor

Jerry Barberio, Public Works Manager/Business Administrator

EXECUTIVE SESSION Resolution #062-2018

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 – Present

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.

Each person who wishes to address Council will be allotted 5 minutes.

PLEDGE OF ALLEGIANCE

PUBLIC HEARD FOR AGENDA ACTION ITEMS

No one from public heard

APPROVAL OF MINUTES

Executive Minutes April 23, 2018

Council Minutes April 23, 2018

Motion by Council Person Gribbin Second Giraldo
Minutes are approved

ROLL CALL

Councilperson:

Furgione - Yes

Giraldo - Yes

Gribbin - Yes

Rodio – Yes

Sacco- Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

Presentation

- 1) Atlantic Care - Christine Cornell spoke about the new program "End of Life Wishes" there will be a meeting at the canoe club on July 24th from 7 pm to 8 pm
- 2) Anthony Decicco Utility Superintendent gave update on drip irrigation system and new valve on Boyer Ave
- 3) Councilperson Tom Gribbin gave proclamation to Mains Street for 25 years
- 4) Mayor spoke about moving mailboxes on Moss Mill Road to the side of the houses. Check mailboxes Town wide to ascertain which mailboxes should be moved for the safety of out residents, and send a letter to postmaster asking to do so.

Motion by Council Person Gribbin Second Giraldo

Approval to send letter to postmaster in Bellmawr and Hammonton asking for mailboxes to be relocated to safer location throughout the Town of Hammonton

ROLL CALL

Councilperson:

Furgione - Yes

Giraldo - Yes

Gribbin - Yes

Rodio – Yes

Sacco- Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

- 5) Food Truck John Lyons – truck will be located at block 2421 lot 6. Hours of operation will be from 5:30 am to 9:00pm. No parking, tables or benches.

Motion by Council Person Torrissi Second Giraldo

Approval of Food truck on Block 2421 and Lot 6. No tables, chairs or benches or parking on premises.

ROLL CALL

Councilperson:

Furgione - Yes

Giraldo - Yes

Gribbin - No

Rodio – Yes

Sacco- Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

6) Leon Costello Auditor from Ford Scott gave budget presentation.

DISPENSE WITH REGULAR ORDER OF BUSINESS

Introduction Ordinance #022-2018 Establish a CAP Bank

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

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

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

WHEREAS, the Town Council of the Town of Hammonton in the County of Atlantic finds it advisable and necessary to increase its CY 2018 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Town Council hereby determines that a 1.0% increase in the budget for said year, amounting to \$94,410.32 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

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

NOW THEREFORE BE IT ORDAINED, by the Town Council of the Town of Hammonton, in the County of Atlantic, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2018 budget year, the final appropriations of the Town of Hammonton shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$330,436.12, and that the CY 2018 municipal budget for the Town of Hammonton be approved and adopted in accordance with this ordinance; and,

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

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

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

Motion by Council Person Gribbin Second Torrissi

The Ordinance was voted against. No further action to be taken

ROLL CALL

Councilperson:

Furgione - No

Giralo - No

Gribbin - No

Rodio - No

Sacco- No

Torrissi - No

Mayor DiDonato - No

Motion is denied, no further action on Ordinance

Resolution #063-2018 Temporary Capital Budget

TOWN OF HAMMONTON
TEMPORARY CAPITAL BUDGET

WHEREAS, the need has arisen to introduce bond ordinances to provide funds for Various Road Improvements, Reconstruction of 2nd Road, Reconstruction of 14th Street, and Purchase of 224 Vine Street from the General Capital Fund, including all appurtenances necessary and related thereto, and;

WHEREAS, the regulations of the Local Finance board (N.J.A.C. 5:30-4.3(b)) of the Division of Local Government Services, Department of Community Services requires that the municipality adopt a temporary capital budget if a bond ordinance is to be passed prior to the adoption of the Annual Capital Budget, and;

WHEREAS, the ordinance provides a total appropriation as follows:

<u>Description</u>	<u>Total</u>	<u>Debt Authorized</u>	<u>Grants</u>	<u>CIF Down payment</u>
Various Road Improvements	\$1,000,000	\$950,000		\$50,000
Reconstruction of 2nd Road	722,000	288,800	\$418,000	15,200
Reconstruction of 14 th St	419,500	27,075	391,000	1,425
Purchase of 224 Vine St	<u>150,000</u>	<u>142,500</u>	<u> </u>	<u>7,500</u>
	<u>\$ 2,291,500</u>	<u>\$ 1,408,375</u>	<u>\$809,000</u>	<u>\$74,125</u>

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Town of Hammonton, County of Atlantic that:

- (1) a Temporary Capital Budget is hereby created for the following:

<u>General Capital Fund</u>	
Various Road Improvements	\$ 1,000,000
Reconstruction of 2nd Road	722,000
Reconstruction of 14 th Street	419,500
Purchase of 224 Vines Street	150,000

- (2) the project will be included in the Annual Capital Budget, and
- (3) one certified copy shall be forwarded to the Director of the Division of Local Government Services immediately after passage.

Motion by Council Person Sacco Second Rodio
Resolution #063-2018 is adopted

ROLL CALL

Councilperson:
Furgione - Yes
Giralo - Yes
Gribbin - Yes
Rodio - Yes
Sacco- Yes
Torrissi - Yes
Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

RESOLUTION #064-2018 Self Examination of Budget

SELF-EXAMINATION OF BUDGET RESOLUTION

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

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

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 through 7.5, the Town of Hammonton has been declared eligible to participate in the program by the Division of Local government Services, and the Chief Financial officer has determined that the local government meets the necessary conditions to participate in the program for the 2018 budget year.

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

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:

- a. Payment of interest and debt redemption charges
- b. Deferred charges and statutory expenditures
- c. Cash deficit of preceding year
- d. Reserve for uncollected taxes
- e. Other reserves and non-disbursement items
- f. Any inclusions of amounts required for school purposes.

2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at N.J.S.A. 40A:4-45.3 et seq., are fully met (complies with CAP law).

3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.

4. That pursuant to the Local Budget Law:

- a. All estimates of revenue are reasonable, accurate and correctly stated,
- b. Items of appropriation are properly set forth,
- c. In itemization, form, arrangement and content, the budget will permit the exercise of the comptroller function within the municipality.

5. The budget has been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.

6. That all other applicable statutory requirements have been fulfilled.

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

Motion by Council Person Giraldo Second Furgione
Resolution #064-2018 is adopted

ROLL CALL

Councilperson:

Furgione - Yes

Giraldo - Yes

Gribbin - Yes

Rodio - Yes

Sacco- Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

Resolution #065-2018 Introduction of 2018 Municipal Budget

RESOLUTION TO INTRODUCE THE 2018 MUNICIPAL BUDGET

BE IT RESOLVED, that the following statement of revenues and appropriations shall constitute the Local Municipal Budget for the year 2018;

BE IT FURTHER RESOLVED, that the said budget be published in the Hammonton Gazette, edition of June 6, 2018 as follows:

A hearing on the budget and tax resolution will be held at the Town Hall on the 25th day of June, 2018 at 7:00 o'clock p.m., at which time and place objections to said budget and tax resolution of the Town of Hammonton for the year 2018 may be presented by taxpayers or other interested persons.

Summary of General Section of Budget
Current Fund

Municipal Purposes within "CAPS"	\$9,709,635.52
Municipal Purposes excluded from "CAPS"	2,915,834.58
Reserve for Uncollected Taxes	<u>1,119,408.47</u>
Total General Appropriations	\$13,744,878.57
Less: Anticipated Revenues	<u>4,231,262.99</u>
Amount to be Raised by Taxation	<u><u>\$9,513,615.58</u></u>

Motion by Council Person Giraldo Second Sacco
Resolution #065-2018 is adopted

ROLL CALL

Councilperson:

Furgione - Yes

Giraldo - Yes

Gribbin - Yes

Rodio - Yes

Sacco- Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

Public Hearing Ordinance #019-2018 Fixing Salaries for Certain Employees in the Town of Hammonton

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, 2018 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:

<u>TITLE</u>	<u>MINIMUM</u>	<u>MAXIMUM</u>
Chief/Senior Public Safety Telecommunication Op.	20,000	60,900
Public Safety Telecommunication Oper.	20,000	53,600
Laborer	20,000	58,400
Mechanic	20,000	52,100
Mechanic Helper	20,000	47,600
Truck Driver/ Truck Driver Heavy	20,000	53,400
Equipment Operator	20,000	62,100
Assistant Supervisor Public Works	20,000	57,300
Keyboard Clerk 1	20,000	26,000
Keyboard Clerk 2	20,000	57,700
Keyboard Clerk 3	20,000	60,300
Technical Assistant	20,000	57,700
Deputy Mun. Court Admin.	20,000	26,000
Sr.SewerRep2/WaterRep2/Sr.WaterTrtPtlOper	40,000	78,900
SewerRep1/WaterRep1/WaterPtlOper	40,000	77,800
School Traffic Guard	10.00 Hr	15.00 Hr.
Clerk 1 Confidential	12.00 Hr	15.00 Hr
Property Maintenance	12.00 Hr	17.00 Hr
Laborer, Part Time	10.00 Hr	15.00 Hr
Keyboard Clerk 1 Part time	10.00 Hr	15.00 Hr
Recycling Program Aid	10.00 Hr	15.00 Hr

BE IT FURTHER ORDAINED the appropriate level that each employee covered under their individual or bargaining unit contract shall be paid 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 personnel, and

BE IT FURTHER ORDAINED there shall be added as a longevity increment for each full-time employee as negotiated and set forth in the contract, and

BE IT FURTHER ORDAINED the method of payment of the salaries to each employee shall be fixed by resolution by Mayor and Council, and

BE IT FURTHER ORDAINED this ordinance shall take effect after final passage and publication according to law and its provisions shall be retroactive to January 1, 2018.

Motion by Council Person Torrissi Second Gribbin

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

Motion by Council Person Torrissi Second Gribbin

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 - Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

Public Hearing Ordinance #020-2018 Acquisition of Land

AN ORDINANCE OF THE TOWN OF HAMMONTON AUTHORIZING THE ACQUISITION OF PRIVATE LAND FOR MUNICIPAL PURPOSES

WHEREAS, Lot 18 of Block 3606 is owned by PC6REO LLC through a Final Judgment dated December 20, 2017, entered in an In Rem Foreclosure Action filed under Docket No. F-8198-17 in the Atlantic County Superior Court, Chancery Division, and titled PC6REO LLC v. Block 3606, Lot 18, 782 Bellevue Ave, Town of Hammonton, State of New Jersey, et al; and

WHEREAS, PC6REO LLC (the "LLC") desires to gift 782 Bellevue Avenue, more specifically known as lot 18 of block 3606 on the Town of Hammonton Tax Map (hereinafter referred to as the "Property") to the Town of Hammonton ("Town"); and

WHEREAS, it is in the best interest of the Town to acquire such land for public purposes; and

WHEREAS, N.J.S.A. 40A:12-5 allows the Town to acquire lands and buildings by purchase, gift, devise, lease, exchange, condemnation, or installment purchase agreement; and

WHEREAS, the Town proposes to perform a due diligence investigation of the Property and if the Town, in its sole discretion, finds the property acceptable to acquire the Property by gift from the LLC.

NOW, THEREFORE, BE IT ORDAINED by Council of the Town of Hammonton, County of Atlantic, State of New Jersey, as follows: The Business Administrator is authorized to inspect and review, at the Town's cost and expense, matters related to the Property, including the physical conditions and any other matters of concern to Town Council, in order to satisfy Town Council, in its sole discretion, that the property is suitable to the Town. The Town and its agents shall have the right to enter onto the Property for the purposes of surveying, testing and examining the Property. Title to the Property shall be good, marketable and insurable at regular rates by the Town's Title Company and the LLC shall effectively vest in the Town good and marketable title to the Property, free and clear of all mortgages, liens, security interest, pledges, charges or encumbrances other than the rights granted to utility companies to serve the Property. The Business Administrator shall be authorized to obtain title insurance on the Property. The LLC represents that no buildings or improvements on adjoining properties extend across the boundary lines of the Property. The Property can be utilized for public municipal purposes and the best interest of the public shall be served by acquiring said Property.

At closing, the LLC shall provide in a form and substance satisfactory to the Town:

Bargain and Sale Deed with Covenants Against Grantor's Acts in recordable form for the Property;

Cancellation of mortgage lien, if any;

Affidavit of Title; and

Such other documents as the Town's Title Company may reasonably require.

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

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 Gribbin Second Giraldo

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

Motion by Council Person Gribbin 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 - Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

COMMITTEE REPORTS

Administration - Councilman Torrissi

- Reviewed Administration meeting from May

Business & Industry - Councilman Gribbin

- Reviewed upcoming main street events, Cruising Main Street, Food Truck Festival, 3rd Thursday
- 3rd Annual 4th of July parade at 11 am
- June 24th is the Blueberry Festival

Education - Councilman Gribbin

- Gave overview of School Board meeting from May

Quality of Life - Councilman Sacco

- Reviewed upcoming events for Environmental Commission,
- Bike Committee meeting at 7pm at Casiano's Café May 22nd. Discuss the letter received from NJDOT and NJ Transit regarding bike path in Town
- American Legion meetings are posted on their web site
- Tri-Vet Memorial Parade is the 150th Anniversary
- CSI Camp will be held at the canoe club on June 27th from 9am to 4pm for students from 10th and up.
- ANJEC received a grant
- Spoke about NJ Sustainable Water Tax Program
- Green Committee Adopt a road program
- Historical Society event 5/20/18 overview

Public Works & Transportation - Councilman Rodio

- gave overview of 14th Street project and road program

Water & Sewer - Councilman Furgione

- Spoke about replacement of pump on lake shore drive
- Retro-fit at sewer plant, new pumps have been installed
- Painting of Water Tower
- Town needs to set up meeting with T-Mobile before they start the upgrade on water tower

ENGINEER REPORT

GENERAL ITEMS:

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

ARH has completed the Phase 1 Environmental Site Assessment and has prepared a proposal for the completion of the Phase II investigation, analysis and report for Council's consideration. We will await further direction from the Mayor and Town Council.

Action Item: Approve ARH's proposal for engineering services for Phase II Environmental in the amount of \$7,650.00.

Motion by Council Person Rodio Second Furgione

Work on 224 Vine Street is Approved Contingent upon 2nd reading and Estoppels period of Ordinance is adopted

ROLL CALL

Councilperson:

Furgione - Yes

Giralo - Yes

Gribbin - Yes

Rodio - Yes

Sacco- Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

PUBLIC WORKS Action Items:

2018 Municipal Aid Funding (ARH #11-40041.18) No Status Change:

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.

Our office estimates that the 14th Street project limits can extend from the base of the Atlantic City Expressway overpass to a point approximately 700 feet northeast of the intersection with Second Road. Our office has submitted a proposal for the surveying, design, and bidding of this project for consideration by Council.

Action Item: Approve ARH's proposal for engineering services for the 14th Street roadway project, in the amount of \$29,500.

Motion by Council Person Torrissi Second Rodio

Work on 14th Street is Approved Contingent upon 2nd reading and Estoppels period of Ordinance is adopted

ROLL CALL

Councilperson:

Furgione - Yes

Giralo - Yes

Gribbin - Yes

Rodio – Yes

Sacco- Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

Hammonton Bike Path Extension (ARH #11-40052):

We received a review letter from Greg Diaz from NJ Transit regarding the Bike Path project. Their letter included a number of items that must be addressed including upgrades to both the 11th Street and Veteran's Place railroad crossings to accommodate pedestrian and bicycle traffic. In order to clarify the request, responsibilities, agreements, cost, etc., related to those improvements, we have requested a meeting with NJ Transit, NJDOT and Town representatives to discuss same. We were contacted by NJ Transit and were advised that we must contact the NJDOT Diagnostic Team. We will make that contact and arrange for the meeting and advise council of same.

- Discussion about grant and setting up meeting on June 20th with NJDOT and NJ Transit on site. Need to list the individuals that will attend and send to Dwayne Sneed.

SOLICITOR REPORT

Introduction of Ordinance #025-2018 - Sale of Town Owned Land (149 Golden Eagle Drive)

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

WHEREAS, Lot 3 of Block 1602 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:

1. 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 1602, Lot 3 – at a minimum amount of \$20,900.00.

2. The minimum bid for the lot is set forth above. No bid less than the minimum amount set forth will be

Considered.

3. 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.

4. 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, July 23, 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.

5. 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.

6. 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.

7. 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.

8. 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.

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

(a) 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.

(b) 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.

(c) 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.

(d) 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.

(e) 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.

10. 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.

11. 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).

12. 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.

13. 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.

14. 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.

15. 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 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

Rodio - Yes

Sacco- Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

Resolution #069-2018- Food Truck Approval 107 Peach Street

Tacos Al Carbon Variance Relief for Food Truck

This application for variance relief to permit a food truck to operate for a period of one (1) year upon property known and designated as Lot 11 of Block 2805 on the tax map of the Town of Hammonton and commonly known as 107 Peach Street and 119 South Egg Harbor Road, Hammonton, New Jersey, having come before Hammonton Town Council pursuant to Ordinance No. 7-2018 and Ordinance §204-30 at its regularly scheduled meeting held on March 26, 2018, in the Town Hall of the Town of Hammonton, and a hearing having been conducted with a quorum being present;

WHEREAS, Town Council has heard the testimony of Town Engineer Robert A. Vettese, P.E., of Adams, Rehmann & Heggan Assoc., Inc.; and

WHEREAS, Town Council has received the following documents and submissions of the Applicant:

Completed Town of Hammonton Application for Peddlers, Hawkers, Vendors, Solicitors, Canvassers, Food Trucks, Door to Door Vendor and Seasonal Sales Vendors License dated March 5, 2018;

Copy of License of Lorenzo Garcia-Ayala, Registration for 2003 Ford E450 Super Duty Truck, and copy of Progressive Insurance Identification Card for the 2003 Ford E450 Super Duty Truck;

Copy of License of Dominga C. Garcia, Registration for 1995 Chevrolet G30 Van, Progressive Insurance Identification Card for the 1995 Chevrolet G30 Van;

State of New Jersey Business Registration Certificate for Tacos Al Carbon Limited Liability Company issued on April 15, 2016;

Atlantic County Division of Public Health Sanitary Inspection Report dated February 28, 2018, for Tacos Al Carbon Food Truck License No. XT353H located at 107 Peach Street, Hammonton, New Jersey;

Atlantic County Division of Public Health Sanitary Inspection Report dated February 28, 2018, for Tacos Al Carbon Commissary located at 1080 North Chew Road, Hammonton, New Jersey;

Atlantic County Division of Public Health, Environmental Health Unit, Official Inspection Report, dated February 28, 2018, for Tacos Al Carbon Commissary located at 1080 North Chew Road, Hammonton, New Jersey;

Certificate of Liability Insurance for Tacos Al Carbon, LLC, dated March 6, 2018, with Felix and Juana Ramirez listed as additional insured;

Certificate of Liability Insurance for Tacos Al Carbon, LLC, dated March 6, 2018, with the Town of Hammonton listed as an additional insured;

8 ½ x 11 marked up Google maps picture of 107 Peach Street, titled Existing Set Up and dated 2018;

and

Al Carbon Food Truck License No. XEC289 located at 1080 North Chew Road, Hammonton, New Jersey.

WHEREAS, the following Exhibit was submitted by the Applicant during the hearing:

A-1 – Twenty-four (24) page booklet titled Tacos Al Carbon Hammonton Ordinance Variance Appeal Checklist consisting of a cover page, table of contents and twenty-two (22) page body.

WHEREAS, Hammonton Town Council based on the Exhibits submitted, the testimony of the Board Consultants, and the testimony presented on behalf of the Applicant makes the following findings of fact and conclusions:

1. The Applicant is Tacos Al Carbon with an address of 1080 North Chew Road, Hammonton, New Jersey 08037. Felix and Juana Ramirez are the owners of the subject property and have consented to this application.

Testifying on behalf of the application was Dominga Garcia, a member of the Applicant. There were no public comments or questions.

The Applicant proposes to operate a food truck on Lot 11 of Block 2805 for a period of one (1) year.

The property is located in the DT3-In Town Downtown Zoning District. Food trucks are prohibited in the DT3 Zoning District pursuant to Ordinance §204-28.

The proposed food truck requires variance relief in accordance with Hammonton Ordinance §204-30 to permit the food truck to operate on Lot 11 of Block 2805.

The Applicant produced testimony on March 26, 2018, before Town Council sufficient to meet the criteria of Ordinance §204-30(B).

For the reasons set forth in detail in the testimony presented on behalf of the application and the documents submitted in support of the application the variance pursuant to Ordinance §204-30 is justified.

The Applicant shall be issued a food truck license and allowed to operate on Lot 11 of Block 2805 for a period of one (1) year pursuant to Ordinance §204-22. The one (1) year period commenced on March 26, 2018.

The Applicant shall comply with all outstanding conditions of Town Council set forth in their testimony, unless modified, and will submit any revised documents for the review and approval of Town Council. These include, but are not limited to the following:

This approval is conditioned upon the payment of all taxes and assessments on Lot 11 of Block 2805 and the payment of all application fees.

The Applicant shall have no on-site parking.

The Applicant shall have no permanent or temporary structure on the property and shall have no seating on-site. The Applicant shall make sure to locate the food truck on the property so as to not block any site triangles. The Applicant shall not allow its customers to park on or use any portion of Lot 10 of Block 2805 for its food truck operation.

This approval is based upon the full and diligent adherence by the Applicant to all representations made to Town Council. Any failure of the Applicant or the Applicant's successors or assigns to fully adhere to all of the provisions of this approval and all representations made by or on behalf of the Applicant, directly or indirectly, in the hearing or in the application documents, may be deemed to be a material breach of this approval. Such a breach will constitute a violation of the Town of Hammonton Ordinances and the Town may remedy such violation by the revocation of any license issued and/or through Ordinance §204-26, titled violations and penalties. In addition, the Town may pursue any other remedy available to it at law or in equity, including an action in the Superior Court to enjoin such violation or to compel performance or compliance.

The Applicant shall comply with all federal, state and local laws, rules and regulations and shall obtain any and all other necessary government approvals required for this approval. If as a result of the review by any other governmental agency there is any change in the approval by Town Council or any modification of any statement or representation made by or on behalf of the Applicant, the Applicant must notify Town Council and Town Council shall have the right to review that issue as it may relate to or impact this approval and Town Council may modify or amend this approval as appropriate. Approvals which may be required include, but are not necessarily limited to, the Atlantic County Division of Public Health.

All references in this Resolution to the Applicant shall, where appropriate for the context, also mean the Applicant's successors or assigns. If any provision of this Resolution or the application thereof shall be held to be invalid or unenforceable to any extent, the remainder of this Resolution shall not be affected thereby and shall remain enforceable to the full extent of the law.

NOW, THEREFORE, BE IT RESOLVED by Hammonton Town Council that this application for variance relief pursuant to Ordinance No. 7-2018 and Ordinance §204-30 to permit a food truck to operate on Lot 11 of Block 2805 for a period of one (1) year is hereby granted as set forth above by a vote of five (5) in favor, one (1) opposed, and none (0) abstaining.

Councilperson Gribbin asked about the penalty if Ordinance is not followed
Motion by Council Person Giraldo Second Sacco
Resolution #069-2018 is approved

ROLL CALL

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

Mayor DiDonato declares motion is carried

PWM/BUSINESS ADMINISTRATOR REPORT

1. Advertise for Truck Driver Heavy Utility Department CDL required must be able to work weekends. Application deadline is June 15, 2018.

Motion by Council Person Furgione Second Rodio
 Approve Advertisement for Employment

ROLL CALL

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

Mayor DiDonato declares motion is carried

2. Resolution #68-2018

Open Space Request Atlantic County

WHEREAS, the Town of Hammonton has participated in the County Open Space Program in the past;

WHEREAS, the Town, with the help of the County Open Space Program, has been very successful in preserving open space and improving recreational facilities in the past;

WHEREAS, the Town has identified the following properties as potential participants in the County Open Space Program and desires to obtain Open Space Trust Funds to fund the acquisition of:

<u>BLOCK</u>	<u>LOT</u>
1706	1 and 25
4009	6 and 7
2201	47 and 50

WHEREAS, those participants have indicated their willingness to pursue acquisition of Open Space Funding in exchange for a title transfer of their property.

NOW THEREFORE, it is resolved that on this 21st day of May, 2018 by Mayor and Council of the Town of Hammonton, County of Atlantic and State of New Jersey as follows:

1. That the Solicitor is authorized to send a copy of this Resolution to the County Open Space Funding Program indicating that the Town wishes to continue to participate in the program; and
2. That specifically it wishes to pursue funding for the properties identified above.

Motion by Council Person Giraldo Second Rodio
 Resolution #68-2018 is approved

ROLL CALL

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

Mayor DiDonato declares motion is carried

3. 2018/2019 Road Program
4. Approval for Mayor to sign
 - a. Letter for County Road repairs
 - b. Letter for 310 Bellevue Ave

Motion by Council Person Gribbin Second Giraldo
Approval for Mayor to Sign agreements for road program

ROLL CALL

Councilperson:

Furgione - Yes

Giraldo - Yes

Gribbin - Yes

Rodio - Yes

Sacco- Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

5. Department Head Schedule for Updates to Council
 - a. Tax Collector, Computer/IT and Assessor - June, September and December 2018
 - b. Police Chief, Court Admin and Fire Chief - July, November '18 and January 2019
 - c. Public Works, Construction and Utility – August, October '18 and February 2019
6. Bulky Week: June 4 to June 8
7. Brush Week: June 11 to June 15
8. Memorial Day trash route will be May 29th
9. Airport Grant Mater Pan update
10. Hangar lease for State Police at Airport working on a long term lease

TOWN CLERK REPORT

- 1) Approval to Hire Denise Mazzeo as Confidential Aid to Mayor and Communications Manager, full time effective June 1, 2018 at 32.5 hours a week, Salary of \$22,134.00 per year with Single Benefits. Contingent upon any civil service rules or regulations.
- 2) Accept Resignation of Salvatore Jacobs III from fire Company #2 effective May 9, 2018. Approved at Fire Company Meeting May 9, 2018.
- 3) Accept membership of Michael P. Fitzgerald Jr. to Fire Company #1 approved by Fire Chief on May 8, 2018.
- 4) Accept retirement of Trixie Silvesti effective October 1, 2018 from her position as Keyboarding Clerk III in the Tax Collectors Office.
- 5) Approve amendment to contract duration for Joint Municipal Court Judge to February 9th of 2016 to February 8, 2019. Amending the approval from the March 23, 2018 meeting.
- 6) Accept bid of \$19,600.00 from Pullia Properties LLC for Auction held on May 21, 2018 at 10:00 am for Town Property located at Block number 701 lot number 9.

Motion by Council Person Torrissi Second Giralò
Items 1 to 6 are approved

ROLL CALL

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

Mayor DiDonato declares motion is carried

APPROVE BILL LIST & PURCHASE ORDERS

Motion by Council Person Gribbin Second Giralò
Bill list and purchase orders are approved

ROLL CALL

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

Mayor DiDonato declares motion is carried

NEW BUSINESS

ORDINANCES FOR INTRODUCTION

Introduce Ordinance #021-2018 Various Capital Improvements

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN
AND BY THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC, NEW
JERSEY, APPROPRIATING \$2,291,500 THEREFOR AND AUTHORIZING THE
ISSUANCE OF \$1,408,375 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 several improvements described in Section 3 of this bond ordinance are hereby respectively
authorized to be undertaken by the Town of Hammonton, in the County of Atlantic, New Jersey (the "Town") as general
improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the

respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$2,291,500, including a \$418,000 grant and a \$391,000 grant expected to be received from New Jersey Department of Transportation, and further including the aggregate sum of \$74,125 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made 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 several improvements or purposes not covered by application of the several down payments, negotiable bonds are hereby authorized to be issued in the principal amount of \$1,408,375 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. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefore, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation & Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
a) Various road improvements in accordance with the list on file with the Town Clerk	\$1,000,000	\$950,000	10 years
b) Reconstruction of 2 nd Road	\$722,000	\$288,800 (including a \$418,000 grant expected to be received from the New Jersey Department of Transportation)	15 years
c) Reconstruction of 14 th Street	\$419,500	\$27,075 (including a \$391,000 grant expected to be received from the New Jersey Department of Transportation)	15 years
d) Purchase and demolition of and improvements to land known as 224 Vine Street listed on the Town tax map as Lot 18, Block 3606	<u>\$150,000</u>	<u>\$142,500</u>	40 years
TOTALS:	<u>\$2,291,500</u>	<u>\$1,408,375</u>	

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefore, as above stated, is the amount of the down payment for each purpose.

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 improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements or purposes that the Town may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 14.15 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Town as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$1,408,375, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$458,300 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 purposes or improvements.

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 purposes or improvements described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements 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 Rodio Second Furgione

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

ROLL CALL

Councilperson:

Furgione - Yes

Giralo - Yes

Gribbin - Yes

Rodio – Yes

Sacco- Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

Introduction Ordinance #023-2018 Fixing Salaries for Certain Employees in the Town of Hammonton

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, 2018 per Town Code and per individual contracts and individual bargaining unit Contracts. Individuals shall be paid pursuant to the contract minimums and maximum salaries / Hourly Rates as per contract are as follows:

<u>TITLE</u>	<u>MINIMUM</u>	<u>MAXIMUM</u>
Town Clerk/Accountant /Deputy Registrar	45,000	89,500
Purchasing Agent /Registrar / Deputy Town Clerk	45,000	77,700
Police Captain	95,000	130,000
Police Lieutenants	92,396	120,000
Police Chief	110,000	165,000
Police Sergeants	80,000	102,500
Police Officers	40,000	95,100
Construction/Bldg/Fire/Code Enf. Offl /Zoning	45,000	86,000
Municipal Court Administrator	45,000	65,000
Tax Collector	45,000	91,000
Tax Assessor	30,000	91,000
Dept. Head of Public Works	45,000	81,000
Public Works Admin/ Business Administrator	75,000	145,000
Municipal Utilities Superintendent	75,000	111,180
Communications System Tech	45,000	65,500
Confidential Aid to Mayor/ Comm. Manager	20,000	28,000

BE IT FURTHER ORDAINED the appropriate level that each employee covered under their individual or bargaining unit contract shall be paid 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 personnel, and

BE IT FURTHER ORDAINED there shall be added as a longevity increment for each full-time employee as negotiated and set forth in the contract, and

BE IT FURTHER ORDAINED the method of payment of the salaries to each employee shall be fixed by resolution by Mayor and Council, and

BE IT FURTHER ORDAINED this ordinance shall take effect after final passage and publication according to law and its provisions shall be retroactive to January 1, 2018.

Motion by Council Person Torrissi Second Gribbin

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

ROLL CALL

Councilperson:

Furgione - Yes

Giralo - Yes

Gribbin - Yes

Rodio – Yes

Sacco- Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

Introduction Ordinance #024-2018 – Amend Chapter 271 Vehicles and Traffic Speed Zones

AN ORDINANCE AMENDING Chapter 271 Vehicles and Traffic
Section 28 Speed Zones Along Town Roadways

BE IT ORDAINED by the Mayor and Common Council of the Town of Hammonton, County of Atlantic, and State of New Jersey that Chapter 271-28 be added as follows:

<u>Name of Road</u>	<u>Zone Description</u>	<u>Maximum Speed Limit (mph)</u>
10 th Street	Between Chew Road and 1 st Road	25

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 Giralo

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

ROLL CALL

Councilperson:

Furgione - Yes

Giralo - Yes

Gribbin - Yes

Rodio – Yes

Sacco- Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

RESOLUTIONS

Resolution #066-2018- Issuance of Alcoholic Beverage Control Licenses

RESOLUTION OF THE TOWN OF HAMMONTON,
ATLANTIC COUNTY, NEW JERSEY,
AUTHORIZING THE ISSUANCE OF ABC LICENSES
BEGINNING JULY 1, 2018 AND EXPIRING JUNE 30, 2019

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

<u>License Number</u>	<u>Consumption License</u>
0113 32 014 011	Intermex Inc. t/a Fiesta Mexicana Restaurant Location: 327-12th St.
0113 33 011 005	Hammonton Discount Liq & Bar t/a Railroad Bar & Grill Location: 18 Railroad Ave.
0113 32 005 006	GK of Palana Inc. t/a Pike Wines & Liquors Location: 111 N. White Horse Pike
0113 33 024 006	Cafe San Rocco, Inc. t/a Roccas Town House Location: 21 N. Third St.
0113 33 010 003	Hammonton Joey Corp. t/a Maplewood Inn Location: 470 S. White Horse Pike
0113 33 019 007	E.J.'s Westend Inc. t/a West End Grill Location: 201 - 12th St.
0113 33 018 009	GB Liquors LLC t/a GB Liquors LLC Location: 104 Fairview
<u>License Number</u>	<u>Consumption License</u>
0113 33 020 003	Hammonton Fortunas Inc. t/a Illiano's Restaurant Location: 705 - 12th St.

0113 33 007 003	Filomena Boccella t/a The Olde Central Location: 15 N. Egg Harbor Road
0113 33 001 006	Kerri Brooke Caterers Inc. t/a Kerri Brooke Caterers Inc. Location: 755 S. White Horse Pike
0113 33 003 012	Apple New Jersey LLC t/a Applebee's Neighborhood Grill Location: 47 S White Horse Pk Hammonton, NJ 08037
0113 33 013 018	Trinity Vintners Investment Holdings t/a Annata Location: 216 Bellevue Ave.
0113 32 002 003	Tomar Assoc. Inc. t/a Caldini's Fine Wine, Liquors & Deli Location: 101 E. 15th St.
0113 32 012 006	Westwind Assoc Inc. t/a Joe Canal's Discount Liquor Location: 80 S WHP St2
0113 33 021 003	Silver Coin Diner Inc. t/a Silver Coin Diner & Rest. Inc. Location: 10 S. White Horse Pk.
0113 33 022 014	Tomasellos Catering Services LLC t/a none Location: 225 N. White Horse Pike
<u>License Number</u> 0113 33 008 003	<u>Consumption License</u> Frog Rock Golf & Country Club t/a same Location: 420 Boyer Ave.
<u>License Number</u> 0113 44 004 011 new last number	<u>Distribution License</u> Celebration Wine & Spirits, LLC t/a None Location: 240 S. WHP Unit A-1A
0113 44 015 011	Aryan Liquors

t/a Town Food & Liquor
Location: 333 S. Egg Harbor Rd.

0113 44 016 011 Superior Inc.
t/a West Side Discount Liquors
Location: 730 - 12th St.

Club License

0113 31 026 001 Guiseppe Garibaldi Lodge
t/a Sons of Italy
Location: 427 N. Third St.

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

BE IT FURTHER RESOLVED that above listed liquor license(s) renewals are contingent upon: Receipt of Liquor License Renewal Applications, State and Local liquor license renewal fees being paid, receipt of State Tax Clearance, Local Tax, Water, Sewer, Business Registration Payments Received as well as other local fees and/or fines.

BE IT FURTHER RESOLVED that the Mayor and Council approve additional renewals to this resolution contingent upon all legal requirements being met and approved by the Municipal Clerk.

BE IT FURTHER RESOLVED liquor licenses requiring a "Special Ruling" will be renewed by a separate resolution upon receipt of NJ ABC Special Ruling.

Motion by Council Person Furgione Second Giraldo
Resolutions #066 is adopted.

ROLL CALL

Councilperson:

Furgione - Yes

Giraldo - Yes

Rodio - Yes

Sacco- Yes

Torrissi - Yes

Mayor DiDonato - Recuse Conflict

Deputy Mayor Gribbin - Yes

Deputy Mayor Gribbin declares motion is carried

Resolution #067-2018- Tax – Water/Sewer Refunds

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

B&L	NAME	ADDRESS	AMOUNT	ACCT.	REASON
4601-26	Innova	43 N WHP	50.00	water	remove water sprinkler fee per Mike Malinski
3206-19	Ruberton	556 Peach	57.49	w/s	refund o/p

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.

Motion by Council Person Giraldo Second Furgione
Resolution 67 is adopted.

ROLL CALL

Councilperson:

Furgione - Yes

Giraldo - Yes

Gribbin - Yes

Rodio – Yes

Sacco- Yes

Torrissi - Yes

Mayor DiDonato – Yes

Mayor DiDonato declares motion is carried

PUBLIC HEARD

- Linda Goff 13 Street – thanks council for taking the initiative on the mailbox issues. Would like to see that line are put in the street on 13th street.

- Joe Caruso Fire CO#2 – Cleaning of Cedar Creek by Fie Co. who is responsible. Guardrail has to be fixed in fire dept lot

- Dan Bachalis 115 Bachelor Lane had a question regarding open space

- Brooke Sacco asked if the public could come and ask dept heads questions when they are at council to give their depts. Report

- Tom Gribbin asked if the chief could look into the no left turn onto 4th street.

MEETING ADJOURNED

Motion by Council Person Furgione Second Rodio