

Regular Meeting of Mayor and Council September 26, 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 - Present
Gribbin – Arrived at 6:35
Oliva - Present
Olivo - Present
Rodio – Present
Wuillermin - Present
Mayor DiDonato - Present

PRESENT ALSO

Michael Malinsky, Town Solicitor
Bob Vettese, Public Works Manager

EXECUTIVE SESSION Resolution #125-2022

Motion by Council Person Oliva Second Olivo
Enter into Executive Session

Motion by Council Person Rodio Second Oliva
Close Executive Session

RESUME REGULAR MEETING-ROLL CALL

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

PRESENT ALSO

Michael Malinsky, Town Solicitor
Robert Vettese, Public Works Manager
Mark Hermann of ARH, Town Engineer (joined meeting by way of Telephone)

PUBLIC NOTICE

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

PLEDGE OF ALLEGIANCE

PUBLIC HEARD FOR AGENDA ACTION ITEMS

No one desired to be heard

APPROVAL OF MINUTES

Executive Minutes August 29, 2022

Council Minutes August 29, 2022

Motion by Council Person Gribbin Second Rodio

Minutes are approved

Roll Call

Councilperson:

Furgione – Yes

Gribbin - Yes

Oliva – abstain

Olivo – Yes

Rodio – Yes

Wuillermin – Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

PRESENTATION

Councilperson Olivo and Chief Kevin Friel – Promotion of Donald Kunen to Capital of the Hammonton Police Department

Motion by Council Person Gribbin Second Rodio

Approve promotion to Captain of the Hammonton Police Dept. For Donald Kunen

Roll Call

Councilperson:

Furgione – Yes

Gribbin - Yes

Oliva – Yes

Olivo – Yes

Rodio – Yes

Wuillermin – Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

DISPENSE WITH REGULAR ORDER OF BUSINESS

Public Hearing of Ordinance #020-2022 – Bond Ordinance Computer Equipment & Airport Taxiway

BOND ORDINANCE #020-2022

BOND ORDINANCE PROVIDING FOR VARIOUS 2022 CAPITAL ACQUISITIONS AND IMPROVEMENTS, BY AND IN THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC, STATE OF NEW JERSEY, APPROPRIATING \$854,954 THEREFOR (INCLUDING AN AIRPORT IMPROVEMENT PROGRAM GRANT IN THE AMOUNT OF \$504,954 EXPECTED TO BE RECEIVED FROM THE UNITED STATES DEPARTMENT OF TRANSPORTATION FEDERAL AVIATION ADMINISTRATION) AND

AUTHORIZING THE ISSUANCE OF \$332,500 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 \$854,954, which sum includes an Airport Improvement Program grant in the amount of \$504,954 expected to be received from the United States Department of Transportation Federal Aviation Administration (the "AIP Grant"), and \$17,500 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 \$854,954 appropriation not provided for by application hereunder of the AIP Grant and said down payments, negotiable bonds of the Town are hereby authorized to be issued in the principal amount of \$332,500 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 \$332,500 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 are including, but not limited to, as follows:

<u>Description</u>	<u>Appropriation</u>	<u>Authorization</u>	<u>Down Payment</u>	<u>Useful Life</u>
(i) Purchase of new servers, and computer equipment accessories for upgrade of the Town Hall's computer systems;	\$250,000	\$237,500	\$12,500	7 years
(ii) Improvement to the Hammonton Municipal Airport, including, but not	\$604,954 (including the AIP Grant)	\$95,000	\$5,000	15 years

<u>Description</u>	<u>Appropriation</u>	<u>Authorization</u>	<u>Down Payment</u>	<u>Useful Life</u>
limited to, rehabilitation and construction of a taxiway;				

TOTALS	\$854,954	\$332,500	\$17,500	
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(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 \$332,500.

(d) The aggregate estimated cost of said improvements or purposes is \$854,954, the excess amount thereof over the said AIP 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 \$17,500.

SECTION 4. Except for the AIP 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 AIP 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 9.28 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 \$332,500 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 \$171,000 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 expenditures toward the costs of the improvement or purpose described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations Section 150-2. No reimbursement allocation will employ an "abusive arbitrage device" under Treasury Regulations §1.148-10 to avoid the arbitrage restrictions or to avoid the restrictions under Sections 142 through 147, inclusive, of the Internal Revenue Code of 1986, as amended (the "Code"). The proceeds of any bonds or notes authorized by this bond ordinance used to reimburse the Town for costs of the improvement or purpose described in Section 3 hereof, or funds corresponding to such amounts, will not be used in a manner that results in the creation of "replacement proceeds", including "sinking funds", "pledged funds" or funds subject to a "negative pledge" (as such terms are defined in Treasury Regulations §1.148-1), of any bonds or notes authorized by this bond ordinance or another issue of debt obligations of the Town, other than amounts deposited into a "bona fide debt service fund" (as defined in Treasury Regulations §1.148-1). The bonds or notes authorized herein to reimburse the Town for any expenditures toward the costs of the improvement or purpose described in Section 3 hereof will be issued in an amount not to exceed \$332,500. 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 Internal Revenue Code of 1986, as amended, 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.

Motion by Council Person Gribbin Second Olivo
Ordinance 20-2022 is open to public for discussion

Roll Call

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

Mayor DiDonato declares motion is carried

Motion by Council Person Gribbin Second Rodio
Ordinance 20-2022 is adopted and approved for final publication

Roll Call

Councilperson:

Furgione – Yes

Gribbin - Yes

Oliva – Yes

Olivo – Yes

Rodio – Yes

Wuillermin – Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

COMMITTEE REPORTS

Administration - Councilman Gribbin

- No action items form Admin. Meeting
- New Studio on the 3rd floor is coming along and should be done by end of October.

Business & Industry – Councilman Olivo

- Ribbon Cuttings – on 9/11/22 Simply Salon had their grand opening
- 10/1/2022 - Green Day Festival will be held from 12 to 4 and the Town wide yard sale
- 10/19/2022 – Wine / Beer Expo from 6:30 to 10 at Cathedral
- 10/20/2022 – 3rd Thursday Theme Ghosts
- 10/22/2022 - Down Town Trick or Treat will start at 2
- 10/26/2022 – Halloween Parade at 7 pm
- Thanked Ron’s Garden Center for decorating Down Town for Halloween
- 10/1 – Hawk’s Homecoming game to honor Frank Lasasso at 6:30

Quality of Life – Councilman Oliva

- Green Day Saturday October 1st from 8 to 4
- Hammonton Cancer Foundation Event Saturday 10/15/22 at 6 pm at Winslow Manner

Motion by Council Person Oliva Second Olivo

Green Day Event Road Closure 2nd Street and Vine from 8 am to 6 pm

Roll Call

Councilperson:

Furgione – Yes

Gribbin - Yes

Oliva – Yes

Olivo – Yes

Rodio – Yes

Wuillermin – Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

Motion by Council Person Oliva Second Rodio

Set trick or Treat time for Monday October 31st from 5:30pm to 8:00pm

Roll Call

Councilperson:

Furgione – Yes

Gribbin - Yes

Oliva – Yes

Olivo – Yes

Rodio – Yes
Wuillermin – Yes
Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

Education - Councilman Oliva

- Back to School Night is as follows: ECEC September 28th, West September 29th, both at 6 pm, Middle School October 6th at 6 pm.
- Hammonton Education Event will be on Saturday November 19th from 6 to 10 at the Cart Barn.
- October 23rd from 1 to 4 pm Truck or Treat

Public Works & Transportation

- Reviewed Demo of K&K
- Leaf Collection to start soon.

Law & Order - Mayor DiDonato – (Given by Chief Friel)

- Lady of Mt. Carmel Church Fall festival and Carnival will be held October 6 to the 9th at St Anthony's Church on route 206
- There have been 80 DWI's this year from the police dept. up by 20 from last year
- October 29th there will be a medication collection at Town Hall

Water & Sewer - Councilman Furgione

- Lagoons at Boyer Ave are Low. Good sign for winter
- Centrifuse will be delivered and complete in January 2023

Motion by Council Person Furgione Second Wuillermin

Approval to send letter to State and assemblyman Torrissi for Route 54 water project grant funds.

Roll Call

Councilperson:

Furgione – Yes

Gribbin - Yes

Oliva – Yes

Olivo – Yes

Rodio – Yes

Wuillermin – Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

ENGINEER REPORT

ACTION ITEMS:

1. **K&K Linens Property / 224 Vine Street (ARH #11-01094.01):** In Progress
The building has been demolished and the site has been restored. The Contractor has submitted Application for Payment #1, in the amount of \$102,000. We have reviewed and submitted to the Business Administrator for payment. We have also prepared Change Order #1 – Final, which represents final quantities and results in a deduction in the contract of \$9,000.00. Our office will request the maintenance bond from the Contractor.

Action Item:

Approve Change Order #1 – Final, for a credit of \$9,000, for the K&K Linens Demolition Project.

Motion by Council Person Wuillermin Second Olivo
Approve Resolution #137

Resolution #137-2022 – Approve Change order for 224 Vine Street (Reduction)

**AUTHORIZING CHANGE ORDER #1
TO THE AMBIENT GROUP
FOR THE DEMOLITION OF 224 VINE STREET**

WHEREAS, the Mayor and Town Council of the Town of Hammonton, County of Atlantic, State of New Jersey authorized a contract to The Ambient Group on October 20, 2021 in the amount of \$111,000.00 for the Demolition of 224 Vine Street; and

WHEREAS, the change order reflects a reduction to the as-built quantities in the contract. Therefore causing a deduction in the total contract in the amount of \$9,000.00; and

THEREFORE BE IT RESOLVED that the Mayor and Town Council of Hammonton hereby:

1. Formally authorize the execution of Change Order #1, which is a reduction in the contract amounting to \$9,000.00.

Roll Call

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

Mayor DiDonato declares motion is carried

SOLICITOR REPORT

Motion by Council Person Olivo Second Wuillermin
Approval to represent the Town in litigation regarding accident at intersection of Broadway and Park Ave

Roll Call

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

Mayor DiDonato declares motion is carried

Motion by Council Person Wuillermin Second Olivo

Approval to represent the Town in litigation regarding accident at intersection US 30 and 542.

Roll Call

Councilperson:

Furgione – Yes

Gribbin - Yes

Oliva – Yes

Olivo – Yes

Rodio – Yes

Wuillermin – Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

Motion by Council Person Gribbin Second Oliva

Approval to represent the Town in litigation regarding Police

Roll Call

Councilperson:

Furgione – Yes

Gribbin - Yes

Oliva – Yes

Olivo – Yes

Rodio – Yes

Wuillermin – Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

MAYOR REPORT

- No Action items

PWM REPORT

Lakeview Gardens Well Testing and Potential for Public Water Extension

Letters were sent out to 54 property owners in the Lakeview Gardens section of the Town requesting they complete water tests of the private wells and provide those results to the Town. We have received water test results from nine (9) property owners at this point. Three (3) of the properties had results in excess of the NJDEP Clean Drinking Water Standards.

We have received some responses. Announce public information mtg. for October.

NJDOT Transportation Alternatives Program

The Town received a letter from the NJDOT about their Federal Aid set aside program. Scott Taylor and I had a pre-application meeting scheduled for Friday, 9/23 with the NJDOT and SJTPO related to the bike/pedestrian path along Linda Avenue and a connection to Liberty Street through the middle school property.

As a result of our meeting on Friday, the reviewers appeared very positive with the project concept and felt it would be a worthwhile application to submit a formal application. We contacted Triad Associates and requested them to submit a proposal to the Town to complete the application for funding consideration. Since the applications must be submitted to the NJDOT by November 3rd, we would recommend approval of the Triad proposal subject to verification of Town funds being available. Scott Taylor and I will provide assistance to Triad in this effort. The funding request will be for \$1.3 million dollars +/- grant allotment.

Motion by Council Person Wuillermin Second Furgione

Approval of Triad Associates grant application fee in the amount of \$8,950.00. This fee is part of the yearly agreement

Roll Call

Councilperson:

Furgione – Yes

Gribbin - Yes

Oliva – Yes

Olivo – Yes

Rodio – Yes

Wuillermin – Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

Boyer Avenue Land Application Site Overland Drip Irrigation Pinelands Application

We have made a submission to the Pinelands Commission regarding a Public Development application for the installation/expansion of the overland drip irrigation area to an area formally approved for underground drip at the Boyer Avenue site. We have received comments and request for additional information from the Pinelands Commission. A revised report and site plan were resubmitted to the Pinelands on Friday, 08/19/2022 which addressed the Pinelands comment letter of 07/13/2022. We attended a continuance of the public input meeting on Friday, 9/09/2022.

Rt. #54 Resurfacing

We have met with NJDOT representatives. They are in the process of completing their final design plans. At this point, it appears that their roadway resurfacing will be completed in early 2024. We also discussed the Town's plans to replace the existing water main in the section of Rt. #54 extending between 1st and 2nd Roads. ARH is working on the project design plans and easements to allow the water main replacement. An update of progress will be noted in the Town Engineer's report.

Bike Path Phase II

An easement along Egg Harbor Road in front of the Cathedral property is needed for this project. ARH has prepared the legal descriptions for that easement along with a general drainage easement request that was agreed upon at an earlier site plan approval for this property and as authorized by Council last meeting. ARH will meet with the property owners along the route to review the plans and easement requests. Once agreed upon the legal descriptions will be sent to the Town's Solicitor to prepare the easement deeds and documents for signature and filing so the project could move forward.

Water Allocation

As requested, Ray Ferrara has provided a proposal to the Town divided into four (4) phases with a project budget estimate of \$8,000 to review the information provided by the Pinelands Commission associated with recommended future changes to water allocation regulations for withdraws from the Kirkwood Cohansey Aquifer. Since the proposed regulations could impact the Town's future water allocations, we would recommend Council's approval consideration of this proposal, subject to certification of available funds for the work as described.

Motion by Council Person Wuillermin Second Furgione

Approval of PO to Kleinfelder in the amount of \$8,000.00

Roll Call

Councilperson:

Furgione – Yes

Gribbin - Yes

Oliva – Yes

Olivo – Yes

Rodio – Yes
Wuillermin – Yes
Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

Town Public Works Schedule

October schedule (all items must be out prior to 6 am on the day of collection). Monday, October 10th is the Columbus Day holiday and the Town Hall offices and P.W. employees are off that day. Trash pick-up for Monday, 10/10 will occur on Tuesday, 10/11. The same would apply to brush pick-up.

- Bulky curbside collection will be 10/3 through 10/7
- Curbside brush pickup will be 10/10 through 10/14

County Recycling Schedule

- 10/3 through 10/7
- 10/17 through 10/21
- 10/31 through 11/4

TOWN CLERK REPORT

- 1) Approval to hire Michael Zingrone effective as of September 1, 2022 in the Highway Department. Yearly salary of \$33,280.00, Single Benefits 40hours per week. Contingent upon all civil service rules and regulations.
- 2) Approve Alexandro Rodriguez as regular member of Fire Company #1 effective as of September 26, 2022. Background check complete. Approved by Fire Company at their meeting on September 21, 2022.

Motion by Council Wuillermin Second Gribbin
Approval of items 1 to 2

Roll Call

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

Mayor DiDonato declares motion is carried

APPROVAL OF BILL LIST

Motion by Council Gribbin Second Oliva
Approval of Bill list

Roll Call

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

Mayor DiDonato declares motion is carried

NEW BUSINESS

RESOLUTIONS

Resolution #126-2022- Award Specialized Service Contracts

**A RESOLUTION AWARDING VARIOUS
SPECIALIZED SERVICE CONTRACTS AND QUOTES**

WHEREAS, there exists a need for specialized services for the Town of Hammonton, New Jersey, on an annual basis as follows:

<u>Department</u>	<u>Specialized Service</u>	<u>Vendor</u>	<u>Not To Exceed AN</u>
Utility	IA System Repairs	Schneider Electric	\$50,000.00
Utility	Plant Repairs	KRS Services	\$100,000.00
Utility	Special Lab Testing	Pace Analytical	\$10,000.00
Utility	Electrical Repairs (Plants)	Services ABS Electric	\$75,000.00
Utility	Polymer supply	Polydyne Inc.	\$20,000.00
Utility	VFD repairs	EMF Control Services	\$20,000.00
Utility	Chlorine/Sulfuric supply	Univar	\$30,000.00
Utility	Klenphos & drip irrigation analysis	Klenzoid	\$30,000.00
Utility	Water clocks & meters	Rio Supply	\$200,000.00
Utility	WWTP Consultant	Kleinfelder E. (spec project)	\$50,000.00
Utility	Lime supply	Coyne Chemical	\$15,000.00
Utility	Instrumentation	NB Controls	\$75,000.00
Utility	Service Generators	Cummins	\$30,000.00
Utility	Service Caterpillar Generators	Foley	\$15,000.00
Utility	Dosimeters	Mirion Technologies	\$5,000.00
Dog Regulations	Animal Control	A-Academy of South Jersey	\$8,160.00
Dog Regulations	Animal after hour emergency	A-Academy of South Jersey	\$50.00 per call \$50 per call/\$150 after hrs
Animal Regulations	Carcus removal	Kelly Winthrop, LLC	
Highway, Landfill, Airport, Utility	Lab testing & submittal to agencies	JR Henderson	\$60,000.00
Highway, Building & Grounds	Chemicals	Helena	\$20,000.00
Buildings & Grounds	Town Hall Heat/Air Controls	Hawks & Company	\$50,000.00
<u>Department</u>	<u>Quoted Service</u>	<u>Vendor</u>	<u>Not To Exceed AN</u>
Highway & Utility	Uniform rent/cleaning	Schenk Textiles	\$10,000.00
Highway	Auto parts & supplies	Val-U-Auto Parts	\$25,000.00
Buildings & Grounds	Blood Borne Pathogen Cleaning	S.J. Building Services	\$85.00 per call
Buildings & Grounds	Clean Town Hall & Canoe Club	S.J. Building Services	\$30,000.00

WHEREAS, funds are available under the above listed budget appropriations, and

WHEREAS, N.J.S.A. 19:44A-20 provides for an open and fair process through requests for proposals;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, ATLANTIC COUNTY, NEW JERSEY that the Town of Hammonton is hereby authorized and directed to enter into an agreement with above listed vendors for years 2022 and 2023.

Resolution #127-2022 – 159 Budget Addition Mazza Property

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

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

WHEREAS, the Town has received notice from the New Jersey Economic Development Authority that funds are available in the amount of \$151,160.00 from the Hazardous Discharge Site Remediation Fund for the Former MAZZA Muffler Property and wishes to amend its 2022 Current Fund Budget to include this amount as a revenue.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Town of Hammonton hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the Current Fund Budget of the year 2022 in the sum of \$151,160.00 which has been awarded and is available as a revenue from:

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

NJEDA – Hazardous Discharge Remediation Fund

BE IT FURTHER RESOLVED that a like sum of \$151,160.00 be and the same is hereby appropriated under the caption of:

General Appropriations:

Operations - Excluded from "CAPS":

Public and Private Programs Offset by Revenues:

NJEDA – Hazardous Discharge Remediation Fund

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

Resolution #128-2022- 159 Budget Addition 224 Vine Street (K&K)

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

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

WHEREAS, the Town has received notice from the New Jersey Economic Development Authority that funds are available in the amount of \$223,647.00 from the Hazardous Discharge Site Remediation Fund for KK Industries Property and wishes to amend its 2022 Current Fund Budget to include this amount as a revenue.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Town of Hammonton hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the Current Fund Budget of the year 2022 in the sum of \$223,647.00 which has been awarded and is available as a revenue from:

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

NJEDA – Hazardous Discharge Remediation Fund

BE IT FURTHER RESOLVED that a like sum of \$223,647.00 be and the same is hereby appropriated under the caption of:

General Appropriations:

Operations - Excluded from "CAPS":

Public and Private Programs Offset by Revenues:

NJEDA – Hazardous Discharge Remediation Fund

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

Resolution # 129- 2022 – Annual Audit

Annual Audit

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the year ending December 31, 2021 has been filed by a Registered Municipal Accountant with the Town Clerk pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Findings and Recommendations; and

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Findings and Recommendations", as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the governing body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the governing body to the penalty provisions of R.S. 52:27BB-52 - to wit:

R.S. 52:27BB-52 - A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his/her office."

NOW, THEREFORE BE IT RESOLVED, that the Town Council of the Town of Hammonton, County of Atlantic, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

Resolution #130-2022 – Audit Corrective Action Plan

CORRECTIVE ACTION PLAN

Corrective Action Plan of the Town of Hammonton, County of Atlantic, State of New Jersey, for the year 2021.

WHEREAS, in accordance with the requirements of the Division of Local Government Services, at the completion of the audit, the local government unit shall prepare a Corrective Action Plan to address each audit finding in the current year audit report; and

WHEREAS, the Corrective Action Plan of the Town of Hammonton for the 2021 Report of Audit is as follows:

Finding No. 2021-001:

Condition:

A calculation of the actuarially calculated Other Post Employment Benefits (OPEB) obligation for the future cost of dental and vision insurance coverage to be paid by the Town for retired employees was not obtained.

Recommendation: That the Town obtain the actuarially calculated Other Post Employment Benefits (OPEB) obligation for the future cost of dental and vision insurance coverage to be paid by the Town for retired employees.

Corrective Action: This required disclosure is mandated by an accounting disclosure standard adopted by the Governmental Accounting Standards Board (GASB) Statement No. 45. In New Jersey, municipalities and counties report and budget under regulatory accounting practices and therefore are not required to "book" OPEB future obligations. The Town carries its medical health insurance with the State Health Benefits Program (SHBP). The required disclosure, with which the Town complies, only references where information can be found on the SHBP and is not required to include any future obligation. The dental and vision insurance coverage is contracted through a private carrier and only represents less than 10% of the Town's total annual SHBP obligation. The Chief Financial Officer and the Town Accountant have exhausted numerous possibilities to have these calculations prepared at no cost to the taxpayers without success. Therefore, since there is no financial impact on the Town for not obtaining the actuarially calculated obligation for its future cost of dental and vision insurance coverage for retired employees, the Town will continue to evaluate the cost/benefit of budgeting taxpayer funds in future budget years in order to solely comply with a financial disclosure requirement that has no financial impact on the Town's current operations.

BE IT RESOLVED, that the Corrective Action Plan for the 2021 Report of Audit of the Town of Hammonton be approved by the Governing Body of the Town of Hammonton; and

BE IT FURTHER RESOLVED, that one certified copy of this resolution be filed with the Division of Local Government Services.

Resolution #131-2022- Approve Tree Lighting Event

**RESOLUTION AUTHORIZING AND ENDORSING
MAINSTREET HAMMONTON TOWN TREE LIGHTING EVENT**

WHEREAS, Saturday, December 3rd(rain date, Dec 4th) is the scheduled date for the MainStreet Hammonton Town Tree Lighting Event from 5 pm- 9pm. at the intersection of Bellevue and Central and we request the road closure of Central Avenue between Bellevue and Vine from 9am-10 pm; and

WHEREAS, Saturday, December 3rd, has been scheduled as the date for the MainStreet Hammonton carriage rides from 6:00 to 9:00 pm with the request of permitting the carriage route to begin at 310 Bellevue Ave and to then turn right onto School House Lane and permit us on this presently one way route and agree to the route listed below:

Carriage Route

Rides will begin in front of 310 Bellevue Avenue.
Proceed down Bellevue and turn right onto School House Lane
Proceed down School House Lane and turn right onto Vine Street
Proceed down Vine Street and turn right onto 3rd Street.
Proceed down 3rd Street and turn right onto Bellevue Avenue and return to 310 Bellevue.

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, STATE OF NEW JERSEY, that the MainStreet Hammonton Town Tree Lighting Event and Carriage Ride Event is acknowledged and endorsed with road closures, no parking, and police assistance contingent upon contacting Police Chief and Public Works Manager 2 months prior to event;

Resolution #132-2022 – Authorize Electronic Tax Sale

Resolution authorizing the Tax Collector to hold an Electronic Tax Sale

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

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

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

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

Resolution #133-2022 – Authorize Contract for Electronic Tax Sale

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

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

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

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

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

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

Resolution #134-2022 – Authorizing Tax- Water – Sewer refunds

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

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

<u>Block / Lot</u>	<u>Name</u>	<u>Address</u>	<u>Amount</u>	<u>Reason</u>
1102/32	Helliwell, Charles	735 12 th Street	\$1,645.88	Refund/exempt vet
1102/32	Helliwell, Charles	735 12 th Street	\$1,186,26	Cancel/exempt vet
1403/8	Berenato, Dora	3200 Moss Mill Rd	\$791.21	Refund/no longer on tax records
4501/5/QFarm	Canich, Ian & Kaitlin	142 Pine Rd	\$ 121.62	Refund/no longer on tax records
903/16/QFarm	Corelogic	248 W 15 th St	\$ 92.92	Refund/no longer on tax records
1601/46	Corelogic	739 7 th St	\$ 12.30	Refund/no longer on tax rec/exempt

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

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

Resolution #135-2022- Approval of Saint Mary of Mt Carmel Church Fall Festival

**RESOLUTION AUTHORIZING AND ENDORSING
SAINT MARY OF MOUNT CARMEL CHURCH
FALL FESTIVAL AND CARNIVAL**

WHEREAS, October 6th, 7th, 8th, and 9th are the scheduled dates for the Saint Mary of Mount Carmel Church Fall Festival and Carnival. The time of the event will be 6 pm to 10 pm on October 6th. 6 pm to 11 pm

October 7th and 8th and 12 pm to 6 pm on October 9th. The event will be held on the grounds of Saint Anthony's Church on Route 206 in Hammonton; and

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, STATE OF NEW JERSEY, that the Saint Mary of Mount Carmel Church Fall Festival and Carnival is acknowledged and endorsed with police assistance contingent upon contacting the Chief of Police.

Resolution #136-2022 – Support Opioid abuse Day

Knock Out Opioid Abuse Day

WHEREAS, New Jersey is in the midst of a life-threatening opioid abuse epidemic; and

WHEREAS, the Partnership for a Drug-Free New Jersey has designated October 6, 2022, as Knock Out Opioid Abuse Day – an initiative with a multiple purposes: to raise awareness of the potential for dependency on prescribed pain medicine and its link to heroin and fentanyl use in our state; to reduce stigma of addiction and shine a light on the need for recovery support; and to communicate to physicians information on safer prescribing messages found in the Centers for Disease Control and Prevention guidelines for prescribing opioids, which include considering other therapies, setting realistic treatment goals with patients and discussing with patients the positives and negatives of opioids; and

WHEREAS, the State Senate and General Assembly jointly resolved that October 6 shall be permanently designated as Knock Out Opioid Abuse Day in New Jersey in order to raise awareness about the dangers of, and the link between, prescription opioid abuse and heroin addiction and to educate health care providers, community leaders, state lawmakers and members of the public about the opioid abuse epidemic and its effects throughout the State of New Jersey and across the country; and

WHEREAS, Join Together Atlantic County (JTAC) supports initiatives designed to raise awareness about opioid abuse in New Jersey and take steps to prevent addiction;

THEREFORE BE IT RESOLVED, that October 6, 2022, be recognized as Knock Out Opioid Abuse Day in the Town of Hammonton, New Jersey.

Motion by Council Person Gribbin Second Olivo
Resolutions #126 to 136 are approved.

Roll Call

Councilperson:

Furgione – Yes

Gribbin - Yes

Oliva – Yes

Olivo- Yes

Rodio – Yes

Wuillermin - Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

PUBLIC HEARD-

No one desired to be heard

MEETING ADJOURNED

Motion by Council Person Furgione Second Oliva