

**Regular Meeting of Mayor and Council March 28, 2022**  
**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 -  
Gribbin -  
Oliva -  
Olivo -  
Rodio –  
Wuillermin -  
Mayor DiDonato -

**PRESENT ALSO**

Michael Malinsky, Town Solicitor  
Bob Vettese, Public Works Manager

**EXECUTIVE SESSION Resolution #043-2022**

**RESUME REGULAR MEETING-ROLL CALL**

Councilperson:  
Furgione -  
Gribbin -  
Oliva -  
Olivo -  
Rodio –  
Wuillermin -  
Mayor DiDonato -

**PRESENT ALSO**

Michael Malinsky, Town Solicitor  
Robert Vettese, Public Works Manager  
Richard Hall of ARH, Town Engineer

**PUBLIC NOTICE**

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

**PLEDGE OF ALLEGIANCE**

**PUBLIC HEARD FOR AGENDA ACTION ITEMS**

**APPROVAL OF MINUTES**

Executive Minutes February 28, 2022  
Council Minutes February 28, 2022

**PRESENTATION**

- Police Chief Kevin Friel Retirements and promotions

**DISPENSE WITH REGULAR ORDER OF BUSINESS**

**Public Hearing of Ordinance #007-2022- Amending Chapter 147 Flood Hazards**

**AN ORDINANCE AMENDING CHAPTER 147 OF THE GENERAL ORDINANCES OF THE TOWN OF  
HAMMONTON**

**SECTION I**

1. Section 147-1(B)(7) is changed to read as follows:
  - (7) Ensure that property owners, occupants, and potential owners are aware of property located in flood hazard areas.
2. Section 147-1(B) the following Subsections are added:
  - (9) Prevent unnecessary disruption of commerce, access, and public service during times of flooding.
  - (10) Manage the alteration of natural floodplains and stream channels.
  - (11) Manage filling, grading, dredging and other development which may increase flood damage or erosion potential.
  - (12) Prevent and regulate the construction of flood barriers which will divert floodwater or increase flood hazards.
  - (13) Contribute to improved construction techniques in the floodplain.
  - (14) Meet the requirements of the National Flood Insurance Program for community participation set forth in Title 44 Code of Federal Regulations, Section 59.22
3. Section 147-3(B), the following definitions are added:

**30 DAY PERIOD** – The period of time prescribed by N.J.S.A. 40:49-5 in which a property owner is afforded the opportunity to correct zoning and solid waste disposal after a notice of violation pertaining to this ordinance has been issued.

**100 YEAR FLOOD ELEVATION** – Elevation of flooding having a 1% annual chance of being equaled or exceeded in a given year which is also referred to as the Base Flood Elevation.

**500 YEAR FLOOD ELEVATION** – Elevation of flooding having a 0.2% annual chance of being equaled or exceeded in a given year.

**A ZONES** – Areas of 'Special Flood Hazard in which the elevation of the surface water resulting from a flood that has a 1% annual chance of equaling or exceeding the Base Flood Elevation (BFE) in any given year shown on the Flood Insurance Rate Map (FIRM) zones A, AE, AH, A1–A30, AR, AR/A, AR/AE, AR/A1– A30, AR/AH, and AR/AO. When used in reference to the development of a structure in this ordinance, A Zones are not inclusive of Coastal A Zones because of the higher building code requirements for Coastal A Zones.

**AGRICULTURAL STRUCTURE** - A structure used solely for agricultural purposes in which the use is exclusively in connection with the production, harvesting, storage, drying, or raising of agricultural commodities, including the raising of livestock. Communities must require that new construction or substantial improvements of agricultural structures be elevated or floodproofed to or above the Base Flood Elevation (BFE) as any other nonresidential building. Under some circumstances it may be appropriate to wet-floodproof certain types of agricultural structures when located in wide, expansive floodplains through issuance of a variance. This should only be done for structures used for temporary storage of equipment or crops or temporary shelter for livestock and only in circumstances where it can be demonstrated that agricultural structures can be designed in such a manner that results in minimal damage to the structure and its contents and will create no additional threats to public safety. New construction or substantial improvement of livestock confinement buildings, poultry houses,

dairy operations, similar livestock operations and any structure that represents more than a minimal investment must meet the elevation or dry-floodproofing requirements of 44 CFR 60.3(c)(3).

**ALTERATION OF A WATERCOURSE** – A dam, impoundment, channel relocation, change in channel alignment, channelization, or change in cross-sectional area of the channel or the channel capacity, or any other form of modification which may alter, impede, retard or change the direction and/or velocity of the riverine flow of water during conditions of the base flood.

**ASCE 7** – The standard for the Minimum Design Loads for Buildings and Other Structures, referenced by the building code and developed and published by the American Society of Civil Engineers, Reston, VA. which includes but is not limited to methodology and equations necessary for determining structural and flood-related design requirements and determining the design requirements for structures that may experience a combination of loads including those from natural hazards. Flood related equations include those for determining erosion, scour, lateral, vertical, hydrostatic, hydrodynamic, buoyancy, breaking wave, and debris impact.

**ASCE 24** – The standard for Flood Resistant Design and Construction, referenced by the building code and developed and published by the American Society of Civil Engineers, Reston, VA. References to ASCE 24 shall mean ASCE 24-14 or the most recent version of ASCE 24 adopted in the UCC Code [N.J.A.C. 5:23].

**BEST AVAILABLE FLOOD HAZARD DATA** - The most recent available preliminary flood risk guidance FEMA has provided. The Best Available Flood Hazard Data may be depicted on but not limited to Advisory Flood Hazard Area Maps, Work Maps, or Preliminary FIS and FIRM.

**BEST AVAILABLE FLOOD HAZARD DATA AREA**- The areal mapped extent associated with the most recent available preliminary flood risk guidance FEMA has provided. The Best Available Flood Hazard Data may be depicted on but not limited to Advisory Flood Hazard Area Maps, Work Maps, or Preliminary FIS and FIRM.

**BEST AVAILABLE FLOOD HAZARD DATA ELEVATION** - The most recent available preliminary flood elevation guidance FEMA has provided. The Best Available Flood Hazard Data may be depicted on but not limited to Advisory Flood Hazard Area Maps, Work Maps, or Preliminary FIS and FIRM.

**BUILDING** – Per the FHACA, “Building” means a structure enclosed with exterior walls or fire walls, erected and framed of component structural parts, designed for the housing, shelter, enclosure, and support of individuals, animals, or property of any kind. A building may have a temporary or permanent foundation. A building that is intended for regular human occupation and/or residence is considered a habitable building.

**CONDITIONAL LETTER OF MAP REVISION** - A Conditional Letter of Map Revision (CLOMR) is FEMA's comment on a proposed project that would, upon construction, affect the hydrologic or hydraulic characteristics of a flooding source and thus result in the modification of the existing regulatory floodway, the effective Base Flood Elevations (BFEs), or the Special Flood Hazard Area (SFHA). The letter does not revise an effective NFIP map, it indicates whether the project, if built as proposed, would be recognized by FEMA. FEMA charges a fee for processing a CLOMR to recover the costs associated with the review that is described in the Letter of Map Change (LOMC) process. Building permits cannot be issued based on a CLOMR, because a CLOMR does not change the NFIP map.

**CONDITIONAL LETTER OF MAP REVISION - FILL** -- A Conditional Letter of Map Revision - Fill (CLOMR-F) is FEMA's comment on a proposed project involving the placement of fill outside of the regulatory floodway that would, upon construction, affect the hydrologic or hydraulic characteristics of a flooding source and thus result in the modification of the existing regulatory floodway, the effective Base Flood Elevations (BFEs), or the Special Flood Hazard Area (SFHA). The letter does not revise an effective NFIP map, it indicates whether the project, if built as proposed, would be recognized by FEMA. FEMA charges a fee for processing a CLOMR to recover the costs associated with the review that is described in the Letter of Map Change (LOMC) process. Building permits cannot be issued based on a CLOMR, because a CLOMR does not change the NFIP map.

**CRITICAL BUILDING** – Per the FHACA, “Critical Building” means that:

- a. It is essential to maintaining continuity of vital government operations and/or supporting emergency response, sheltering, and medical care functions before, during, and after a flood, such as a hospital, medical clinic, police station, fire station, emergency response center, or public shelter; or
- b. It serves large numbers of people who may be unable to leave the facility through their own efforts, thereby hindering or preventing safe evacuation of the building during a flood event, such as a school, college, dormitory, jail or detention facility, day care center, assisted living facility, or nursing home.

**DRY FLOODPROOFING** – A combination of measures that results in a non-residential structure, including the attendant utilities and equipment as described in the latest version of ASCE 24, being watertight with all elements substantially impermeable and with structural components having the capacity to resist flood loads.

**ELEVATION CERTIFICATE** – An administrative tool of the National Flood Insurance Program (NFIP) that can be used to provide elevation information, to determine the proper insurance premium rate, and to support an application for a Letter of Map Amendment (LOMA) or Letter of Map Revision based on fill (LOMR-F).

**ENCROACHMENT** – The placement of fill, excavation, buildings, permanent structures or other development into a flood hazard area which may impede or alter the flow capacity of riverine flood hazard areas.

**FEMA PUBLICATIONS** – Any publication authored or referenced by FEMA related to building science, building safety, or floodplain management related to the National Flood Insurance Program. Publications shall include but are not limited to technical bulletins, desk references, and American Society of Civil Engineers Standards documents including ASCE 24.

**FLOOD HAZARD AREA DESIGN FLOOD ELEVATION** – Per the FHACA, the peak water surface elevation that will occur in a water during the flood hazard area design flood. This elevation is determined via available flood mapping adopted by the State, flood mapping published by FEMA (including effective flood mapping dated on or after January 31, 1980, or any more recent advisory, preliminary, or pending flood mapping; whichever results in higher flood elevations, wider floodway limits, greater flow rates, or indicates a change from an A zone to a V zone or coastal A zone), approximation, or calculation pursuant to the Flood Hazard Area Control Act Rules at N.J.A.C. 7:13-3.1 – 3.6 and is typically higher than FEMA’s base flood elevation. A water that has a drainage area measuring less than 50 acres does not possess, and is not assigned, a flood hazard area design flood elevation.

**Public Hearing of Ordinance #008-2022- General Capital Bond Ordinance Valley Ave , School House Lane and Union Road**

**TOWN OF HAMMONTON  
BOND ORDINANCE #008-2022**

BOND ORDINANCE PROVIDING FOR VARIOUS 2022 CAPITAL IMPROVEMENTS, BY AND IN THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC, STATE OF NEW JERSEY, APPROPRIATING \$1,890,000 THEREFOR (INCLUDING A STATE OF NEW JERSEY DEPARTMENT OF TRANSPORTATION GRANT IN THE AMOUNT OF \$310,000) AND AUTHORIZING THE ISSUANCE OF \$1,501,000 IN 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 the members thereof affirmatively concurring), AS FOLLOWS:

SECTION 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements or purposes to be undertaken by the Town of Hammonton, in the County of Atlantic, State of New Jersey (the "Town"). For the said improvements or purposes stated in Section 3, there is hereby appropriated the aggregate sum of \$1,890,000, which sum includes a grant in the amount of \$310,000 expected to be received from the State of New Jersey Department of Transportation (the "DOT Grant"), and \$79,000 as the aggregate amount of down payments for said improvements or purposes required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the "Local Bond Law"). The down payments are now available by virtue of a provision or provisions 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 improvements or purposes described in Section 3 hereof and to meet the part of said \$1,890,000 appropriation not provided for by application hereunder of the DOT Grant and said down payments, negotiable bonds of the Town are hereby authorized to be issued in the principal amount of \$1,501,000 pursuant to, and within the limitations prescribed by, the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Town in a principal amount not exceeding \$1,501,000 are hereby authorized to be issued pursuant to, and within the limitations prescribed by, the Local Bond Law.

SECTION 3. (a) The improvements hereby authorized and purposes for the financing of which said obligations are to be issued, include, but are not limited to, as follows:

<u>Description</u>	<u>Appropriation</u>	<u>Authorization</u>	<u>Down Payment</u>	<u>Useful Life</u>
(i) Reconstruction of School House Lane;	\$800,000	\$760,000	\$40,000	15 years
(ii) Roadway improvements to Valley Avenue. Such roadway improvements shall include but are not limited to, as applicable, milling, construction, reconstruction, repairing, restriping and resurfacing of said roadways, streetscape improvements, drainage improvements to said roadways, and the repair, restoration or construction of or	\$840,000 (including the DOT Grant)	\$503,500	\$26,500	10 years

<u>Description</u>	<u>Appropriation</u>	<u>Authorization</u>	<u>Down Payment</u>	<u>Useful Life</u>
improvements to curbs, sidewalks, driveway aprons or handicapped accessible curb ramps along various roadways in the Town; and				
(iii) Roadway improvements to Union Road. Such roadway improvements shall include but are not limited to, as applicable, milling, construction, reconstruction, repairing, restriping and resurfacing of said roadways, streetscape improvements, drainage improvements to said roadways, and the repair, restoration or construction of or improvements to curbs, sidewalks, driveway aprons or handicapped accessible curb ramps along various roadways in the Town.	\$250,000	\$237,500	\$12,500	10 years
TOTALS	\$1,890,000	\$1,501,000	\$79,00	

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

(c) The aggregate estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$1,501,000.

(d) The aggregate estimated cost of said improvements or purposes is \$1,890,000, the excess amount thereof over the said DOT Grant and the estimated maximum amount of bonds or notes to be issued therefor, is the aggregate down payments for said purposes in the amount of \$79,000.

SECTION 4. Except for the DOT Grant, in the event the United States of America, the State of New Jersey and/or the County of Atlantic make a contribution or grant in aid to the Town for the improvements and purposes 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 and/or the County of Atlantic. Except for the DOT Grant, in the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey and/or the County of Atlantic 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 (the “Chief Financial Officer”), provided that no note shall mature later than one (1) year from its date. 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 N.J.S.A. 40A:2-8.1. 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, for the Town. 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 of the Town, a revised capital or temporary capital budget for the Town 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 improvements or purposes described in Section 3 of this bond ordinance are not current expenses and are improvements or purposes which the Town may lawfully undertake as general improvements or purposes, 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 improvements or purposes within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of said bonds authorized by this bond ordinance, is 12.53 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 \$1,501,000 and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$378,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the improvements or purposes herein before 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 obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Town, and the Town shall be obligated to levy ad valorem taxes upon all the taxable property within the Town for the payment of the obligations 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 improvements or purposes 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. No funds from sources other than the bonds or notes authorized herein have been or are reasonably expected to be reserved, allocated on a long-term basis or otherwise set aside by the Town, or any member of the same "Controlled Group" as the Town, within the meaning of Treasury Regulation Section 1.150-1(e), pursuant to its budget or financial policies with respect to any expenditures to be reimbursed. 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 improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulation Section 1.150-2.



SECTION 10. 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.

SECTION 11. 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 an 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 12. This bond ordinance shall take effect twenty (20) days after the first publication hereof after final adoption and approval by the Mayor, as provided by the Local Bond Law.

**Public Hearing of Ordinance #009-2022- Utility Bond Ordinance Valley Ave , School House Lane-  
Water/Sewer Improvements**

Ordinance #009-2022

CAPITAL ORDINANCE APPROPRIATING A \$835,000 GRANT RECEIVED FROM THE FEDERAL AMERICAN RESCUE PLAN ACT OF 2021 AND AVAILABLE IN THE UTILITY CAPITAL FUND TO PAY FOR VARIOUS UTILITY IMPROVEMENTS ALONG SCHOOL HOUSE LANE AND VALLEY AVENUE IN AND BY THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC, STATE OF NEW JERSEY

NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE TOWN COUNCIL OF THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC, STATE OF NEW JERSEY (a majority of the full membership thereof affirmatively concurring), AS FOLLOWS:

SECTION 1. The capital purposes described in Section 2 of this capital ordinance are hereby authorized as general capital purposes to be undertaken by the Town of Hammonton, in the County of Atlantic, State of New Jersey (the "Town"). For the said improvements or purposes stated in Section 2 hereof, there is hereby appropriated the amount of \$835,000, said sum has been received from the second part of a grant provided by the Federal American Rescue Plan Act of 2021 (the "Grant") and is now available in the Utility Capital Fund.

SECTION 2. (a) The improvements and purposes hereby authorized are to pay for various utility improvements, including, but not limited to, water mains, valves, taps, service laterals and sanitary sewer improvements along School House Lane in the amount of \$375,000 and along Valley Avenue in the Town in the amount of \$460,000, respectively.

(b) The above improvements and purposes set forth in Section 2(a) shall also include, but are not limited to, as applicable, demolition and excavation, paving, resurfacing and reconstruction of the roadways, roadway painting and striping, replacing the castings on catch basins and manholes, the repairing and/or removal and installation of sidewalks, driveway aprons, curbing, retaining walls and curb ramps, guardrails, and concrete improvements, and all other related improvements, design work, preparation of plans and specifications, permits, bid documents, contract administration, work, materials, equipment, accessories, labor and appurtenances necessary therefor or incidental thereto.

SECTION 3. The expenditure of \$835,000 from the Utility Capital Fund for the purposes set forth in Section 2 hereof are hereby authorized and approved.

SECTION 4. The Town hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable, for the Town. The capital or temporary capital budget, as applicable, of the Town is hereby amended to conform with the provisions of this capital 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 of the Town, a revised capital or temporary capital budget for the Town has been filed with the Division of Local Government Services.

SECTION 5. This ordinance shall take effect immediately after final adoption as described in N.J.S.A. 40:69A-181.

**COMMITTEE REPORTS**

Administration - Councilman Gribbin

Business & Industry – Councilman Olivo

Quality of Life – Councilman Oliva

Education - Councilman Oliva

Public Works & Transportation - Councilman Rodio

Law & Order - Mayor DiDonato

Water & Sewer - Councilman Furgione

**ENGINEER REPORT**

**ACTION ITEMS:**

1. Valley Avenue – Broadway to Central (ARH #11-30159): In Progress  
This project was awarded at the February Council Meeting. A preconstruction meeting will be scheduled in early April. We have submitted a proposal for Council's consideration. The proposed contract amount is \$79,900 for the construction inspection, administration, and material testing.

Action Requested:

1. Authorize ARH proposal to perform the construction inspection and administration services for the Valley Avenue project in the amount of \$79,900, subject to the completion of the estoppel period.

2. School House Lane – 3rd Street to Rt. 54 (ARH #11-40060): In Progress  
This project was awarded at the February Council Meeting. A preconstruction meeting will be scheduled in early April. We have submitted a proposal for Council's consideration. The proposed contract amount is \$55,600 for the construction inspection, administration, and material testing.

Action Requested:

1. Authorize ARH Proposal to perform the construction inspection and administration services for the Valley Avenue project in the amount of \$55,600, subject to the completion of the estoppel period.

**PUBLIC WORKS INFORMATION ITEMS:**

**Roadway & Transportation Projects:**

3. NJDOT – Local Aid Grants (ARH #11-40041): Complete  
The Town was awarded funding for:

Bikeways (\$745,000)	Termination of current path to the Lake Park
Safe Streets to Transit (\$265,000)	Flashing Beacons on 11 <sup>th</sup> street at the Bike Path Crossing and improvements to the Train Station

We will submit a proposal for the necessary land surveying services in order to initiate these projects.

4. Old Forks Road Survey (ARH #11-40061): In Progress  
Our field work is complete. We are on target to hit our mid-March completion date. Once the base plans are finalized and provided to the Town, we will begin the discussions related to any utility improvements that may be desired along the roadway.

**Environmental Projects:**

5. Octagon Oil/Vine Street Parking Lot (ARH #11-01060): In Progress  
The lab results have been received and reviewed by our office. The Remedial Action Permit (RAP) has been submitted to NJDEP. No additional action is necessary at this time.

6. K&K Linens Property / 224 Vine Street (ARH #11-01094.01): In Progress  
The Town is finalizing the contracting process, and ARH has submitted the parking lot design plans to NJ Pinelands for Public Development approval. Once contracts are fully executed, ARH will schedule a preconstruction meeting. This project will require tight coordination between all involved due to the site conditions and permitting considerations.

7. Mazza Muffler Site / 104 S. Egg Harbor Road (ARH #11-01102): In Progress  
Our office is in the process of completing a proposal to complete the environmental grant work. In the meantime, our office is working on finalizing the demolition documents so this activity can be publicly bid.

8. Skinner Property / 317 N. Egg Harbor Road (ARH #11-01074.01): In Progress

We have reviewed the latest sampling results and we are performing additional research and coordination with our LSRP to determine the next best steps forward.

9. Celona Site Remediation - 130 Railroad Avenue (ARH #11-01054): In Progress  
ARH is currently conducting a receptor evaluation at the site and working on completing the delineation and remedial investigation report.

**SEWER/WATER INFORMATION ITEMS:**

10. 2021/2022 Water Capital Projects (ARH #21-0078): ARH on Hold  
The design along each roadway has been completed. ARH is coordinating with the Director of Public Works to finalize the scope of the options under consideration.

Rt 54 -	First Road to Second Road
S. First Road -	Tenth Street to dead end (in the vicinity of Birch Drive)
WHP & Seagrove -	A portion of main at the WHP & extension along Seagrove

The Director of Public Works has been in contact with the property owners along Rt. 54, to obtain utility easements to allow the proposed water main to be relocated outside of the road. We will develop a proposal to prepare legal descriptions for each easement along the right-of-way. Once all easements are obtained, we will develop a proposal to revise the design plans.

11. Boyer Avenue Pump Station (ARH #11-50144): In progress  
Our office will be meeting with the Director of Public Works to discuss minor design changes and the approach to the project.

**GENERAL SITE AND RECREATION INFORMATION ITEMS:**

12. Lake Park ADA Playground/Small Cities (ARH #11-01100): In Progress  
Phase I of this project was awarded at the February 2022 Council Meeting. The contracts have been prepared and sent to the Contractor. We are waiting for the Soil Conservation District approval. We will schedule a preconstruction meeting, review shop drawing submittals, and work with the Town to confirm the equipment and material colors.

The Town received additional funding for Phase II of the project. We are reviewing the scope of work and developing a proposal for the necessary survey and engineering services.

13. Batchelor Lane/Central Ave (ARH #11-60211): Complete  
We have located the wetlands and created the base plan, which has been sent to the Director of Public Works for his use.

**SOLICITOR REPORT**

**MAYOR REPORT**

**PWM REPORT**

### **Tennis/Pickle ball Courts, Middle School, Liberty Street**

The contractor completed the pavement cores and analysis at the tennis courts. Once we obtain the results of those tests we will meet with a few contractors to discuss options for court repair or reconstruction and advise the Town and School of those recommendations.

### **Rt. #30, White Horse Pike Resurfacing**

The above noted project has started with some drainage, curb and roadway base pavement repairs. Lane shifts and single lane traffic within the work area will occur. The roadway resurfacing work will be completed during the late spring of this year. The entire project will extend from Atco Avenue in Waterford to Rt. #206 in Hammonton.

### **Rt. #54, 12<sup>th</sup> Street Water Main Replacement**

We discussed the water main replacement and restoration requirements with the NJDOT. In order to provide an efficient, cost effective, reduced disturbance and time savings project, we will be seeking a utility easement from the property owners on the westerly side of the roadway. Utility easement will also be sought at various locations on the easterly side of the Rt. #54 ROW as well. A letter related to the project was sent out to the property owners. A public information and question session was held on 3/10 and 3/14. We have also been contacting the property owners along the project route about utility easements. The responses received thus far have been positive.

The goal is to have the main installed and operating by the end of 2022 to allow for the NJDOT resurfacing project to occur which is scheduled to be completed in 2023. The water main replacement project will extend along 12<sup>th</sup> Street, State Rt. #54 from 1<sup>st</sup> Road to 2<sup>nd</sup> Road and on the northerly section of Chew Road between 12<sup>th</sup> Street and 1<sup>st</sup> Road. ARH will be providing a cost estimate for the April Council meeting to provide the following tasks required to move the project along.

- Provide additional survey and locations along the project route to allow for the relocation of the water line into the easement areas and revise the base plans accordingly.
- Provide the legal descriptions for utility easements along the westerly side of 12<sup>th</sup> Street and the southerly side of North Chew Road.

### **Hammonton Lake Dam**

The NJDOT will be inspecting the overflow pipe that crosses under the White Horse Pike, State Rt. #30 late this year. The Lake will be lowered in early November to allow this inspection to occur. As authorized by Council we sent a letter to the NJDOT and NJDEP requesting that both agencies review the potential to consider the reconstruction of the dam structure sometime in the future to comply with similar improvements that have been completed in other dams in South Jersey. We also sent the letter to various other groups to seek letters of support for the project.

### **NJDOT Municipal Aid 2022**

The Town has received notice that in addition to the \$300,000 received from the NJDOT in October for Old Forks Road. The following additional allotments have been recently announced:

- Bikeway Project Ph. II - \$745,000
- Safe Streets to Transit - \$265,000

Total Allotment FY 2022 for the 3 projects - \$1,310,000

ARH will be providing a cost estimate to complete the survey work and base plans for the project

### **Town Public Works Schedule**

April schedule (all items must be out prior to 6 am on the day of collection)

- Bulky curbside collection will be 4/4 through 4/8
- Curbside brush pickup will be 4/11 through 4/15
- The Town has off on 4/15 for Good Friday and 4/18 for Easter Monday, but trash pickup on those days will still occur.

### **County Recycling Schedule**

- 4/4 through 4/8

- 4/18 through 4/22
- 5/2 through 5/6

**TOWN CLERK REPORT**

1. Approve transfer of Brendan Sibson from Fire Company #1 to Fire Company #2 as a regular member. Removed in error from Fire Company #1 at the February 28, 2022 council meeting.
2. Accept resignation of Andrew Joyce from his position as Truck Driver with the Hammonton Highway Department. Effective as of March 18, 2022.
3. Accept retirement of Sergeant Jason Rigby from the Hammonton Police Department effective July 1, 2022.
4. Approve Accrued benefits payment to Peter Hagerty for the following: Sick Time \$12,000.00, Vacation \$8,505.57 Personal Time \$1,472.40, Comp Time \$368.10. Total of \$22,346.07.
5. Approval to appoint AJ Berenato as Department Head for the Hammonton Constrction Department. Retroactive to January 1, 2022, increase of \$5,000.00.
6. Approve Triad Associates quote not to exceed \$7,500.00 for administration of the NPP Grant Implementation Servcies.

**APPROVE BILL LIST & PURCHASE ORDERS**

**NEW BUSINESS**

**ORDINANCES FOR INTRODUCTION**

**Introduction of Ordinance #001-2022- Amending Chapter 48 Health Benefits**

**AN ORDINANCE AMENDING CHAPTER 48-15  
OF THE CODE OF THE TOWN OF HAMMONTON ENTITLED  
“Employees to be covered” by health benefits**

**WHEREAS**, in accordance with the provisions of N.J.S.A. 40A:10-23, the Town of Hammonton currently provides retiree health insurance benefits to non-union employees hired by the Town as a full-time employee prior to January 1, 2014, who retire with 25 years or more of full-time service with the Town of Hammonton, including premiums on their dependents, if any, subject to contributions by employees based upon the schedule set forth in Chapter 78, P.L. 2011, a copy of which is attached to this Ordinance as Schedule A (except for employees who vested retirement health insurance benefits prior to the enactment of Chapter 78, P.L. 2011); and

**WHEREAS**, the Town of Hammonton currently provides retiree health insurance benefits to employees covered by a union contract in accordance with the terms of their collective bargaining agreements; and

**WHEREAS**, Mayor and Council have discussed and agreed upon an amendment to Chapter 48-15 that would allow employees to receive health benefits from the Town of Hammonton if they reach the age of 62 and have 15 years of services with the Town of Hammonton; and

**NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE TOWN OF HAMMONTON**, in accordance with the provisions of New State Statute 40A:10-23, Payments of premiums after retirement that the Town will provide health insurance benefits for employees who retire in accordance with the following:

- a) The Town will continue to provide retiree health insurance benefits to non-union employees hired by the Town as a full-time employee prior to January 1, 2014, who retire with 25 years or more of full-time service with the Town, including premiums on their dependents, if any, subject to contributions by employees based upon the schedule set forth in Chapter 78, P.L. 2011, a copy of which is attached to this Ordinance as Schedule A (except for employees who vested retirement health insurance benefits prior to the enactment of Chapter 78, P.L. 2011); and
- b) The Town will provide retiree health insurance benefits to employees who retire at age 62 or older who have worked for the Town for at least 15 years, provided the Retiree pays a portion of the

premium for such health insurance coverage. The portion of the premium to be paid by the employee shall be based upon the schedule set forth in Chapter 78, P.L. 2011, a copy of which is attached to this Ordinance as Schedule A. This provision encompasses employees who have retired and reached the minimum age of 62 years or older with at least 15 years of service with the Town of Hammonton, and shall include the premiums for their dependents, if any.

**BE IT FURTHER RESOLVED** that if a portion, section, subsection, paragraph, or provision of this ordinance shall be declared invalid by a court of competent jurisdiction, such decision shall not affect the validity of this ordinance as a whole or any other part thereof.

**Introduction of Ordinance #010 -2022- Fixing Salaries for Certain Employees**

**AN ORDINANCE FIXING THE SALARIES OF CERTAIN OFFICIALS  
AND EMPLOYEES OF THE TOWN OF HAMMONTON,  
COUNTY OF ATLANTIC, NEW JERSEY**

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

**SECTION 1.** There is hereby adopted the following salaries for employees of the Town of Hammonton, in the County of Atlantic, and State of New Jersey, in those classifications which are here-in-before set forth:

<b>TITLE</b>	<b>MINIMUM</b>	<b>MAXIMUM</b>
Account Clerk	\$ 30,420.00	\$ 40,000.00
Account Clerk – Part time hourly rate	\$ 15.50	\$ 17.00
Confidential Clerk 1	\$ 30,420.00	\$ 40,000.00
Convenient Station - Part Time Hourly Rate	\$ 15.00	\$ 17.00
Keyboard Clerk 1	\$ 30,420.00	\$ 40,000.00
Keyboard Clerk 1 Bilingual	\$ 30,420.00	\$ 40,000.00
Keyboard Clerk 1 Bilingual- Part time hourly Rate	\$ 15.50	\$ 17.00
Keyboard Clerk 1- Part time hourly Rate	\$ 15.50	\$ 17.00
Keyboard Clerk 3	\$ 30,420.00	\$ 68,000.00
Deputy Court Clerk	\$ 30,420.00	\$ 55,000.00
Equipment Operator	\$ 30,420.00	\$ 75,000.00
Fire Sub Code Official	\$ 35,000.00	\$ 65,000.00
Laborer	\$ 33,280.00	\$ 70,000.00
Public Works Manager	\$ 45,000.00	\$110,000.00
Senior Public Safety Tele-communicator	\$ 33,280.00	\$ 50,000.00
Senior Public Safety Tele-communicator- Part time hourly Rate	\$ 17.50	\$ 19.00
Supervisor /Dept Head Public Works	\$ 45,000.00	\$110,000.00
Assistant Supervisor Dept of Public Works	\$ 33,280.00	\$ 70,000.00
Tax Assessor	\$ 40,000.00	\$105,000.00
Tax Collector	\$ 40,000.00	\$ 70,000.00
Truck Driver	\$ 33,280.00	\$ 55,000.00
Truck Driver – Heavy	\$ 33,280.00	\$ 50,000.00
Technical Assistant Construction Dept.	\$ 30,420.00	\$ 45,000.00

**SECTION 2.** The specific salary or wage for any municipal employee shall be determined and set forth in salary contracts or collective bargaining agreements provided they are within the minimum and maximum amounts as set forth hereinabove. No salary or wage for any municipal employee shall be affective or intended unless by official action of the Governing Body and incorporated in a Resolution fixing the specific wage or salary.

**SECTION 3.** The amount to be paid to each employee within the salary range shall be fixed from time to time by Resolution of the Mayor and Council.

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

**SECTION 5.** This ordinance shall take effect after final passage and publication according to law and its provisions shall be retroactive to January 1, 2022.

**RESOLUTIONS**

**Resolution #044-2022- Amending Agreement with County**

**RESOLUTION AUTHORIZING AN AMENDMENT TO THE AGREEMENT  
BETWEEN THE TOWN OF HAMMONTON AND  
THE COUNTY OF ATLANTIC**

**WHEREAS,** the Town of Hammonton is amending resolution #082-2019 originally adopted on May 20, 2019, with THE County of Atlantic that involves the enhancement of vehicular movement along county roads with Flashing Traffic Signals described as follows;

- A. St. Joseph’s Elementary School, Third Street (CR 724)
- B. St. Joseph’s Academy, Central Avenue (CR 542)
- C. Warren E. Sooy School, Fairview Avenue (CR 678) and

**WHEREAS,** the Town agrees to extend the original agreement for an additional 2 years, with an anticipated start date of fall 2022:

**WHEREAS,** the Town of Hammonton and the County of Atlantic agreed to enter into an agreement wherein Atlantic County and the Town of Hammonton desire to cooperatively develop, install, maintain and operate flashing traffic signal equipment in accordance with the general specifications to be developed by the Atlantic County Engineer:

**WHEREAS,** the Town of Hammonton agrees that it shall only be fully responsible for operation, repair and maintenance of the improvements upon completion of installation by the County.

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

- 1. The amended Agreement which is annexed hereto and made a part hereof with the County of Atlantic is approved.
- 2. That the Mayor and Municipal Clerk are hereby authorized to execute said agreement.

**Resolution #045 -2022- Intent to Issue Theatre Exception Liquor Licenses**

**INTENT TO ISSUE NEW LIQUOR LICENSES**

**Resolution of the Mayor and Common Council of the  
Town of Hammonton, Atlantic County, New Jersey, relating to the  
“Intent to Issue New Plenary Retail Consumption  
Liquor Licenses with the Theatre Exception”,  
In the Town of Hammonton, Atlantic County,  
Per the requirements of N.J.S.A. 33-1-19.1.**

**WHEREAS,** it is a requirement of the State of New Jersey Division of Alcoholic Beverage Control, that the “Intent to Issue New Plenary Retail Consumption Liquor Licenses with the Theatre Exception”, that a resolution must be adopted; and



**FUTHERMORE**, the Town will follow the Historical Method guidelines outlined in the Alcoholic Beverage Control handbook.

**NOW, THEREFORE, BE IT RESOLVED**, BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC AND THE STATE OF NEW JERSEY:

That it hereby approves the “**Intent to Issue New Plenary Retail Consumption Liquor Licenses with the Theatre Exception**” in the Town of Hammonton, Atlantic County, per the requirements of N.J.S.A. 33-1-19.1.

**Resolution #046-2022- Appoint Landscape Architect**

**RESOLUTION APPOINTING A LANDSCAPE ARCHITECT FOR THE TOWN**

**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 Scott Taylor of the Taylor Design Group** is hereby appointed as **Town Landscape Architect** for the Town of Hammonton.

That the Landscape Architect shall be available as consultant to the Officials of the Town of Hammonton and render such services 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.

**Resolution #047-2022- Appoint Economic Development and Grant Consultant**

**APPOINTING A Economic Development and Grant Consultant  
FOR THE TOWN OF HAMMONTON**

**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 **Carolyn Zumpino of Triad Associates** is hereby appointed as the Economic Development and Grant Consultant for the Town of Hammonton.

That all activities required in preparing Grant applications and Economic Opportunities for funding for submission to DCA and other State and Federal institutions.

That Triad shall be available as consultant to the Officials of the Town of Hammonton and render such assistance as may be necessary.

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.

**Resolution #048-2022- 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:

Tino Catania 109 Forest Drive      \$    690.00                      Escrow Fee/Planning Brd

**Resolution #049- 2022 – 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 2021 budget appropriations reserves.

**CURRENT FUND**

From: Highway – Salaries and Wages	\$ 8,000.00
From: Holiday Observance – Operating Expense	\$ 3,000.00
From: Municipal Court – Salaries and Wages	\$ 1,200.00
To: Tax Collections– Operating Expense	\$12,200.00

**Resolution #050-2022- Authorizing Food Truck Festival**

**RESOLUTION AUTHORIZING THE  
Seventh  
ANNUAL HAMMONTON  
FOOD TRUCK FESTIVAL EVENT**

**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**, The Hammonton’s Seventh Annual Food Truck Festival is a widely popular event attracting many new people to the town and therefore generates increased business for the entire town, and

**WHEREAS**, Saturday, June 11, 2022 is the scheduled date for the Seventh Annual Hammonton Food Truck Festival event during the hours of 4:00 p.m. to 9:00 p.m.; and

**WHEREAS**, MainStreet Hammonton has requested the following street closures for this event between the hours of 2:00 pm. to 11:00 p.m.:

Central Ave (Route 542) between Bellevue Ave to Vine Street;  
North Egg Harbor Road between Bellevue Ave and Orchard Street;  
South Second Street between Bellevue Ave and Vine Street;  
North Second Street between Bellevue Ave and Orchard Street;  
Horton Street between and Bellevue Ave Orchard Street

**WHEREAS**, MainStreet Hammonton has requested appropriate Police Parking Control signs to be posted early in the day noting NO PARKING AFTER 2:00 pm and the reservation of the following parking spaces for safer traffic access and the Food Trucks to park and set up:

Both sides of Route 54 between Third Street and Egg Harbor Road;  
Both sides of Central Avenue between Bellevue Ave and Vine Street;  
Both sides of N. Egg Harbor Road between Bellevue Avenue and Orchard Street;  
Both sides of Horton Avenue between Bellevue Avenue and Orchard Street,

**WHEREAS**, Main Street Hammonton has met with the Police Chief and been approved for seven Police Officers to assist with crowd control and direct traffic at the intersections due to increased event related pedestrian and vehicular traffic on State Route 54;

**NOW, THEREFORE BE IT RESOLVED** BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC, STATE OF NEW JERSEY, that June 11, 2022 is approved for the Seventh Annual Hammonton Food Truck Festival™ event, including the above requests for street closures, reservation of parking spaces, posting of “NO PARKING” signs and five police officers are acknowledged, approved and endorsed;

**Resolution #051-2022- Authorize Teen Arts Festival**

**RESOLUTION AUTHORIZING  
THE ANNUAL DOWNTOWN HAMMONTON  
ATLANTIC COUNTY TEEN ARTS FESTIVAL 2022**

WHEREAS, The Atlantic County Teen Arts is a statewide multidisciplinary program in the fine arts and performing arts and has been available to young people in Atlantic County in varying forms since 1969; and

WHEREAS, The one-day Teen Arts Festival has been held in Downtown Hammonton since 2012 and is returning to Downtown Hammonton for 2022 ; and

WHEREAS, The Teen Arts Festival is held in the Arts District which aligns with the towns commitment to celebrating the arts; and

WHEREAS, The Teen Arts is a widely popular event attracting many people to the town and therefore generates increased exposure for the entire town, and

WHEREAS, Wednesday, May 11, 2022 is the scheduled date for the Teen Arts event during the hours of 6a.m. to 4:00 p.m.; and

WHEREAS, MainStreet Hammonton is partnering with Atlantic County to plan this event and requests the following street closure for this event between the hours of 6 a.m. to 4:00 p.m.:

North Second Street between Bellevue Ave and Orchard Street; and  
Front Street between 12<sup>th</sup> St and Passmore Avenue; and

WHEREAS, MainStreet Hammonton has requested police assistance at crosswalks along Rt 54 and 12<sup>th</sup> Street at major crosswalks;

**NOW, THEREFORE BE IT RESOLVED** BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC, STATE OF NEW JERSEY, that May 11, 2022 is approved for the Atlantic County Teen Arts event, including the above requests for street closure and police assistance, are acknowledged, approved and endorsed;

**PUBLIC HEARD**

**MEETING ADJOURNED**