

Regular Meeting of Mayor and Council – October 22, 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 arrived at 6:10

Rodio- Present

Sacco - Present

Torrissi – Present

Mayor DiDonato - Present

**PRESENT ALSO**

Michael Malinsky, Town Solicitor

Jerry Barberio, PWM/Business Administrator

**EXECUTIVE SESSION Resolution #139-2018**

Motion by Council Person Giralo Second Torrissi  
Enter into Executive Session

Motion by Council Person Giralo Second Sacco  
Close Execute session return to regular session

Close session return to regular session, Resolution #139-2018 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**

Brian Howell, Town Conflict Solicitor

Bob Vettese of ARH, Town Engineer

Jerry Barberio, PWM/Business Administrator

**PUBLIC NOTICE**

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

**PLEDGE OF ALLEGIANCE**

**PUBLIC HEARD FOR AGENDA ACTION ITEMS**

No one from public desired to be heard

**APPROVAL OF MINUTES**

Executive Minutes September 24, 2018

Council Minutes September 24, 2018

Motion by Council Person Giraldo Second Torrissi  
Minutes are approved

Roll Call

Councilperson:

Furgione – Yes

Giralo – Yes

Gribbin - Yes

Rodio- Yes

Sacco - Yes

Torrissi – Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

Presentations

Mary Jo Wyatt gave a dedication speech about Rosie Jacobs our co-worker and friend.

**DISPENSE WITH REGULAR ORDER OF BUSINESS**

**COMMITTEE REPORTS**

**Administration - Councilman Torrissi**

- No action items to report
- Had a brief discussion on Resolution #144-2018

**Business & Industry - Councilman Gribbin**

- Reviewed the upcoming events that will be held in Town
- Spoke about golf outing event success

**Education - Councilman Gribbin**

- Updated on School Board Meeting
- Sidewalk project for School
- Reviewed Homecoming

**Quality of Life - Councilman Sacco**

- Reviewed Environmental Commission Meeting
- Lake Lower discussion
- Historical Walking Tour info.
- Wednesday the 24<sup>th</sup> is Halloween Parade
- Trick or Treat is October 31<sup>st</sup> from 5:30 to 8:00

**Public Works & Transportation - Councilman Rodio**

- No Actions to report

**Water & Sewer - Councilman Furgione**

- Review lake lower permit
- Proceeding with Clarifier work
- Working on the new system for the irrigation at Boyer Ave

**ENGINEER REPORT**

**ACTION ITEMS: Water & Sewer**

1. 9th Street Roadway Opening (ARH #11-45018.47):

At the end of last month, a request was made by Robert Perna related to the placement of three (3) sanitary sewer force mains along the southeasterly side of 9th Street to service three (3) existing lots. We had requested that a roadway opening permit be submitted by the applicant for the installation. This request would be similar to that completed on the opposite side of the 9th Street for a subdivision of four (4) lots at the northwesterly corner of First Road and 9th Street. Since this section of 9th Street is scheduled to be resurfaced shortly, it was important to have the force main installation work completed prior to roadway reconstruction work.

One of the conditions of approval was the execution of an agreement between the Town and applicant acknowledging that the use of individual grinder pumps and force main are privately installed and maintained by the owners and successors of the individual lots and are not part of any Town responsibility for installation, operation, maintenance or repair. This is similar to other force main installations completed by other individuals in the Town. The applicant is also responsible to replenish the review escrow account to cover the cost of review, inspection, etc. for the requested installation. Our office and the Solicitor must notify the applicant of the amount to place in the escrow account.

Action Requested:

Authorize the Mayor to Sign the agreement after the finalization of the wording by the Solicitor, replenishment of the review escrow fee and signing of the agreement, along with satisfying any and all bills related to this application.

Motion by Council Person Furgione Second Gribbin  
Approval for mayor to Sign Agreement with provisions above

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. Celona Site Remediation - 130 Railroad Avenue (ARH #11-01054):  
ARH has 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. Michael Deely has finalized the review of the HDSRF application. A revised resolution needs to be approved.

Action Requested:

Adoption of the attached revised resolution supporting a Redevelopment Study at the Celona property 130 Railroad Avenue.

**RESOLUITON # 147-2018 later in meeting under clerk's report**

3. Calmar Associates, LLC – Washington Street Penza Property Remediation (ARH #11-01000):  
The Town forwarded our office a copy of a Performance Bond Cancellation Notice (copy attached) regarding the above noted remediation project. The roadway restoration work was completed in July of 2017. Does the Mayor and Town Council need to take any formal action regarding the release of the project Performance Bond?

Action Requested:

If required, acceptance of the project Performance Bond release for the site restoration and direct a letter to the bonding company regarding same. Also contingent that all bills associated with work completed by the Town Utility Department forces, Engineer's office, Solicitor, etc. are satisfied by the applicant or owner.

Motion by Council Person Furgione Second Rodio

Approve to release performance Bond Calmar Assoc. with provisions stated above

Roll Call

Councilperson:

Furgione – Yes

Giralo – Yes

Gribbin - Yes

Rodio- Yes

Sacco - Yes

Torrissi – Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

**SOLICITOR REPORT**

- No action items to report

**PWM/BUSINESS ADMINISTRATOR REPORT**

1. Read Atlantic County Roads letter dated July 2, 2018 in full
2. Approval to prepare and sign the certificate of Non-Ownership for Statewide Insurance per Theresa Laoudis Regarding train tracks.

Motion by Council Person Gribbin Second Rodio

#2 above is approved

Roll Call

Councilperson:

Furgione – Yes

Giralo – Yes

Gribbin - Yes

Rodio- Yes

Sacco - Yes

Torrissi – Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

3. Leaf Season – Started on this week and will end December 31<sup>st</sup>.
4. Election Day, Veterans Day and Thanksgiving Trash Removal
  - a. Tuesday 11/6 will be picked up on Wednesday 11/7
  - b. Monday 11/12 will be picked up on 11/13
  - c. Thursdays 11/22 and Friday 11/23 will be picked up on 11/24
5. We will not suspend Bulky and Brush for November and December
6. Approval for Purchase order to Invest Tech out of Legal OE for Investigation for Town

Motion by Council Person Giraldo Second Rodio  
#6 above is approved PO to Invest Tech

Roll Call

Councilperson:

Furgione – Yes

Giraldo – Yes

Gribbin - Yes

Rodio- Yes

Sacco - Yes

Torrissi – Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

**TOWN CLERK REPORT**

- 1) Approval of contract and hiring of Sharon Riley, Certified Tax Collector as part time tax collector for a 4 year term effective October 1, 2018. No benefits \$450.00 per week, 6 ½ to 13 hours per week.
- 2) Approval of contract and hiring of Debra Fitchett full time retroactive to October 1, 2018 as Municipal Department head of Tax Office. 32.5 hours a week, single benefits, Salary of \$48,000.00 per year. Also, Approval to attend the tax collectors Certification classes I, II and III starting November 3, 2018.
- 3) Accept the resignation of Chris Ballin, submitted on October 5, 2018 with last day of employment October 19, 2018.
- 4) Accept Retirement letter from Robert Butkowski from his position as a Senior Operator in the Utility Department, effective as of January 1, 2019.

Motion by Council Person Torrissi Second Gribbin  
Approval of Items 1 to 4 listed above.

Roll Call

Councilperson:

Furgione – Yes

Giraldo – 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 Torrissi  
Bill list and purchases orders are approved

Roll Call

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

Mayor DiDonato declares motion is carried

**NEW BUSINESS**

**ORDINANCES FOR INTRODUCTION**

**Introduction of Ordinance #042-2018- Amending Chapter 175 Land Development**

AN ORDINANCE AMENDING CHAPTER 175, LAND DEVELOPMENT, OF THE CODE OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC AND STATE OF NEW JERSEY

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

- I. Purpose: The purpose of this Ordinance is to amend Chapter 175, Land Development, of the Code of the Town of Hammonton in response to amendments to the Pinelands Comprehensive Management Plan effective January 3, 2012, September 2, 2014, and March 5, 2018.
- II. Chapter 175, Land Development, Article II, Definitions, §175-10, Terms defined, is hereby amended by replacing or adding the following definitions:

ALTERNATE DESIGN PILOT PROGRAM TREATMENT SYSTEM - An individual or community on site waste water treatment system that has the capability of providing a high level of treatment including a significant reduction in the level of total nitrogen in the wastewater and that has been approved by the Pinelands Commission for participation in the alternate design wastewater treatment systems pilot program pursuant to N.J.A.C. 7:50-10.23(b). Detailed plans and specifications for each authorized technology are available at the principal office of the Pinelands Commission.

FAMILY, IMMEDIATE - those persons related by blood or legal relationship in the following manner: spouses, domestic partners, great-grandparents, grandparents, great-grandchildren, grandchildren, parents, sons, daughters, brothers and sisters, aunts and uncles, nephews, nieces and first cousins.

- III. Chapter 175, Land Development, Article VIII, Development Review and Approval, §175-60, Pinelands Commission review, is hereby amended by revising subsection A(2) as follows:

(2) Except as provided in Subsection A(3) below, the following shall not be subject to the procedures set forth in this chapter:

(a)-(f) (No change.)

- (g) The construction of any addition or accessory structure for any non-residential use or any multi-family residential structure provided that:
  - [1] If the addition or structure will be located on or below an existing impervious surface, either the existing use is served by public sewers or the addition or structure will generate no wastewater flows, and said addition or structure will cover an area of no more than 4,999 square feet; and
  - [2] If the addition or structure will not be located on or below an impervious surface, said addition or structure will generate no wastewater flows and will cover an area of no more than 1,000 square feet.
- (h)-(j) (No change.)
- (k) The repaving of existing paved roads and other paved surfaces provided no increase in the paved width or area of said roads and surfaces will occur.
- (l) The clearing of land solely for agricultural or horticultural purposes.
- (m)-(r) (No change.)
- (s) The installation of an accessory solar energy facility on any existing structure or impervious surface.
- (t) The installation of a local communications facilities antenna on an existing communications or other suitable structure, provided such antenna is not inconsistent with any comprehensive plan for local communications facilities approved by the Pinelands Commission pursuant to N.J.A.C. 7:50-5.4(c)6.
- (u) The establishment of a home occupation within an existing dwelling unit or structure accessory thereto, provided that no additional development is proposed.
- (v) The change of one nonresidential use to another nonresidential use, provided that the existing and proposed uses are or will be served by public sewers and no additional development is proposed.

IV. Chapter 175, Land Development, Article VIII, Development Review and Approval, §175-60, Pinelands Commission review, is hereby amended by replacing subsection D in its entirety with the following:

D. Notices to the Pinelands Commission.

- (1) Notice of application submission and modification. Written notification shall be given by the Town approval agency, by email or regular mail, to the Pinelands Commission within seven days after a determination is made by the approval agency that an application for development in the Pinelands Area is complete or if a determination is made by the approval agency that the application has been modified. Such notice shall contain:
  - (a) The name and address of the applicant.
  - (b) The legal description and street address, if any, of the parcel that the applicant proposes to develop.
  - (c) A brief description of the proposed development including uses and intensity of uses proposed. A brief description of the building types proposed shall be included if development is located within Downtown Districts or Gateway Districts.

- (d) The application number of the Certificate of Filing issued by the Pinelands Commission and the date on which it was issued.
  - (e) The date on which the application, or any change thereto, was filed and any application number or other identifying number assigned to the application by the approval agency.
  - (f) The approval agency with which the application or change thereto was filed.
  - (g) The content of any change made to the application since it was filed with the Commission, including a copy of any revised plans or reports.
  - (h) The nature of the municipal approval or approvals being sought.
- (2) Notice of hearings and meetings. Where a meeting, hearing or other formal proceeding on an application for development approval in the Pinelands Area is required, the applicant shall provide notice to the Pinelands Commission by email, regular mail or delivery of the same to the principal office of the Commission not less than five days prior to such meeting, hearing or other formal proceeding. Such notice shall contain at least the following information:
- (a) The name and address of the applicant.
  - (b) The application number of the Certificate of Filing issued by the Pinelands Commission and the date on which it was issued.
  - (c) The date, time and location of the meeting, hearing or other formal proceeding.
  - (d) The name of the approval agency or representative thereof that will be conducting the meeting, hearing or other formal proceeding.
  - (e) Any written reports or comments received by the approval agency on the application for development that have not been previously submitted to the Commission.
  - (f) The purpose for which the meeting, hearing or other formal proceeding is to be held.
- (3) Notice of approvals and denials. The Pinelands Commission shall be notified of all approvals and denials of development in the Pinelands Area, whether the approval occurs by action or inaction of any approval agency or an appeal of any agency's decision. The applicant shall, within five days of the approval or denial, give notice by email or regular mail to the Pinelands Commission. Such notice shall contain the following information:
- (a) The name and address of the applicant.
  - (b) The legal description and street address, if any, of the parcel that the applicant proposes to develop.
  - (c) The application number of the Certificate of Filing issued by the Pinelands Commission and the date on which it was issued.
  - (d) The date on which the approval or denial was issued by the approval agency.
  - (e) Any written reports or comments received by the approval agency on the application for development that have not been previously submitted to the Commission.
  - (f) Any revisions to the application not previously submitted to the Commission.



- (g) A copy of the resolution, permit or other documentation of the approval or denial. If the application was approved, a copy of any preliminary or final plan, plot or similar document that was approved shall also be submitted.
  - (4) Except as provided in § 175-61, the requirements of this Subsection D shall not apply to the issuance of a preliminary zoning permit or a refusal to issue a preliminary zoning permit for the development of a single-family dwelling on an existing lot of record.
- V. Chapter 175, Land Development, Article XII, Design, Performance and Evaluation Standards, §175-137, Water quality, is hereby amended by revising subsection D(5) as follows:
- (5) Individual on-site septic waste water treatment systems which are intended to reduce the level of nitrate/nitrogen in the wastewater provided that:
    - (a) (No change.)
    - (b) If the proposed development is non-residential, it is located:
      - [1] In a Pinelands Town management area; or
      - [2] In a Pinelands Forest Area or Agricultural Production Area, provided that the standards of N.J.A.C. 7:50-6.84(a)5iii(2) are met.
    - (c) (No change.)
- VI. Chapter 175, Land Development, Article XII, Design, Performance and Evaluation Standards, §175-137, Water quality, is hereby amended by revising subsection D(7) as follows:
- (7) Alternate design pilot program treatment systems, provided that:
    - (a)-(i) (No change.)
    - (j) Each system shall be covered by a five-year warranty and a minimum five-year maintenance contract consistent with those approved pursuant to N.J.A.C. 7:50-10.22(a)2v that cannot be cancelled and is renewable and which includes a provision requiring that the manufacturer or its agent inspect the system at least once a year and undertake any maintenance or repairs determined to be necessary during any such inspection or as a result of observations made at any other time; and
    - (k) The property owner shall record with the deed to the property a notice consistent with that approved pursuant to N.J.A.C. 7:50-10.22(a)2vi that identifies the technology, acknowledges the owner's responsibility to operate and maintain it in accordance with the manual required in Subsection D(7)(i) above, and grants access, with reasonable notice, to the local Board of Health, the Commission and its agents for inspection and monitoring purposes. The recorded deed shall run with the property and shall ensure that the maintenance requirements are binding on any owner of the property during the life of the system and that the monitoring requirements are binding on any owner of the property during the time period the monitoring requirements apply pursuant to the pilot program or any subsequent regulations adopted by the Commission that apply to said system.
- VII. Chapter 175, Land Development, Article XIII, Zoning, §175-145, General Regulations, is hereby amended by revising subsection E(10) as follows:

(10) Such deed restriction shall specify the number of Pinelands development credits sold and that the property may only be used in perpetuity for the following uses:

(a) In the PA District: Berry agriculture; horticulture of native Pinelands plants; forestry; beekeeping; fish and wildlife management; wetlands management; agricultural employee housing as an accessory use; low-intensity recreational uses in which the use of motorized vehicles is not permitted except for necessary transportation, access to water bodies is limited to no more than 15 feet of frontage per 1,000 feet of frontage on the water body, clearing of vegetation does not exceed 5% of the parcel, and no more than 1% of the parcel will be covered with impervious surfaces; and accessory uses.

(b) In the AP and AP/CLI Districts: Agriculture; forestry; agricultural employee housing as an accessory use; low-intensity recreational uses in which the use of motorized vehicles is not permitted except for necessary transportation, access to water bodies is limited to no more than 15 feet of frontage per 1,000 feet of frontage on the water body, clearing of vegetation does not exceed 5% of the parcel, and no more than 1% of the parcel will be covered with impervious surfaces; agricultural commercial establishments, excluding supermarkets and restaurants and convenience stores, where the principal goods or products available for sale were produced in the Pinelands and the sales area does not exceed 5,000 square feet; airports and heliports accessory to agricultural uses and which are used exclusively for the storage, fueling, loading and operation of aircraft as part of an ongoing agricultural operation; agricultural products processing facilities; and accessory uses.

(c) (No change.)

(d) In the SAP District: Berry agriculture; horticulture of native Pinelands plants; forestry; beekeeping; fish and wildlife management; wetlands management; agricultural employee housing as an accessory use; and accessory uses.

Motion by councilman Giraldo Second Sacco

The Ordinance is taken up for and passed first reading and given legal publication

**ROLL CALL**

Councilman:

Furgione – Yes

Giraldo – Yes

Gribbin - Yes

Rodio- Yes

Sacco - Yes

Torrissi – Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

**Introduction of Ordinance #043- 2018 Adopting Supplement to the Code of Ordinances**

AN ORDINANCE OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC, STATE OF NEW JERSEY ADOPTING A SUPPLEMENT TO THE CODE OF ORDINANCES AND DECLARING AN EMERGENCY.

WHEREAS, American legal Publishing Corporation of Cincinnati, Ohio, has completed the 2018 S-7 supplement to the Code of Ordinances of the Town of Hammonton, which supplement contains all ordinances of a general and permanent nature enacted since the prior supplement of the Code of this Political subdivision; and

WHEREAS, it is necessary to provide for the usual daily operation of the municipality and for the immediate preservation of the public peace, health, safety and general welfare of the municipality that this ordinance take effect at an early date;

NOW, THEREFORE, BE IT ORDAINED BY THE LGISLATIVE AUTHORITY OF THE POLITICAL SUBDIVISION OF THE TOWN OF HAMMONTON:

Section 1. That the 2018 S-7 supplement to the Code of Ordinances of the Town of Hammonton as submitted by American Legal Publishing Corporation of Cincinnati, Ohio, and as attached hereto, be and the same is hereby adopted by reference as if set out in its entirety.

Section 2. Such supplement shall be deemed published as of the day of its adoption and approval by the Legislative Authority and the Clerk of the Political subdivision is hereby authorized and ordered to insert such supplement into the copy of the Code of Ordinances kept on file in the Office of the Clerk.

Section 3. This ordinance is declared to be an emergency measure necessary for the immediate preservation of the peace, health, safety and general welfare of the people of this municipality, and shall take effect at the earliest date provided by law.

Motion by councilman Gribbin Second Torrissi

The Ordinance is taken up for and passed first reading and given legal publication

ROLL CALL

Councilman:

Furgione – Yes

Giralo – Yes

Gribbin - Yes

Rodio- Yes

Sacco - Yes

Torrissi – Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

**Introduction of Ordinance #044-2018 – Fixing Salaries of Certain Employees**

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 October 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>
Part Time Tax Collector	20,000	25,000
Municipal Dept. Head Tax Office	45,000	60,000

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 and shall be retroactive to October 1, 2018.

Motion by councilman Torrissi Second Gribbin

The Ordinance is taken up for and passed first reading and given legal publication

ROLL CALL

Councilman:

Furgione – Yes

Giralo – Yes

Gribbin - Yes

Rodio- Yes

Sacco - Yes

Torrissi – Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

**Introduction of Ordinance #045-2018 By Title Only – Amendment to Ordinance #031-2018 eliminate reference to Gateway District**

By title only of an amendment to ordinance 031-2018 to eliminate the reference to the Gateway District in the introduction to §1(D) 2 so that the amended introduction shall now read: All Zoning Districts of the Town of Hammonton except Downtown Zoning Districts (§175-154.4- §175-154.7).

Motion by councilman Furgione Second Rodio

The Ordinance is taken up for and passed first reading and given legal publication

ROLL CALL

Councilman:

Furgione – Yes

Giralo – Yes

Gribbin - Yes

Rodio- Yes

Sacco - Yes

Torrissi – Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

**RESOLUTIONS**

**Resolution #140-2018 Appointing a Fund Commissioner**

STATEWIDE INSURANCE FUND  
RESOLUTION APPOINTING FUND COMMISSIONER

WHEREAS, The Town of Hammonton (hereinafter “Local Unit”) is a member of the Statewide Insurance Fund (hereinafter “Fund”), a joint insurance fund as defined in N.J.S.A. 40A:10-36 et seq.; and

WHEREAS, the Fund’s Bylaws require participating members to appoint a Fund Commissioner;

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Town of Hammonton (Local Unit) that Frank Zuber (entity’s elected official or employee) is hereby appointed as the Fund Commissioner for the Local Unit for the Fund Year 2019; and

BE IT FURTHER RESOLVED that Jerry Barberio (second elected official or employee) is hereby appointed as the Alternate Fund Commissioner for the Local Unit for the Fund Year 2019; and

BE IT FURTHER RESOLVED that the Local Unit's Fund Commissioner is authorized and directed to execute all such documents as required by the Fund.

**Resolution #141- 2018 Authorizing Tax / Utility Refunds**

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

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

<u>Block / Lot</u>	<u>Name</u>	<u>Address</u>	<u>Amount</u>	<u>Acct.</u>	<u>Reason</u>
2609-8	Mc Brearty	25 Kay Drive	\$2,325.82.	Utility	Refund
4119-3	O'Bremski	240 Lakeview	\$1,527.30	Tax	Veterans Exemption

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

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

**Resolution #142-2018- Authorizing Duplicate Tax Sale Certificates**

RESOLUTION AUTHORIZING THE TAX COLLECTOR TO ISSUE A DUPLICATE TAX SALE CERTIFICATE WHEN THE ORIGINAL CERTIFICATE IS LOST.

WHEREAS, occasions arise when original tax sale certificate issued by the Tax Collector of the Town of Hammonton to the municipality and/or a third party certificate holder are lost; and

WHEREAS, Chapter 99 of the Laws of 1997 have been enacted into law authorizing a procedure for the issuance of a duplicate tax sale certificate.

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 Tax Collector is authorized to issue a duplicate tax sale certificate to those persons who file a properly executed "Lost Affidavit"

**Resolution #143-2018- 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/close out of accounts are authorized as approved by the respective Department Heads of the Town of Hammonton:

AT&T Mobility	\$3,036.63	Planning Board Escrow
South Jersey Gas	\$ 2,166.00	Street Opening Escrow

**Resolution #144-2018- Authorize Electronic Tax Sale**

Resolution authorizing the Tax Collector to hold an Electronic Tax Sale

WHEREAS, N.J.S.A. 54:5-19, requires that the Tax Collector hold a tax sale once a year for unpaid property taxes and other municipal charges; and

WHEREAS, N.J.S.A. 54:5-19.1 authorizes electronic tax sales pursuant to rules and regulations promulgated by the Director of the Division of Local Government Services; and

WHEREAS, an electronic tax sale is innovative and provides a greater pool of potential lien buyers, thus creating the environment for a more complete tax sale process;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Town of Hammonton, County of Atlantic, and State of New Jersey that the Tax Collector is authorized to hold an electronic tax sale.

**Resolution #145-2018- Authorize Contract for Tax Sale**

Resolution authorizing execution of a contract with ROK Industries, Inc. d/b/a NJTaxLienInvestor.com and Realauction .com for electronic tax sale

WHEREAS, the Tax Collector has requested the town to authorize a contract for an Electronic Tax Sale for the Tax Collector's office; and

WHEREAS, the Tax Collector has issued requests for quotes for this project; and

WHEREAS, the Town of Hammonton wishes to enter into a contract with ROK Industries, Inc. d/b/a NJTaxLienInvestor.com and Realauction.com for the electronic tax sale;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Town of Hammonton, County of Atlantic, and State of New Jersey that the Mayor and Town Clerk are hereby authorized to execute an agreement with ROK Industries, Inc. d/b/a/ NJTaxLienInvestor.com and Realauction.com for the Electronic Tax Sale for the Tax Collector's Office, in the total maximum contract not to exceed \$4,500.00 (15.00 per line).

BE IT FURTHER RESOLVED that funds to pay the above stated amount will be realized through the tax sale costs collected as part of the electronic tax sale.

**Resolution #146-2018 Establish Fee for Tax Notices**

Resolution establishing the fee for the mailing of tax notices

WHEREAS, N.J.S.A. 54:5-26 permits that notwithstanding anything to the contrary, when holding a tax sale, in lieu of any two publications, notice the property owner and to any person or entity entitled to notice of foreclosure pursuant to section 20 of P.L.1948, c.96 (C. 54:5-104.48) may be given by regular or certified mail, the costs of which shall be added to the cost of sale in addition to those provided in R.S.54:5-38, not to exceed \$25 for each notice for a particular property;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Town of Hammonton, County of Atlantic and State of New Jersey that in the Tax Collector is hereby authorized to charge \$25.00 for the mailing of the first tax sale notice for a particular property.

**Resolution #146-2018 above is not adopted. No Fee to be charged.**

**Resolution #147-2018 – Redevelopment of Celona Property**

Resolution Supporting a Redevelopment Study at the  
Celona Property

WHEREAS, the Governing Body of the Town of Hammonton has determined that on the Celona Property identified as Block 2421, Lot 2.03, located at 130 Railroad Avenue (herein referred to as the "Property") there has been a discharge of hazardous substances or a hazardous waste .  
WHEREAS, the Town of Hammonton is applying from the Hazardous Discharge Site Fund for funding for the assessment and investigation of the Celona Property in order to determine the extent or the existence of any hazardous substance or hazardous waste.

WHEREAS, the Town of Hammonton intends to acquire the property by voluntary conveyance for the purposes of redevelopment.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Town of Hammonton, County of Atlantic, State of New Jersey, that the Town of Hammonton is committed to the redevelopment of the Celona Property for the purpose of returning the Property to a viable productive part of the community, which not only stimulates further economic growth but also protects the environment. Furthermore, the Town of Hammonton finds that a realistic opportunity exists for the redevelopment of the Celona Property within a three-year period after the completion of the remediation of this site either through the planned redevelopment project, or through alternate redevelopment. The Town of Hammonton has indicated that the most probable use of the site as directed by the town ordinance for downtown district will be medical or professional offices with upper level residential use.

**Resolution #148-2018- Appoint Emergency Management Coordinator**

RESOLUTION APPOINTING AN  
Emergency Management Coordinator

WHEREAS, The Atlantic County of Emergency Preparedness has request that the Town of Hammonton appoint an Emergency Management Coordinator for the purpose of designating an emergency contact within the Town of Hammonton: and

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Hammonton that Robert Jones, the Chief of Police is hereby appointed as the Emergency Management Coordinator for The Town of Hammonton for a 3 year term that commenced on January 1, 2017 and will expire December 31, 2019.

**Resolution #149-2018 – Fixing Salaries Certain Employees**

RESOLUTION SETTING SALARIES OF EMPLOYEES

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

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

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

Employee	TITLE	Salary Effective 10/1/2018 to 12/31/18
Collection of Tax Sharon Riley	Part Time Tax Collector	\$23,400.00
Deborah Fitchett	Municipal Dept. Head Tax Office	\$48,000.00

<u>Employee</u>		<u>Salary Effective</u> <u>1/1/2019 to 12/31/2019</u>
Collection of Tax	TITLE	
Sharon Riley	Part Time Tax Collector	\$23,400.00
Deborah Fitchett	Municipal Dept. Head Tax Office	\$49,100.00

<u>Employee</u>	<u>Title</u>	<u>Salary Effective</u> <u>1/1/2020 to 12/31/2020</u>
Collection of Tax	TITLE	
Sharon Riley	Part Time Tax Collector	\$23,400.00
Deborah Fitchett	Municipal Dept. Head Tax Office	\$49,100.00 or \$59,100.00 Upon Completion of Tax Collector Certification

<u>Employee</u>	<u>Title</u>	<u>Salary Effective</u> <u>1/1/2021 to 12/31/2021</u>
Collection of Tax	TITLE	
Sharon Riley	Part Time Tax Collector	\$23,400.00
Deborah Fitchett	Municipal Dept. Head Tax Office	\$59,100.00 Upon Completion of Tax Collector Certification

**Resolution # 150 – 2018- Budget Transfers**

TRANSFER OF BUDGET APPROPRIATIONS

BE IT RESOLVED, by the Mayor and Common Council of the Town of Hammonton, County of Atlantic, and State of New Jersey, that there be and hereby is authorized the following transfer from the 2018 Budget appropriations with an effective date of November 1, 2018.

**CURRENT FUND**

From:	Group Insurance - Operating Expenses	\$ 76,000.00
To:	Police – Salaries and Wages	\$ 24,800.00
To:	Police – Operating Expense	\$ 10,000.00
To:	DCRP – Operating Expense	\$ 1,200.00
To:	Legal – Operating Expenses	\$ 40,000.00
From:	Collection of Tax – Salary and Wages	\$ 6,000.00
To:	Admin, – Operating Expense	\$ 1,000.00
To:	Collection of Taxes – Operating Expense	\$ 1,000.00
To:	Public Bldg & Grds – Operating Expense	\$ 3,000.00
To:	Airport – Operating Expenses	\$ 1,000.00



**Resolution #151-2018- Authorizing Mainstreet New Years Eve Bash**

RESOLUTION AUTHORIZING AND ENDORSING  
MAINSTREET HAMMONTON NEW YEARS EVE BASH

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

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

WHEREAS, Monday, December 31, 2018 is the scheduled date for the MainStreet Hammonton New Years Eve Bash from 10:00 p.m to 12:30 a.m.; and

WHEREAS, Mainstreet Hammonton is requested use of the Town Hall parking lot, and Building and the closure of Central Avenue from Bellevue to Vine Street from 5:00 p.m to 1:30 a.m on December 31<sup>st</sup>, 2018.

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, STATE OF NEW JERSEY, that the Mainstreet Hammonton New Years Eve Bash is acknowledged and endorsed.

BE IT FURTHER RESOLVED, that the Town of Hammonton will provide police assistance for this event.

**Resolution #152-2018- Award Contract Clarifier Tanks**

AWARD OF CONTRACT FOR  
WASTE WATER TREATMENT FACILITY CLARIFIER TANKS

WHEREAS, on October 17, 2018 the Town of Hammonton received bids for the Waster Water Treatment Facility Clarifier Tanks; and

WHEREAS, the lowest responsible bidder for the project is Zack Painting Co., Inc. from Fords, NJ with a total Bid of \$24,800.00; and

WHEREAS, the funding for the proposed project is available and the "Certificate of Availability of Funds" is attached hereto.

NOW, THEREFORE BE IT RESOLVED THAT the Mayor and Town Council of the Town of Hammonton hereby award the contract for Waster Water Treatment Facility Clarifier Tanks to Zack Painting Co., Inc. in the total amount of \$24,800.00.

**Resolution #153-2018- Authorize Online Auction for Electricity Supply**

A RESOLUTION OF TOWN OF HAMMONTON  
AUTHORIZING THE PURCHASE OF ELECTRICITY SUPPLY SERVICES  
FOR PUBLIC USE ON AN ONLINE AUCTION WEBSITE  
"Lighting Accounts"

WHEREAS, Town of Hammonton has determined to move forward with the EMEX Reverse Auction in order procure electricity for Town of Hammonton; and

WHEREAS, the Local Unit Technology Pilot Program and Study Act (P.L. 2001, c. 30) (the "Act") authorizes the purchase of electricity supply service for public use through the use of an online auction service; and

WHEREAS, Town of Hammonton will utilize the online auction services of EMEX, LLC, an approved vendor pursuant to the Act, waiver number EMEX LLC-1, located at [www.energymarketexchange.com](http://www.energymarketexchange.com); and

WHEREAS, EMEX, LLC is compensated for all services rendered through the participating supplier that a contract is awarded to; and

WHEREAS, the auction will be conducted pursuant to the Act; and be it

WHEREAS, if the auction for the lighting accounts achieves a price of \$0.0597/kWh or less for a 12 month term, a price of \$0.0601/kWh or less for an 18 month term, or a price of \$0.0597/kWh or less for a 24 month term; Town of Hammonton may award a contract to the winning supplier for the selected term.

RESOLVED, that a certified copy of the within Resolution be forwarded by the Municipal Clerk to the following: EMEX LLC; and

FURTHER RESOLVED, that the Mayor and Council of the Town of Hammonton be and [he/she] hereby is authorized to execute on behalf of the Town of Hammonton any electricity contract proffered by the participating supplier that submits the winning bid in the EMEX Reverse Auction if the auction for the lighting accounts achieves a price of \$0.0617/kWh or less for a 12 month term, a price of \$0.0607/kWh or less for an 18 month term, or a price of \$0.0617/kWh or less for a 24 month term; Town of Hammonton may award a contract to the winning supplier for the selected term.

**Resolution #154-2018- Support Submission of Grant Application Bicycle Advisory Committee**

Supporting the Submission of an Application by the Hammonton  
Bicycle Advisory Committee for a grant from the Walk America Foundation

Whereas, the Town of Hammonton encourages residents to live a healthy lifestyle, including walking whenever possible to achieve cardiovascular benefits, etc.; and

Whereas, walking has been shown to improve community relations and the sense of togetherness necessary for a harmonious community, through increased informal positive interactions among residents; and

Whereas, the Walk America Foundation is offering grants of up to \$1,500 for initiatives that stimulate and inspire residents to increase walking in the community; and

Whereas, the Hammonton Bicycle Advisory Committee wishes to submit an application to the Walk America Foundation for such a grant, for an initiative that aims not only to increase the amount of walking by residents but also supporting the growth of the arts in town,

Now therefore, the Council of the Town of Hammonton expresses its strong support for submission of this grant application by the Bicycle Advisory Committee, and authorizes the Mayor and/or Town Administrator to submit any documentation needed by the Walk America Foundation to memorialize that support.

Motion by Council Person Gribbin Second Sacco

Resolutions #140 to 145 and 147 to 154 are adopted. Resolution #146-2018 is not adopted no fee charged.

Roll Call

Councilperson:

Furgione – Yes

Giralo – Yes to all but no to resolution #144-2018

Gribbin - Yes

Rodio- Yes

Sacco - Yes

Torrissi – Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

PUBLIC HEARD

No One desired to be heard

MEETING ADJURNED

Motion by Council Person Gribbin Second Giralo