

Regular Meeting of Mayor and Council June 28, 2021
Town Hall Council Chambers, 100 Central Avenue
Executive Session 6:00 P.M.
Public Session 7:00 P.M.

MEETING CALLED TO ORDER

ATTENDANCE ROLL CALL

Councilperson:

Furgione - Present

Giralo - Present

Gribbin - Absent

Oliva - Present

Olivo - Present

Rodio – Present

Mayor DiDonato - Present

PRESENT ALSO

Michael Malinsky, Town Solicitor

Bob Vettese, PWM

EXECUTIVE SESSION Resolution #064-2021

Motion by Council Person Giralo Second Furgione

Enter into Executive Session

Motion by Council Person Oliva Second Giralo

Close Executive Session

RESUME REGULAR MEETING-ROLL CALL

Councilperson:

Furgione - Present

Giralo - Present

Gribbin - Absent

Oliva - Present

Olivo - Present

Rodio – Present

Mayor DiDonato - Present

PRESENT ALSO

Michael Malinsky, Town Solicitor

Robert Vettese, Public Works Manager

Dave Cella of ARH, Town Engineer

PUBLIC NOTICE

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

PLEDGE OF ALLEGIANCE

PUBLIC HEARD FOR AGENDA ACTION ITEMS

No one desired to be heard

APPROVAL OF MINUTES

Executive Minutes May 24, 2021

Council Minutes April 24, 2021

Motion by Council Person Oliva Second Rodio

Minutes are approved

Roll Call

Councilperson:

Furgione - Yes

Giralo – abstain not at meeting

Gribbin - Absent

Oliva – Yes

Olivo - Yes

Rodio - Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

PRESENTATION

- Councilmen Jon Oliva Proclamation to good Samaritan Soup Kitchen

DISPENSE WITH REGULAR ORDER OF BUSINESS

RESOLUTION #076-2021 – Amend 2021 Budget

RESOLUTION TO AMEND BUDGET

WHEREAS, the local municipal budget for the year 2021 was approved on the 24th day of May 2021, and

WHEREAS, the public hearing on said budget will be held as advertised on June 28, 2021, and

WHEREAS, it is desired to amend said approved budget,

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Town of Hammonton, County of Atlantic, that the following amendment to the approved budget of 2021 be made:

DEDICATED REVENUES FROM WATER/SEWER UTILITY

DEDICATED REVENUES FROM WATER UTILITY

	<u>From</u>	<u>To</u>	
Operating Surplus Anticipated	\$ 100,000.00	\$ 107,000.00	7,000.00
Rents	\$ 5,678,431.27	\$ 6,040,860.27	362,429.00

Special Items of General Revenue Anticipated with Prior Written

Consent of Director of Local Government Services:

Federal - American Rescue Plan	\$ 369,429.00	\$ -	(369,429.00)
Total Water Utility Revenues	\$ 6,285,033.27	\$ 6,285,033.27	0.00

BE IT FURTHER RESOLVED, that certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services for certification of the local municipal budget so amended.

Motion by Council Person Giraldo Second Olivo
Resolution #076-2021 is adopted

Roll Call

Councilperson:

Furgione - Yes

Giraldo - Yes

Gribbin - Absent

Oliva - Yes

Olivo - Yes

Rodio - Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

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

**COUNTY OF ATLANTIC
CALENDAR YEAR 2021**

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

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 1.0% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

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

WHEREAS, the Town Council of the Town of Hammonton in the County of Atlantic finds it advisable and necessary to increase its CY 2021 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Town Council hereby determines that a 2.5% increase in the budget for said year, amounting to \$ 260,333.59 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

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

NOW THEREFORE BE IT ORDAINED, by the Town Council of the Town of Hammonton, in the County of Atlantic, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2021 budget year, the final appropriations of the Town of Hammonton shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$364,467.03, and that the CY 2021 municipal budget for the Town of Hammonton be approved and adopted in accordance with this ordinance; and,

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

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

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

Motion by Council Person Giraldo Second Furgione
Ordinance 006-2021 is open for public hearing

Motion by Council Person Giraldo Second Olivo
Ordinance 006-2021 is adopted and approved for final publication

Roll Call

Councilperson:

Furgione - Yes

Giraldo – Yes

Gribbin - Absent

Oliva – Yes

Olivo- Yes

Rodio - Yes

Mayor DiDonato - Yes

Public Hearing on 2021 Budget

Motion by Council Person Giraldo Second Furgione
Budget is open for public hearing

Motion by Council Person Giraldo Second Furgione
Closed public hearing of Budget

Resolution #077-2021- Adoption of the 2021 Budget

A RESOLUTION ADOPTING THE 2021 BUDGET

Be It Resolved by the Mayor and Council of the Town of Hammonton, County of Atlantic that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

- (a) \$9,764,850.90 (Item 2 below) for municipal purposes, and
- (b) None (Item 3 below) for school purposes in Type I School Districts only (N.J.S. 18A:9-2) to be raised by taxation and,
- (c) None (Item 4 below) to be added to the Certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (N.J.S. 18A:9-3) and certification to the County Board of Taxation of the following summary of General revenues and appropriations.

- (d) None (Sheet 43) Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy
- (e) None (Item 5 Below) Minimum Library Levy

1. General Revenues		
Surplus Anticipated	08-100	\$ 1,820,000.00
Misc. Revenues Anticipated	40004-10	\$ 2,950,458.12
Receipts from Delinquent Taxes	15-499	\$ 2,700.00
2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES (Item 6 (a), Sheet 11)	07-190	\$ 9,764,850.90
3. AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY: Item 6, Sheet 42	07-195	0.00
Item 6 (b), Sheet 11 (N.J.S.40A:4-14	07-191	0.00
Total Amount to be Raised by Taxation for Schools in Type I School Districts Only		0.00
4. TO BE ADDED TO THE CERTIFICATE FOR AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY:		
Item 6 (b), Sheet 11 (N.J.S.40A:4-14)	07-191	0.00
5. AMOUNT TO BE RAISED BY TAXATION MINIMUM LIBRARY LEVY	07-192	0.00
Total Revenues	40000-10	\$14,538,009.02
6. GENERAL APPROPRIATIONS:		
Within "CAPS"		
(a&b) Operations Including Contingent		\$ 9,543,311.90
(e) Deferred Charges and Statutory Expenditures – Municipal		\$ 1,156,875.00
(g) Cash Deficit		0.00
Excluded from "CAPS"		
(a) Operations – Total Operations Excluded From "CAPS"		\$ 71,676.59
(c) Capital Improvements		\$ 150,000.00
(d) Municipal Debt Service		\$ 2,480,200.00
(e) Deferred Charges – Municipal		0.00
(f) Judgements		0.00
(n) Transferred to Board of Education for Use of Local Schools (N.J.S.40:48-17.1 & 17.3)		0.00
(g) Cash Deficit		0.00
(k) For Local District School Purposes		0.00
(m) Reserve for Uncollected Taxes (Include Other Reserves if Any)		\$ 1,135,945.53
7. SCHOOL APPROPRIATIONS-TYPE I SCHOOL DISTRICTS ONLY (N.J.S. 40A:4-13)		0.00
Total Appropriations		\$14,538,009.02

It is hereby certified that the within budget is a true copy of the budget finally adopted by resolution of the Governing Body on the 28th day of June, 2021. It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the 2021 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

Motion by Council Person Rodio Second Giraldo
Resolution #077-2021 is adopted

Roll Call

Councilperson:

Furgione - Yes

Giralo – Yes

Gribbin - Absent

Oliva – Yes

Olivo - Yes

Rodio - Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

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

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

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

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

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

216-19 A Annual Registration Fees

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

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

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

Motion by Council Person Furgione Second Olivo
Ordinance #007-2021 is open for public hearing

Motion by Council Person Olivo Second Rodio
Ordinance #007-2021 is adopted and approved for final publication

Roll Call

Councilperson:

Furgione - Yes

Giralo – No

Gribbin - Absent

Oliva – Yes

Olivo- Yes

Rodio - Yes
Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

Public Hearing of Ordinance # 009-2021- Amending Chapter 51 Exemption Civil Service

AN ORDINANCE TO AMEND CHAPTER 51 OF THE GENERAL ORDINANCES OF THE TOWN OF HAMMONTON

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

1. Chapter 51, a new Section 51-2(C) is added which states as follows:
C. Exemption from Civil Service Examination. The Town may hire a candidate for an entry-level law enforcement position who has not taken a civil service examination, provided the candidate has successfully completed a full Basic Course for Police Officers training course at a school approved and authorized by the New Jersey Police Training commission. Nothing in this Section 51-2(C) shall be interpreted or construed to require the Town to fill an entry-level law enforcement position with a candidate that has not completed a civil service examination.
2. Chapter 51, former Section 51-2(C) is now Section 51-2(D).

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 Oliva
Ordinance #009-2021 is open for public hearing

Motion by Council Person Furgione Second Giraldo
Ordinance #009-2021 is adopted and approved for final publication

Roll Call

Councilperson:
Furgione - Yes
Giraldo - Yes
Gribbin - Absent
Oliva - Yes
Olivo- Yes
Rodio - Yes
Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

COMMITTEE REPORTS

Administration - Councilman Gribbin (Absent report given by Bill Olivo)

- June 8th we had our admin committee meeting and reviewed code enforcement
- The Town along with Atlanticare will have a COVID 19 vaccination clinic on June 14th from 10 am to 1 pm at Town Hall

Business & Industry – Councilman Olivo

- Friday July 2nd from 10am to 12pm Mt. Carmel will have a food distribution at their location
- July 4th Parade at 11 am and fireworks at dusk at lake park
- Pickle Express had their grand opening on June 17th.
- July 15th Just In time will have it's grand opening
- Peach Party will be August 7th
- August 21st food truck festival will take place
- Waiving fees for Business registration for 2021
- Red White and Blueberry Festival was a huge success. Thanked all that helped

Quality of Life – Councilman Oliva

- Environmental Commission had its first in person meeting on July 9th
- Welcomed Kelly Vitalo as the secretary
- Clock Committee - the water line is in for the fountain and complete. There will be a formal event celebrating the clock in October 9th details to follow.
- Planning and Zoning welcomed Robin Ripa as the new secretary.
- The 146th Mt. Carmel Event will start July 15th to July 20th. Procession on the July 16th and fireworks.
- Red White and Blueberry Festival was a success. Chamber of Commerce received a resolution from the State
- Spoke about the County and early voting. Town sent a letter requesting it along with the county.

Education - Councilman Giraldo

- Middle School had graduation on June 15th, High School on June 16th and teachers completed the year on the 17th
- Hammonton High School Softball team won the SJ Title
- Meals are still available for students.
- July 6th to August 5th School programs start
- Teacher contracts are completed and settled.
- August 26th School Starts
- No School Board meeting in July

Public Works & Transportation - Councilman Rodio

- reviewed actions items on engineer's report
- wished everyone a Happy 4th of July

Law & Order - Mayor DiDonato

- Police Chief Kevin Friel gave the roper for Law and Order.
- Town COVID 19 vaccination is at 55%, 48% fully
- 4th of July fireworks at dusk
- There will be no parking in certain locations during the 4th of July celebration, please obey the signs.
- Update on the body cameras for the police dept. We have applied for and received a grant in the amount of \$61,140.00 for the cameras.
- Spoke about the Hazard Mitigation plan that the Town is working on. We need to have public awareness and input. The public can do this by going to the website and making suggestion under the OEM link.

Water & Sewer - Councilman Furgione

- updated the clarifier work

- the trenches at Boyer Ave are working well
- Please watch the use of your irrigation. The use in the last month has been high.
- Water Meters will be installed, we are trying to do 12 to 20 per week.
- Vac Truck is scheduled to be received in August.
- Spoke about Nancy Wittenberg from Pinelands, she passed and sent his condolences to the family.

ENGINEER REPORT

ACTION ITEMS:

1. NJDOT – Local Aid Grants (ARH #11-40041):

The NJDOT has announced that applications for FY2022 funding are due July 1, 2021. As authorized last meeting ARH is preparing the following applications for funding consideration:

Municipal Aid -	Old Forks Road from the WHP to Town Line
Bikeways -	Termination of current path to the Lake Park
Safe Streets to Transit -	Flashing Beacons on 11 th street at the Bike Path crossing and improvements to the Train Station

As part of the application process there is a requirement to adopt resolutions to accompany the applications. We are prepared to submit prior to the July 1st deadline.

Action Requested:

Adopt resolutions for the FY2022 NJDOT Grant Applications for the projects noted.

UNDER CLERKS Report Resolutions #80, 81 and 82

SOLICITOR REPORT

Introduction of Ordinance #012-2021

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

WHEREAS, Lot 18 of Block 3606 are owned by the Town of Hammonton; and WHEREAS, Lot 18 of Block 3606 is vacant land and not needed for public purposes; and WHEREAS, it is in the best interest of the Town to sell Lot 18; 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 3606, Lot 18 - at a minimum amount of \$65,000.00

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 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, September 27, 2021, 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 deed will also contain a 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 Oliva

Roll Call

Councilperson:

Furgione - Yes

Giraldo – Yes

Gribbin - Absent

Oliva – Yes

Olivo- Yes

Rodio - Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

MAYOR REPORT

No action items

PWM REPORT

Safe Routes to Schools, Sooy Elementary School

We have received the funding agreement from the NJDOT related to Preliminary Engineering work for the SRTS Project. A resolution to authorize the Town officials to sign the NJDOT funding agreement and award a contract to Greenman-Pedersen, Inc. (GPI) for \$324,908.97 is recommended.

Motion by Council Person Rodio Second Giraldo

Approved contingent upon funding by 159 resolution in July

Roll Call

Councilperson:

Furgione - Yes

Giraldo – Yes

Gribbin - Absent

Oliva – Yes

Olivo- Yes

Rodio - Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

Drainage Projects

We reviewed the price quotes received for the Ranere Avenue drainage improvement with the PWTC. A recommendation for award consideration to the following company and amount is provided for approval subject to verification of funding availability.

JCM Plumbing, Heating & Excavation Inc.
3425 S. White Horse Pike
Hammonton, NJ 08037
Amount = \$17,150.00

Motion by Council Person Rodio Second Giraldo
Approval of PO above

Roll Call

Councilperson:

Furgione - Yes

Giraldo - Yes

Gribbin - Absent

Oliva - Yes

Olivo- Yes

Rodio - Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

Hammonton Middle School Tennis Court Improvements

The Town is working with the school to coordinate the proposed improvements at the two (2) tennis courts located at the Hammonton Middle School on Liberty Street.

The Town received price quotes for the improvements to the existing lights and perimeter fence at the tennis courts. The following award recommendation was discussed subject to verification of funds.

Court Lighting

Electri-Tech, Inc.
1334 Mays Landing Road
Folsom, NJ 08037
Amount - \$6,950.00

Motion by Council Person Oliva Second Rodio
Approval of PO above

Roll Call

Councilperson:

Furgione - Yes

Giraldo - Yes

Gribbin - Absent

Oliva - Yes

Olivo- Yes

Rodio - Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

Perimeter Fence Replacement

All Vinyl Fencing

453 Middle Road

Hammonton, NJ 08037

Amount - \$39,505.00 w/alternate 6A, bottom rail

Motion by Council Person Oliva Second Giraldo

Approval of PO above, contingent upon the School approving the resurfacing of the Tennis Courts.

Roll Call

Councilperson:

Furgione - Yes

Giraldo – Yes

Gribbin - Absent

Oliva – Yes

Olivo- Yes

Rodio - Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

Electric Vehicle Charging Station, Vine Street Parking Lot

The Town has received notice and an agreement from the State for approval of a grant in the amount of \$8,000 maximum for the installation of a dual port electrical vehicle charging station within the Vine Street municipal parking lot across from Town Hall. Any difference in the cost for the project completion must be established within the Town Budget for 2021. We have completed an application to Atlantic City Electric to supply an electric service to the site and will be meeting with them shortly.

We will be preparing general specifications and request for price quotes for the supply of material, installation, site work and signage for the project. An ordinance to establish the two (2) parking spaces within the Vine Street municipal parking lot will be considered at a future Council meeting.

Sustainable N.J. Atlantic City Electric Grant

The Town and Environmental Commission are investigating possible projects that might be eligible for a \$2,000 to \$5,000 maximum grant from the Sustainable N.J. Atlantic City Electric grant program. We will be discussing possible projects with the appropriate Town committees.

2022 Municipal Aid/Discretionary Aid

ARH will provide resolutions for Council's action to allow submission of three (3) applications to the NJDOT for funding consideration as authorized last meeting.

Rt. #54 NJDOT update

A representative from NJDOT indicated their contractor will be resurfacing a portion of Rt. #54 extending from Tilton Street to West End Avenue during the month of July, weather permitting. We will keep Council informed once a final date is known.

We also received a notice from the NJDOT that a portion of Rt. #30, White Horse Pike extending from Elwood light in Mullica Township west to Moss Mill Road will be resurfaced this summer. Once a final date for the work is established we will notify the Council.

Bellevue Avenue Parklets and Crosswalks

A letter was sent to Vanessa Meades at the NJDOT regarding the guidelines for establishment of parklets within the downtown area along with the possibility for the placement of new painted crosswalks at the downtown intersections along Rt. #54. Any information received will be shared with the downtown representatives and Council.

Rt. #54 Water Main Replacement

Council approved the ARH proposal last month related to completing the work for this project along with a section of 1st Road near 10th Street and the White Horse Pike, State Rt. #30 near Seagrove Avenue. Council will review the option to use I-Bank H2Loan funding for these projects.

Storm Water Utility Program

Princeton Hydro will be continuing with their evaluation report and will be scheduling a second meeting with the steering committee for input, questions and direction soon. They will send out a notice for same.

Pedestrian/Bicycle Master Plan Report

Sam Schwartz consultant for the Town has completed the final version of the report which was approved by the State. If deemed acceptable by the Town, approval action by the Town would be appropriate.

Other items

July schedule (items must be out prior to 6 am)

- Monday, July 5th is a Holiday. Trash and bulky waste pickups for Monday will occur on Tuesday the 6th.
- Bulky 5th to 9th – 3 item limit
- Brush 12th to 16th – One (1) 6' x 6' pile allowed
- Recycling pickup by the County will occur on July 12th to the 16th and July 26th to the 30th.

TOWN CLERK REPORT

- 1) Acceptance of resignation of Sean Cameron in good standing from Fire Company #2. Approved at Fire Company meeting June 9, 2021.
- 2) Accept retirement of Andrea Effinger from her position as Department Head of the construction office effective as of January 1, 2022.
- 3) Approval to hire Andrew Joyce in the Highway Department fulltime as Truck Driver Heavy, single benefits, yearly salary of \$29,183.00 retroactive to May 25, 2021. Pending all civil service rules and regulations

Motion by Council Giraldo Second Olivo
Approval of items 1 to 3

Roll Call

Councilperson:

Furgione – Yes

Giraldo – Yes

Gribbin - Absent

Oliva – Yes

Olivo- Yes

Rodio - Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

APPROVE BILL LIST & PURCHASE ORDERS

Motion by Council Giraldo Second Olivo

Approval of Bill list and purchase orders, and additional payment to Hammonton Revitalization Corp. for \$100,000.00 Grant

Roll Call

Councilperson:

Furgione – Yes

Giraldo – Yes

Gribbin - Absent

Oliva – Yes

Olivo- Yes

Rodio - Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

NEW BUSINESS

ORDINANCES FOR INTRODUCTION

Introduction of Ordinance #010-2021- Fixing Salaries for Employees

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

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

<u>Title</u>	<u>Minimum</u>	<u>Maximum</u>
Hammonton Municipal Court Judge	\$29,000.00	\$90,000.00

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

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

Motion by Council Giraldo Second Oliva

Ordinance #10-2021 has passed first reading and is approved for legal advertisement

Roll Call

Councilperson:

Furgione – Yes

Giraldo – Yes

Gribbin - Absent

Oliva – Yes

Olivo- Yes

Rodio - Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

Introduction of Bond Ordinance #011-2021- ADA Improvements to Receptions Facilities Hammonton Lake Park

BOND ORDINANCE PROVIDING FOR ADA PLAYGROUND IMPROVEMENTS AT HAMMONTON LAKE PARK, BY AND IN THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC, STATE OF NEW JERSEY; APPROPRIATING \$440,000 THEREFOR (INCLUDING A GRANT FROM THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM) AND AUTHORIZING THE ISSUANCE OF \$38,000 BONDS OR NOTES OF THE TOWN TO FINANCE PART OF THE COST THEREOF

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

AS FOLLOWS:

SECTION 1. The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized as a general improvement or purpose to be undertaken by the Town of Hammonton, in the County of Atlantic, State of New Jersey (the "Town"). For the said improvement or purpose stated in Section 3, there is hereby appropriated the sum of \$440,000, which sum includes a \$400,000 Community Development Block Grant administered by the State of New Jersey on behalf of the U.S. Department of Housing and Urban Development (the "Grant"), and \$2,000 as the amount of down payment for said improvement or purpose required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the "Local Bond Law"). Said down payment is now available therefor by virtue of an appropriation in a previously adopted budget or budgets of the Town for down payment or for capital improvement purposes.

SECTION 2. For the financing of said improvement or purpose described in Section 3 hereof and to meet the part of said \$440,000 appropriation not provided for by application hereunder of said down payment and Grant, negotiable bonds of the Town are hereby authorized to be issued in the principal amount of \$38,000 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes of the Town in a principal amount not exceeding \$38,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

SECTION 3. (a) The improvement hereby authorized and purpose for the financing of which said bonds or notes are to be issued is ADA playground improvements at Hammonton Lake Park. The improvements and purposes set forth in

Section 3(a) shall also include, as applicable, all engineering and design work related thereto, surveying, construction planning, preparation of plans and specifications, permits, bid documents, construction inspection and contract administration, environmental testing and remediation and all work, materials, equipment, labor and appurtenances necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for said improvement or purpose is \$38,000.

(c) The estimated cost of said improvement or purpose is \$440,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor, is the down payment in the amount of \$2,000 for said improvement or purpose and the Grant.

SECTION 4. Except for the Grant, in the event the United States of America, the State of New Jersey, the County of Atlantic or any other source makes a contribution or grant in aid to the Town, for the improvement and purpose authorized hereby and the same shall be received by the Town prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey, the County of Atlantic or any other source. Except for the Grant, in the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey, the County of Atlantic or any other source, shall be received by the Town after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the Town as a result of using funds from this bond ordinance as "matching local funds" to receive such contribution or grant in aid.

SECTION 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Town, provided that no note shall mature later than one (1) year from its date or otherwise authorized by the Local Bond Law. The 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 the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to

time at public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon 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 notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, and the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

SECTION 6. 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 7. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense and is an improvement which the Town may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 15 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Town and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and 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 or notes provided for in this bond ordinance by \$38,000 and the said bonds or notes authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$88,000 for items of expense listed in and permitted under section 20 of the Local Bond Law is included in the estimated cost indicated herein for the purpose or improvement hereinbefore described.

SECTION 8. The full faith and credit of the Town are hereby pledged to the punctual payment of the principal of and the interest on the bonds or notes authorized by this bond ordinance. The bonds or notes 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 bonds or notes and the interest thereon without limitation as to rate or amount.

SECTION 9. The Town reasonably expects to reimburse any expenditures toward the costs of the improvement or purpose described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the Town's official intent to reimburse any expenditures toward the costs of the improvement or purpose described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations Section 150-2 . No reimbursement allocation will employ an "abusive arbitrage device" under Treasury Regulations §1.148-10 to avoid the arbitrage restrictions or to avoid the restrictions under Sections 142 through 147, inclusive, of the Internal Revenue Code of 1986, as amended (the "Code"). The proceeds of any bonds or notes authorized by this bond ordinance used to reimburse the Town for costs of the improvement or purpose described in Section 3 hereof, or funds corresponding to such amounts, will not be used in a manner that results in the creation of "replacement proceeds", including "sinking funds", "pledged funds" or funds subject to a "negative pledge" (as such terms are defined in Treasury Regulations §1.148-1), of any bonds or notes authorized by this bond ordinance or another issue of debt obligations of the Town, other than amounts deposited into a "bona fide debt service fund" (as defined in Treasury Regulations §1.148-1). The bonds or notes authorized herein to reimburse the Town for any expenditures toward the costs of the improvement or purpose described in Section 3 hereof will be issued in an amount not to exceed \$38,000. The costs to be reimbursed with the proceeds of the bonds or notes authorized herein will be "capital expenditures" in accordance with the meaning of Section 150 of the Code. All reimbursement allocations will occur not later than 18 months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized by this bond ordinance is paid, or (ii) the date the improvement or purpose described in Section 3 hereof is "placed in service" (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than 3 years after the expenditure is paid.

SECTION 10. 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 11. The Town covenants to maintain the exclusion from gross income under section 103(a) of the Code of the interest on all bonds and notes issued under this ordinance.

Motion by Council Olivo Second Giraldo

Ordinance #11-2021 has passed first reading and is approved for legal advertisement

Roll Call

Councilperson:

Furgione – Yes

Giraldo – Yes

Gribbin - Absent

Oliva – Yes

Olivo- Yes

Rodio - Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

RESOLUTIONS

Resolution #065-2021- Authorize contract with Greenman-Pedersen Safe routes to School Program

ARESOLUTION AUTHORIZING THE MAYOR AND CLERK TO EXECUTE A CONTRACT WITH GREENMAN-PEDERSEN, INC.

WHEREAS, the Federal Highway Administration (FHWA) funds being administered by the State of New Jersey, Department of Transportation, (NJDOT), Division of Local Aid and Economic Development has authorized funding up to an amount of \$324,908.97, for a Safe Routes to School Program for the Sooy Elementary Area Sidewalk and ADA Ramp Improvement Project; and

WHEREAS, this authorization was based on the scope of work and budget agreed upon by the Town of Hammonton and the NJDOT Division of Local Aid; and

WHEREAS, the scope of work in this authorization includes Preliminary Engineering (PE) Activities, and

WHEREAS, Final Design (FD) Activities will be authorized once PE activities have been completed; and

WHEREAS, it is necessary for the Town to enter into a design contract between the Town of Hammonton and Greenman-Pedersen, Inc. (GPI) for the Preliminary Engineering (PE) Activities; and

WHEREAS, work cannot begin until this contract is executed by the Town of Hammonton and Greenman-Pedersen, Inc.; and

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Town of Hammonton, County of Atlantic and State of New Jersey on this 28th day of June, 2021:

- I. The Mayor and Clerk are authorized to execute the attached contract with Greenman-Pedersen, Inc.

3. The Clerk is hereby directed to return four (4) original signed and sealed copies of the attached agreement for execution by Greenman-Pedersen, Inc.

Resolution #066-2020- Issuance of ABC Licenses

RESOLUTION OF THE TOWN OF HAMMONTON,
ATLANTIC COUNTY, NEW JERSEY,
AUTHORIZING THE ISSUANCE OF ABC LICENSES
BEGINNING JULY 1, 2021 AND EXPIRING JUNE 30, 2022

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

License Number

Consumption License

0113 33 020 004 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 Exquisite Events Resorts
. Location: 755 S. White Horse Pike

0113 33 028 006 Lynne Lucca
Pocket Special Ruling ABC
Location: 774 Woodlawn Hammonton

0113 33 003 012 Apple New Jersey LLC
t/a Applebees 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 33 021 004 Silver Coin Diner Inc.
t/a Silver Coin Diner & Rest. Inc.
Location: 10 S. White Horse Pk.

0113 33 022 015 Tomasellos Catering Services LLC
t/a none
Location: 225 N. White Horse Pike

License Number **Consumption License**
0113 33 008 003 Frog Rock Golf & Country Club
t/a same
Location: 420 Boyer Ave.

License Number **Distribution License**
0113-44-004-011 Williamstown Liquors
t/a Buy Rite Liquors
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 The LGG Club
t/a Sons of Italy
Location: 427 N. Third St.

Resolution #067-2021- Approval of Carnival Amusement games

WHEREAS, the individual(s) designated hereunder applied for a license for Amusement Games for the stipulated period set forth in said application; and

WHEREAS, the police have conducted the necessary investigation and approved issuance of license(s); and

WHEREAS, the Mayor and Common Council of the Town of Hammonton have found that the application is in order and that the proper fees have been duly paid to the Town of Hammonton.

NOW, THEREFORE, BE IT RESOLED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, ATLANTIC COUNTY, NEW JERSEY, that the following license(s) are issued to the individual(s) designated herein to operate the specific amusement game set forth herein and the issuance of said license be and the same are hereby approved for the individual and Amusement Game as hereinafter designated contingent upon police background check:

<u>Name</u>	<u>Address</u>	<u>Town Fee</u>	<u>Game</u>
Perry Ristick	Hollywood Blvd, FI	\$50.00	Ping a Duck
		\$50.00	Cover the spot
		\$100.00	Water Gun (2 Games)
		\$50.00	Hoop Shot
		\$50.00	Mini Basketball
		\$100.00	Tip Them Over (2 Games)
Richard Collins	Little Rock, AR	\$50.00	Balloon #1
		\$50.00	One Bull
		\$50.00	Cork Gun
		\$50.00	Ring a Bottle
		\$50.00	Long Range
David Stukart	Wesley Chapel, FL	\$50.00	Block Buster
		\$50.00	Basketball
Dale Bush	Kershaw, SC	\$50.00	Water Game
		\$50.00	Balloons
		\$50.00	Bank A Ball

BE IT FURTHER RESOLVED that the Mayor and Council approve additions to this resolution up to the week of Our Lady of Mt. Carmel Event contingent upon police background investigation and authorization.

Resolution #068-2021 Authorizing Fireworks Display

**RESOLUTION AUTHORIZING FIREWORKS DISPLAY
TOWN OF HAMMONTON 4TH OF JULY**

WHEREAS, the Town of Hammonton is holding 4th of July Fireworks on Sunday, July 4, 2021 rain date of Monday July 5, 2021;

WHEREAS, the Fireworks Display will be conducted at sundown, between the hours of 8:00 p.m. and 10:00 p.m. located at the Hammonton Lake Park:

WHEREAS, the Mayor and Council of the Town of Hammonton have entered into contract with Pyrotecnico Inc. PO Box 149, New Castle Delaware;

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC AND STATE OF NEW JERSEY, that the Town of Hammonton is authorized to enter into contract with Pyrotecnico Inc. for fireworks display on July 4, 2021 with a rain date of July 5, 2021, contingent upon the filing and approval of the necessary certificate of insurance;

Resolution #069-2021- Tax-Water-Sewer Refunds

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

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

<u>Block / Lot</u>	<u>Name</u>	<u>Address</u>	<u>Amount</u>	<u>Reason</u>
1302/1	Joseph Shelli Prop.	614 11 th Street	\$1,450.00	Refund/ Utility Taps

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 # 070-2021 – Authorize issuance of Duplicate Tax Sale Certificates

RESOLUTION AUTHORIZING THE ISSUANCE OF A
DUPLICATE TAX SALE CERTIFICATE PURSUANT TO
CHAPTER 99 OF THE PUBLIC LAWS OF 1997

WHEREAS, the Tax Collector of this municipality has previously issued tax sale certificates, as set out on the municipal tax map.

WHEREAS, the purchaser of the aforesaid tax sale certificate has indicated to the tax collector that they have lost or otherwise misplaced the original tax sale certificate and have duly filed the appropriate Affidavit of Loss with the Tax Collector, a copy of which is attached hereto.

NOW, THEREFORE, be it resolved by the Mayor and Governing Body of the Municipality of Hammonton that the Tax collector of the municipality be and is hereby authorized, upon receipt of the appropriately executed and notarized Loss Affidavit and the payment of a fee of \$100.00 per certificate, to issue and appropriate duplicate tax sale certificate to the said purchaser covering the certificate lost as previously described all in accordance with the requirements of Chapter 99 of Public Laws of 1997.

BE IT FURTHER RESOLVED that a copy of this Resolution and the Loss Affidavit be attached to the duplicate certificate to be issued to said purchaser and that said duplicate certificate shall be stamped or otherwise have imprinted upon it the word “Duplicate” as required by law.

Resolution #071-2021- 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:

South Jersey Gas	\$ 889.50	Street Opening
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Resolution #072-2021 – Approve 159 Revenue budget item for Clean Communities grant

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

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

WHEREAS, the Town has received from the State of New Jersey Department of Environmental Protection, Clean Communities Program \$37,284.44 and wishes to amend its 2021 Current Fund Budget to include this amount as a revenue.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Town of Hammonton hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the Current Fund Budget of the year 2021 in the sum of \$37,284.44 which has been awarded and is available as a revenue from:

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

Clean Communities Program

BE IT FURTHER RESOLVED that a like sum of \$37,284.44 be and the same is hereby appropriated under the caption of:

General Appropriations:

Operations - Excluded from "CAPS":

Public and Private Programs Offset by Revenues:

Clean Communities Program

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

Resolution #073-2021 - Approve 159 Revenue budget item for FAA Grant (Fence Project)

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

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

WHEREAS, the Town has received notice of an amount of \$282,958.00 from the U.S Department of Transportation, Federal Aviation Administration and wishes to amend its 2021 Current Fund Budget to include this amount as revenue.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Town of Hammonton hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the Current Fund Budget of the year 2021 in the sum of \$282,958.00 which has been awarded and is available as a revenue from:

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

U.S. DOT, FAA Grant

BE IT FURTHER RESOLVED that a like sum of \$282,958.00 be and the same is hereby appropriated under the caption of:

General Appropriations:

Operations - Excluded from "CAPS":

Public and Private Programs Offset by Revenues:

U.S. DOT, FAA Grant

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

Resolution #074-2021 – Appointing prosecutor

RESOLUTION APPOINTING A PROSECUTOR FOR THE YEAR 2021

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

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

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

That Shirley Grasso is hereby appointed as Prosecutor for the Town of Hammonton for a term of one (1) year.

That Prosecutor has agreed to provide services to the Town for the sum of \$54,000.00 annually Before the total of \$54,000.00 is reached; the Purchasing Agent is authorized to seek RFQ's for the Court Prosecutor position during the term of this contract.

Should the prosecutor miss a regularly scheduled court session, for any reason including a conflict, each session(s) shall be docked at a rate of \$500.00.

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

That this contract is awarded as a "Professional Service", under the provisions of the Local Public Contracts Laws and the New Jersey Local Unit Pay to Play Law. Retroactive to January 1, 2021.

That the attached certification showing availability of funds and specifying the exact line item

appropriations which shall be charged is incorporated herein and attached hereto as though set forth herein in verbatim.

Resolution #075-2021- Appoint a Municipal Court Judge

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Town of Hammonton, County of Atlantic and State of New Jersey, that it unanimously supports a recommendation to the Honorable Phil Murphy, Governor of the State of New Jersey, of the appointment of Frank J. Raso, Esquire, P.C. as the Municipal Judge for the Town of Hammonton and Borough of Folsom, Buena Vista and Egg Harbor City Borough Inter-Municipal Court, in accordance with N.J.S.A. 2A: 8-5, which appointment is respectfully requested from February 9, 2021 to February 8, 2022..

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

Resolution #078-2021- Waiving the Business Registration fees for 2021

A Resolution Waving the Business Registration Fees for the Year 2021

WHEREAS, Mayor and Council of the Town of Hammonton, due to COVID19 and the closing of local business for an extended period, per executive orders enacted by the Governor of the State of New Jersey, hereby waive all business registration fees the year 2021 only; and

FURTHERMORE, all businesses are still obligated to complete the application without the designated fee.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Town Council of the Town of Hammonton that the Business Registration fees for the period of August 1, 2021 to July 31, 2022 are waived.

Resolution #079- 2021- Award Contract for Airport Fence

**Award Bid Installation of Fence
Hammonton Airport**

RESOLUTION AWARDING BIDS FOR FENCE INSTALLATION HAMMONTON AIRPORT

WHEREAS, the Town of Hammonton received bids for the Installation of Fencing at the Hammonton Airport; and

WHEREAS, said bids were received on April 21, 2021; and

WHEREAS, three (3) bids were received and evaluated; and

WHEREAS, the summary of the bids received for the project are as follows:

CONTRACTOR	BASE BID COST
All Vinyl Fencing	\$ 226,300.00
EB Fence LLC	\$ 232,450.00
Accent Fence Inc.	\$ 245,800.00

WHEREAS, the recommendation of award to Mayor and Council was to consider all bids received and the packet of information submitted with each bid; and

WHEREAS, after review from the Airport Engineers DY Consultants and consideration of the funding made available through a FAA Grant for the project which are depicted in the bid summary above; and

WHEREAS, based on the award recommendation, the lowest responsible bidder on the project was All Vinyl Fencing Inc., in the amount of \$226,300.00; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Town Council of the Town of Hammonton that an award of the contract for the bids for the Installation of Fencing at the Hammonton Airport received on April 21, 2021 be made to All Vinyl Fencing Inc, in the amount stated above in accordance with the review of the bid documents by the Town's Airport Engineers.

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Mayor and Town Council to award this contract with the following conditions:

Resolution #080-2021- Authorize executions of Bikeway Application

**RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE THE NEW
JERSEY DEPARTMENT OF TRANSPORTATION FY2022 BIKEWAYS
APPLICATION FOR SERVICES ASSOCIATED WITH THE
HAMMONTON BIKE PATH EXTENSION PROJECT**

WHEREAS, the Town of Hammonton is desirous of requesting funding consideration from the State of New Jersey Department of Transportation (hereinafter "NJDOT") under the Transportation Trust Fund (FY2022 Bikeways Application) for the Veterans Place Bicycle Connector Phase II project within the Town of Hammonton; and

WHEREAS, the NJDOT Transportation Trust Fund (FY2022 Bikeways Application) has made available to the Town of Hammonton funding in order to continue with the Veterans Place Bicycle Connector Phase II project, from the current terminus to the Hammonton Lake Park; and

WHEREAS, the Town Engineer has been authorized to prepare the required application and agreement known as Form SA-96; and

WHEREAS, in furtherance of same, it is necessary for the Town Council of the Town of Hammonton to authorize the Mayor to execute said application agreement to allow the Township to be eligible for the NJDOT Transportation Trust Fund (FY2022 Bikeways Application) for the Veterans Place Bicycle Connector Phase II project; and

WHEREAS, in furtherance of same, it is necessary for the Town Council of the Town of Hammonton to authorize the Town Engineer to provide all required reports, narratives, estimates and maps required for said funding consideration.

NOW, THEREFORE BE IT RESOLVED by the Town Council of the Town of Hammonton that the Mayor is hereby authorized to execute the attached application with the NJDOT Transportation Trust Fund (FY2022 Bikeways Application) and the Town of Hammonton for services associated with the project entitled Veterans Place Bicycle Connector Phase II project; and

NOW, THEREFORE BE IT RESOLVED by the Town Council of the Town of Hammonton that the Town Engineer is hereby authorized to provide all required reports, narratives, estimates and maps required for the NJDOT Transportation Trust Fund (FY2022 Bikeways Application).

Resolution # 081- 2021 – Approval to Submit Grant Application Old Forks Road

APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE OLD FORKS ROAD IMPROVEMENTS PROJECT

WHEREAS, the Town of Hammonton is desirous of requesting additional funding consideration from the State of New Jersey Department of Transportation under the Transportation Trust Fund (FY2022 Municipal Aid Program) for the Old Forks Road Improvements project within the Town of Hammonton; and

WHEREAS, the Town of Hammonton is an eligible recipient for funding under said program; and

WHEREAS, the Town Engineer has been authorized to prepare the required application and agreement and

WHEREAS, in furtherance of same, it is necessary for the Town Council of the Town of Hammonton to authorize the Mayor to execute said application to allow the Town to be eligible for the New Jersey Department of Transportation Trust Fund (FY2022 Municipal Aid Program) for the Old Forks Road Improvements project; and

WHEREAS, in furtherance of same, it is necessary for the Town Council of the Town of Hammonton to authorize the Town Engineer to provide all required reports, narratives, estimates and maps required for said funding consideration

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Town Council of the Town of Hammonton approve that the Mayor and Clerk are hereby authorized to submit an electronic grant application with the New Jersey Department of Transportation Trust Fund (FY2022 Municipal Aid Program) and supply all required services associated with the project entitled Old Forks Road Improvements project.

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Mayor and Town Council of the Town of Hammonton that the Town Engineer is hereby authorized to provide all reports, narratives, estimates, and maps required by the New Jersey Department of Transportation Trust Fund (FY2022 Municipal Aid Program).

Resolution #082- 2021 – Approval to submit application for 11th Street Sidewalk

APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE 11TH STREET SIDEWALK IMPROVEMENT PROJECT

WHEREAS, the Town of Hammonton is desirous of requesting funding consideration from the State of New Jersey Department of Transportation under the Transportation Trust Fund (FY2022 Safe Streets to Transit Aid) for the 11th Street Sidewalk Improvement project within the Town of Hammonton; and

WHEREAS, the Town of Hammonton is an eligible recipient for funding under said program; and

WHEREAS, the Town Engineer has been authorized to prepare the required application and agreement and

WHEREAS, in furtherance of same, it is necessary for the Town Council of the Town of Hammonton to authorize the Mayor to execute said application to allow the Town to be eligible for the New Jersey Department of Transportation, Transportation Trust Fund (FY2022 Safe Streets to Transit Program) for the 11th Street Sidewalk Improvement project; and

WHEREAS, in furtherance of same, it is necessary for the Town Council of the Town of Hammonton to authorize the Town Engineer to provide all required reports, narratives, estimates and maps required for said funding consideration

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Town Council of the Town of Hammonton approve that the Mayor and Clerk are hereby authorized to submit an electronic grant application with the New Jersey Department of Transportation, Transportation Trust Fund (FY2022 Safe Streets to Transit Program) and supply all required services associated with the project entitled 11th Street Sidewalk Improvement project.

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Mayor and Town Council of the Town of Hammonton that the Town Engineer is hereby authorized to provide all reports, narratives, estimates, and maps required by the New Jersey Department of Transportation, Transportation Trust Fund (FY2022 Safe Streets to Transit Program).

Resolution #083-2021- Approval of Grant Agreement with NJ DEP for Charging Station

GRANT AGREEMENT BETWEEN

Town of Hammonton
AND THE STATE OF NEW JERSEY BY AND FOR
THE DEPARTMENT OF ENVIRONMENTAL
PROTECTION

GRANT IDENTIFIER: AQ21-108

The governing body of Town of Hammonton desires to further the public interest by obtaining a grant from the State of New Jersey

In the amount of up to \$8,000.00 to fund the following project:

Purchase, installation, and maintenance of 1 Level 2 BTC Power dual-port charging stations to be installed at 30 Central Avenue, Hammonton NJ 08037.

Therefore, the governing body resolves that Steve DiDonato or the successor to the office of Mayor is authorized (a) to make application for

such a grant, (b) if awarded, to execute a grant agreement with the State for a grant in an amount not less than \$ 0.00 and not more than \$8,000.00, and (c) to execute any amendments thereto any amendments thereto which do not increase the Grantee's obligations.

The Mayor and Council authorizes and hereby agrees to match 0% of the Total Project Amount, in compliance with the match requirements of the agreement. The availability of the match for such purposes, whether cash, services, or property, is hereby certified. 0% of the match will be made up of in-kind services (if allowed by grant program requirements and the agreement).*

The Grantee agrees to comply with all applicable Federal, State, and municipal laws, rules, and regulations in its performance pursuant to the agreement.

Motion by Council Person Giraldo Second Oliva
Resolutions #065 to #75 and 78 to 83 are approved.

Roll Call

Councilperson:

Furgione - Yes

Giraldo – yes

Gribbin - Absent

Oliva – Yes , abstain to #066 and #071.

Olivo- Yes

Rodio – Yes abstain to #066

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

PUBLIC HEARD

- **Mark Santora Old forks Road**- Spoke about the report from R&V Engineering and how many feet of clay is under the retention basin. There is still speeding long that roadway and the cleanouts on the road should be looked at.

MEETING ADJOURNED

Motion by Council Person Giraldo Second Oliva

