

**Regular Meeting of Mayor and Council January 24, 2022**  
**Virtual Meeting by Way of Zoom**  
**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 #019-2022**

**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  
Kathryn Cornforth of ARH, Town Engineer

**PUBLIC NOTICE**

Notice of this meeting has been posted and given to official newspapers. Due to COVID-19 this meeting is being held virtual by way of Zoom. Each person who wishes to address Council will be allotted 5 minutes. Public may be heard by calling 609-517-6324.

**PLEDGE OF ALLEGIANCE**

**PUBLIC HEARD FOR AGENDA ACTION ITEMS**

**APPROVAL OF MINUTES**

Executive Minutes December 20, 2021  
Council Minutes December 20, 2021  
Re-organization Minutes January 5, 2022

**PRESENTATION**

**DISPENSE WITH REGULAR ORDER OF BUSINESS**

**Resolution #020-2022- Temporary Capital Budget**

**WHEREAS**, the need has arisen to introduce bond ordinance's to provide funds for the construction of a turf field, purchase of a fire truck, installation of a security system at Town Hall, and drip irrigation, including all appurtenances necessary and related thereto, and;

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

**WHEREAS**, the ordinance provides a total appropriation as follows:

**General Capital Fund**

<b><u>1) Purpose</u></b>	<b><u>Total</u></b>	<b><u>Capital Improvement Fund</u></b>	<b><u>Debt Authorized</u></b>
Construction of a Turf Field	\$ 500,000	\$ 25,000	\$ 475,000
Purchase of a Fire Truck	580,000	29,000	551,000
Security System at Town Hall	<u>100,000</u>	<u>5,000</u>	<u>95,000</u>
Total	<u>\$ 1,180,000</u>	<u>\$59,000</u>	<u>\$1,121,000</u>

**Utility Capital Fund**

<b><u>1) Purpose</u></b>	<b><u>Total</u></b>	<b><u>Capital Improvement Fund</u></b>	<b><u>Debt Authorized</u></b>
Drip Irrigation	<u>\$275,000</u>	<u>\$ 13,750</u>	<u>\$261,250</u>

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

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

**General Capital Fund**

Construction of a Turf Field	\$ 500,000
Purchase of a Fire Truck.	580,000
Security System at Town Hall	100,000

**Water/Sewer Utility Capital Fund**

Drip Irrigation	\$ 275,000
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- (2) the projects will be included in the Annual Capital Budget, and
- (3) one certified copy shall be forwarded to the Director of the Division of Local Government Services immediately after passage.

**COMMITTEE REPORTS**

- Administration - Councilman Gribbin
- Business & Industry – Councilman Olivo
- Quality of Life – Councilman Oliva
- Education - Councilman Giraldo
- Public Works & Transportation - Councilman Rodio
- Law & Order - Mayor DiDonato
- Water & Sewer - Councilman Furgione

**ENGINEER REPORT**

**ACTION ITEMS:**

NONE

**PUBLIC WORKS INFORMATION ITEMS:**

**Roadway & Transportation Projects**

1. NJDOT Local Aid FY 2020 – 14<sup>th</sup> Street Roadway Improvements, Phase III (ARH #11-40058):  
NJDOT closeout documents have been submitted to NJDOT. While the change order was accepted, they have asked our office to break out the final payment voucher and project certifications based on the separate funding years for the project. We have been working with NJDOT and have recently submitted what we believe to be the last of the paperwork for the Town to receive final reimbursement.
2. Valley Avenue – Broadway to Central (ARH #11-30159):  
This project is currently advertised for bids. Bids are scheduled to be received on February 16, 2022 at 10:30 AM.
3. School House Lane – 3<sup>rd</sup> Street to Rt. 54 (ARH #11-40060):  
This project is currently advertised for bids. Bids are scheduled to be received on February 16, 2022 at 10:00 AM.
4. NJDOT – Local Aid Grants (ARH #11-40041): No Status Change  
The NJDOT accepted applications for FY2022 funding. As authorized ARH prepared 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 <sup>th</sup> street at the Bike Path crossing and improvements to the Train Station

While NJDOT announced Municipal Aid funding, no announcement has been made related to Bikeways or Safe Streets to Transit.

5. Old Forks Road Survey (ARH #11-40061):  
At the last meeting our office was authorized to complete this work. Our field crews have mobilized, and we are in the process of collecting all field information. Once field information is collected, we will be able to produce base plans which will allow discussions with the Town to occur to determine the full scope of work associated with this project.

## **Environmental Projects**

6. Octagon Oil/Vine Street Parking Lot (ARH #11-01060):  
The lab results have been received and reviewed by our office. We are finalizing the Remedial Action Permit (RAP) based on the results and will be submitted to NJDEP shortly.
7. K&K Linens Property / 224 Vine Street (ARH #11-01094.01):  
Our office believes final contract execution by the Town will occur shortly. Once this happens a pre-construction meeting will be scheduled. Additionally, our office will be submitting the parking lot plans to Pinelands by the end of the month seeking their approval to complete the improvements.
8. Mazza Muffler Site / 104 S. Egg Harbor Road (ARH #11-01102):  
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.
9. Skinner Property / 317 N. Egg Harbor Road (ARH #11-01074.01): No Status Change  
Unfortunately, we were unable to install the temporary wells earlier this month as the groundwater sample results had not been received in time for the tentative well installation dates. The results have since come back and show various items of concern that will required delineation. We are working to reschedule the temporary wells installation.
10. Celona Site Remediation - 130 Railroad Avenue (ARH #11-01054):  
ARH is currently conducting a receptor evaluation at the site and working on completing the remedial investigation report. The last round of groundwater sampling will occur this month. Once the results are received, we can begin the RAP.

## **SEWER/WATER INFORMATION ITEMS:**

11. 2021/2022 Water Capital Projects (ARH #21-0078):  
The design along each roadway has been completed. Our office met with the Director of Public Works on January 18, 2022 to discuss the project. We are currently awaiting any comments from the Director's review of our plans.  

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
12. Boyer Avenue Pump Station (ARH #11-50144):  
We continue to coordinate and work with the PWTC to provide support as needed relating to adjusting the approach to the project.

## **GENERAL SITE AND RECREATION INFORMATION ITEMS:**

13. Lake Park ADA Playground/Small Cities (ARH #11-01100):  
As previously reported, we submitted documentation to TRIAD related to seeking approval to bid. There has been some back and forth between TRIAD and our office to ensure all required documentation is included in the proper locations per the funding source. We are currently awaiting authorization to advertise this project.

14. Batchelor Lane/Central Ave (ARH #11-60211):

At the last meeting our office was authorized to complete this work. Our field crews have mobilized and obtained a majority of the information. Wetlands should be flagged in the next week. Once all field information is collected, we can prepare the base plan.

**SOLICITOR REPORT**

**MAYOR REPORT**

**PWM REPORT**

**TOWN CLERK REPORT**

1. Approval to hire Mildred Collazo retroactive to January 18<sup>th</sup> in the Municipal Court office. 6.5 to 15 hours per week, hourly rate of \$15.50, no benefits, pending civil services rules and regulations.
2. Approval to hire Lisa Vitullo retroactive to January 5 as a part time Public Safety Telecommunicator Trainee, 8 to 20 hours per week, \$17.50 per hour no benefits, pending civil service rules and regulations
3. Approval to pay Sierra Scola for the following: Accrued vacation in the amount of \$801.60, Personal time \$384.00, Holiday pay in the amount of \$64.48, Education \$10.79 and Health buyout 42.77. Total payout \$1,303.64.
4. Approval to pay Andrea Effinger for the following: Accrued vacation in the amount of \$395.35 and Sick time in the amount of \$12,000.00. Total payout \$12,395.34.
5. Approval to pay Richard Jones for the following: Comp. Time in the amount of \$24.05 and Sick time in the amount of \$10,019.71. Total payout \$10,043.76.
6. Approval to pay Lou Penza for the following: Accrued Vacation time in the amount of \$418.39 and Sick time in the amount of \$3,144.79. Total payout \$3,563.18.
7. Approval to pay Ed Slimm for the following: Accrued Vacation time in the amount of \$19,610.15, Sick time in the amount of \$11,716.73 and Comp Time in the amount of \$4,214.00. Total payout \$35,540.88.
8. Approve amendment to contract for Municipal Utilities Department effective 1/1/2022.
9. Accept Aiden Nicholls as junior member in Fire Company #2. Approved at Fire Company meeting on January 12, 2022.
10. Accept resignations of Nathan Cram and Nick Bagliani as regular members and junior member Mikayla Digiovannangelo in good standing from Fire Company #2 approved at Fire Company meeting January 12, 2022.

**APPROVE BILL LIST & PURCHASE ORDERS**

**NEW BUSINESS**

**ORDINANCES FOR INTRODUCTION**

**Introduction of Ordinance #002-2022 – Bond Ordinance General Capital**

**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 \$1,180,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,121,000 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 \$1,180,000, which sum includes \$59,000 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 \$1,180,000 appropriation not provided for by said down payments, negotiable bonds of the Town are hereby authorized to be issued in the principal amount of \$1,121,000 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 \$1,121,000 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) Construction of a recreation turf field in the Township;	\$500,000	\$475,000	\$25,000	15 years
(ii) Purchase of a fire truck for the Fire Department; and	\$580,000	\$551,000	\$29,000	10 years
(iii) Purchase and installation of a security system at Town Hall.	\$100,000	\$95,000	\$5,000	7 years
TOTALS	\$1,180,000	\$1,121,000	\$59,000	

(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 \$1,121,000.

(d) The aggregate estimated cost of said improvements or purposes is \$1,180,000, the excess amount thereof over the estimated maximum amount of bonds or notes to be issued therefor, is the aggregate down payments for said purposes in the amount of \$59,000.

**SECTION 4.** 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. 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 11.86 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 \$1,121,000 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 \$236,000 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 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 expenditure 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 \$1,121,000. 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 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.

**Introduction of Ordinance #003-2022 – Bond Ordinance Utility Drip Irrigation**

**BOND ORDINANCE PROVIDING FOR THE PURCHASE AND INSTALLATION OF A DRIP IRRIGATION SYSTEM, BY AND IN THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC, STATE OF NEW JERSEY; APPROPRIATING \$275,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$261,250 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 \$275,000, which sum includes \$13,750 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 \$275,000 appropriation not provided for by said down payment, negotiable bonds of the Town are hereby authorized to be issued in the principal amount of \$261,250 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 \$261,250 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 for the purchase and installation of a drip irrigation system for the Utility Department. 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 \$261,250.

(c) The estimated cost of said improvement or purpose is \$275,000, 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 \$13,750 for said improvement or purpose.

**SECTION 4.** 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. 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 20 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 \$261,250 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 \$55,000 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 expenditure 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 \$261,250. 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.

**SECTION 12.** This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

**Introduction of Ordinance #004-2022- Setting Salaries of Certain Employees**

**AN ORDINANCE FIXING THE SALARY OF  
THE CODE ENFORCEMENT OFFICER**

**BE IT ORDAINED BY MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON,  
COUNTY OF ATLANTIC, NEW JERSEY as follows:**

**Section 1.** The Town of Hammonton has employed qualified personnel for purpose of handling the duties of Code Enforcement for the Town. Pursuant to a negotiated contract between the Code Enforcement Officer and the Town of Hammonton, the individual shall be paid pursuant to the contract. Minimums and maximum salaries as per contract are as follows :

	MINIMUM	MAXIMUM
Department Head Construction Office	20,000.00	60,000.00

**Section 2.** The appropriate salary that will be covered under this contract shall be determined by the language contained in the aforementioned contract. No prior contract language or language contained in the prior salary ordinance shall be applicable for purposes of determining the salary level.

**Section 3.** The method of payment of the salaries to each employee shall be fixed by resolution by 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.

**Introduction Ordinance #005-2022 – Amend Chapter 51-1 D Composition of Police of Department**

**AN ORDINANCE AMENDING Chapter 51-1 D  
Composition of Police Department**

**BE IT ORDAINED** by the Mayor and Common Council of the Town of Hammonton, County of Atlantic, State of New Jersey that Chapter 51-1 D is amended as follows:

Five Sergeants, who shall have the duties as prescribed by the Chief of Police, the ordinances of the Town of Hammonton and by the statutes of the State of New Jersey.

**BE IT FURTHER ORDAINED** that, the remaining portions of chapter 51-1 shall remain in full force and effect.

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

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

**Introduction of Ordinance # 006-2022- Police Chaplain Program**

**AN ORDINANCE CREATING THE POSITION OF POLICE CHAPLAIN FOR  
THE HAMMONTON POLICE DEPARTMENT**

**WHEREAS**, N.J.S.A. 40A:14-141 provides that the governing body of the Town of Hammonton by Ordinance may provide for the appointment of one or more Chaplains to the Police Department; and

**WHEREAS**, Police Chaplains serve an integral role in providing comfort to members of the Police Department as well as the public and aid in community policing; and

**WHEREAS**, the Council finds it in the best interest of the Town of Hammonton;

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

1. **POSITION CREATED.** The position of Police Chaplain for the Hammonton Police Department is hereby created in accordance with 40A:14-141. The position will be a volunteer position. The position of Chaplain shall be under the Police Department and subject to the control of the Chief of Police.
2. **QUALIFICATIONS.** Any person appointed as Chaplain shall be an ordained clergyman in good standing in the religious body from which he/she is selected. All Chaplains shall be subject to the residency requirements of the Code of the Town of Hammonton. The Chaplain shall have basic training and shall be a certified Police Chaplain credentialed in accordance with the rules and regulations of the Town of Hammonton Police Department and shall be qualified in accordance with N.J.S.A. 40A:14-141.



3. **DUTIES OF POLICE CHAPLAIN.** The duties of Police Chaplain shall include, but not be limited to assisting the Town of Hammonton Police Department in death notifications, station house adjustments and any other duties that may be assigned by the Chief of Police.
4. **RANK AND SALARY.** Any person appointed as Chaplain shall serve in that capacity without Rank or Salary.
5. **TERM OF OFFICE.** A person appointed as Chaplain shall serve for a period of one (1) year from date of appointment and shall continue to serve in that capacity until he/she is either terminated or reappointed with the recommendation of the Chief of Police.
6. **APPOINTMENT.** The Chief of Police may recommend, to the Mayor and Council, persons that he/she believes meet the qualifications of N.J.S.A. 40A:14-141 as well as the rules and regulations of the Town of Hammonton Police Department with reference to Chaplains, if any. All applicants for the position of Chaplain shall be reviewed by the Chief of Police, Senior Police Chaplain and Chaplain liaison to determine his/her qualifications in accordance with this Ordinance and shall make recommendations to the Mayor and Council regarding the appointment as Chaplain. The Mayor shall appoint Chaplains in accordance with this Ordinance with the advice and consent of Town Council.

## **RESOLUTIONS**

### **Resolution #021-2022- Authorize Feast of Our Lady of MT. Carmel**

#### **AUTHORIZE THE “FEAST OF OUR LADY OF MT. CARMEL” PROCESSION, CARNIVAL & FIREWORKS**

**WHEREAS,** July 11<sup>th</sup> through July 16<sup>th</sup> is the scheduled date for the Lady of Mt. Carmel carnival and events in the Town of Hammonton; and

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

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

#### **8:00 a.m. procession**

From Place of Origin on Third Street to intersection of Third Street and Fairview Avenue  
Continue on Fairview Ave to Egg Harbor Road to intersection of Egg Harbor Road and Bellevue Ave  
Continue to Intersection of Bellevue Avenue and Third Street  
Continue on Third Street to its conclusion at point of origin

#### **4:00 p.m. procession**

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

**WHEREAS,** July 16<sup>th</sup> is the scheduled date for fireworks event, there will be no rain date

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

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

**Resolution # 022-2021- Authorize Good Friday Procession**

**RESOLUTION AUTHORIZING THE "SPANISH COMMUNITY GOOD FRIDAY PROCESSION"**

**WHEREAS**, St. Mary of Mt. Carmel Parish/St. Joseph's Church continues to promote the Town of Hammonton with their annual "Spanish Community Good Friday Procession"; and

**WHEREAS**, Friday April 15, 2022 at 4:30 p.m. is the scheduled date for the Spanish Community Good Friday Procession; and

**WHEREAS**, St. Mary of Mt. Carmel Parish/St. Joseph's Church has requested assistance of the Town of Hammonton Police Department for this scheduled event and closure of the following streets in the Town of Hammonton for stations of the cross and procession:

From N. Third St.  
To French St.  
To Second St.  
To Pleasant St.  
To Tilton St.  
To French  
To N. Third St.

**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 Spanish Community Good Friday Procession is approved by the Town of Hammonton; and

**BE IT FURTHER RESOLVED** that the necessary certificate of insurance has been filed with the Town Clerk.

**Resolution #023-2022- Authorize Economic Development Payment**

**A RESOLUTION ADDRESSING ECONOMIC DEVELOPMENT IN THE TOWN OF HAMMONTON**

**WHEREAS**, the governing body of the Town of Hammonton recognizes that the Atlantic County economy has and will continue to be negatively impacted by the closure of several Atlantic City casinos; and

**WHEREAS**, the governing body believes that, in order to sustain Hammonton's positive revitalization efforts, a coordinated economic development plan shall be necessary; and

**WHEREAS**, some of the residential, commercial and industrial properties in Hammonton have experienced a physical deterioration as a result of the inability of their owners to properly maintain same; and

**WHEREAS**, New Jersey permits implementation of a residential rehabilitation and commercial rehabilitation and new construction incentive programs in the form of a tax abatement program; and

**WHEREAS**, much of the Town's downtown revitalization can be attributed to the exponential growth of its arts community; and

**WHEREAS**, the governing body desires to capitalize and expand upon those successes and, as permitted by New Jersey Law (*N.J.S.A. 40:48-1(30)*), fund a local arts entity with a broad geographic reach to advertise to the Delaware Valley and the entire State of New Jersey Hammonton's advantages including its open space, its geographic proximity to Philadelphia, Atlantic City and New York City and all points in between, its favorable tax structure, its thriving downtown and its traditional focus on family and education including its public and parochial schools and its affiliation with Stockton University, all of which have served as economic drivers.

**NOW THEREFORE BE IT RESOLVED** that Mayor and Council authorize approval of a Resolution authorizing funding via a professional services contract in the amount of \$40,000.00 of a broad-based advertising program through the vehicle of a non-profit 501-C3 arts entity focused on attracting visitors to Hammonton and in turn stimulating economic growth and attracting new residents and businesses to build upon the successes of the last decade and N.J.S. 40:48-1(30); and

**BE IT FURTHER RESOLVED** the amount will be paid as follows:

- \$40,000 in January 2022.

**BE IT FURTHER RESOLVED** that the authorization of payment is for the year 2022.

**Resolution #024-2022 – 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 appropriation reserves:

**CURRENT FUND**

From:	Natural Gas Operating Expense	\$ 24,000.00
From:	Assessment of Tax Salaries & Wages	\$ 5,000.00
From:	Police Salaries & Wages	\$ 6,000.00
From:	Construction Official Salaries & Wages	\$ 3,000.00
To:	Bldgs & Grounds Operating Expense	\$ 29,000.00
To:	Police Operating & Expense	\$ 6,000.00
To:	Legal Operating Expense	\$ 3,000.00

**Resolution #025-2022- Authorize application for Grant Skinner Building**

**Resolution for Authorization to Apply to HDSRF  
Skinner Building Property  
317 N. Egg Harbor Road  
Block 2701, Lot 1  
Hammonton, Atlantic Co, NJ**

**WHEREAS**, the Governing Body of the Town of Hammonton has determined that on the Skinner Building Property identified as Block 2701, Lot 1, located at 317 N. Egg Harbor Road (herein referred to as the "Property") there has been a discharge of hazardous substances or a hazardous waste; and

**WHEREAS**, the Town of Hammonton is applying from the Hazardous Discharge Site Fund for funding for the assessment and investigation of the property in order to determine the extent or the existence of any hazardous substance or hazardous waste; and

**WHEREAS**, the Town of Hammonton owns the subject property; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Town of Hammonton, County of Atlantic, State of New Jersey, that the Town of Hammonton is committed to the redevelopment of the Skinner Property for the purpose of returning the property to a viable productive part of the community, which not only stimulates further economic growth but also protects the environment. Furthermore, the Town of Hammonton finds that a realistic opportunity exists for the redevelopment of the Skinner Property within a three-year period after the completion of the remediation of this site either through the planned redevelopment project, or through alternate redevelopment. The property is located in the DT-3 Zoning District of the town, which includes a mix of residential, light industrial, and other commercial uses and will be redeveloped as such. The most probable use of this property will be a civic building for either the neighboring American Legion or Spanish Pentecostal Church.

**Resolution #026-2022- Support Redevelopment Study and/or Plan for Skinner Property**

**Resolution Supporting a Redevelopment Study and/or Plan at the  
Skinner Property  
(f.k.a., Skinner & Son Inc. Cut Glass Factory)  
317 N. Egg Harbor Road  
Block 2702, Lot 1  
Hammonton, Atlantic Co, NJ**

**WHEREAS**, pursuant to N.J.S.A. 40A:12A-6, the Mayor and Town Council of the Town of Hammonton, County of Atlantic, State of New Jersey, desires to undertake a preliminary investigation to determine whether the Skinner Property identified as Block 2702, Lot 1, located at 317 N. Egg Harbor Road (herein referred to as the "Property") is an area in need of redevelopment according to the criteria set forth in N.J.S.A.40A:12A-5; and

**WHEREAS**, the Governing Body of the Town of Hammonton have determined that there has been, or it suspects that there has been, a discharge of hazardous substances or a hazardous waste on the Property; and

**WHEREAS**, the Town of Hammonton is applying for funding from the Hazardous Discharge Site Remediation Fund for the assessment and investigation of the Skinner Property in order to determine the extent or the existence of any hazardous substance or hazardous waste; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Town of Hammonton, County of Atlantic, State of New Jersey, that the Town of Hammonton is committed to the redevelopment of the Skinner Property for the purpose of returning the Property to a viable productive part of the community, which not only stimulates further economic growth but also protects the environment. Furthermore, the Town of Hammonton finds that a realistic opportunity exists for the redevelopment of the Skinner Property within a three-year period after the completion of the remediation of this site either through the planned redevelopment project, or through alternate redevelopment.

**PUBLIC HEARD**

**MEETING ADJOURNED**