

Regular Meeting of Mayor and Council March 27, 2023
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 – Present
Oliva - Present
R.Rodio- Present
S. Rodio – Present
Wuillermin - Present
Mayor DiDonato - Present

PRESENT ALSO

Michael Malinsky, Town Solicitor
Bob Vettese, Public Works Manager
Mike Torrissi- Assemblyman left closed at 6:10

EXECUTIVE SESSION Resolution #044-2023

Motion by Council Person Wuillermin Second S. Rodio
Enter into Executive Session

Motion by Council Person Gribbin Second S. Rodio
Close Executive Session

RESUME REGULAR MEETING-ROLL CALL

Councilperson:
Furgione - Present
Gribbin - Present
Oliva - Present
R.Rodio - Present
S. Rodio – Present
Wuillermin - Present
Mayor DiDonato - Present

PRESENT ALSO

Michael Malinsky, Town Solicitor
Robert Vettese, Public Works Manager
Mark Hermann of ARH, Town Engineer

PUBLIC NOTICE

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

PLEDGE OF ALLEGIANCE

PUBLIC HEARD FOR AGENDA ACTION ITEMS

No one desired to be heard

APPROVAL OF MINUTES

Regular Minutes February 27, 2023

Executive Minutes February 27, 2023

Motion by Council Person S. Rodio Second Oliva

Minutes are approved

Roll Call:

Councilperson:

Furgione - Yes

Gribbin - Yes

Oliva - Yes

R.Rodio - Yes

S. Rodio – Yes

Wuillermin - Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

PRESENTATION

- Promotion of Corporals and Oaths for new Officers in the Police Department. Presented by Chief Kevin Friel to Amendolia, Ambrozaitis, Mendoza and Ellis

Motion by Council Person Wuillermin Second S.Rodio

Approve hire of Police Officer Alexandra Mardell to the Hammonton Police Dept.

Roll Call:

Councilperson:

Furgione - Yes

Gribbin - Yes

Oliva - Yes

R.Rodio - Yes

S. Rodio – Yes

Wuillermin - Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

Motion by Council Person Wuillermin Second R. Rodio

Approve hire of Police Officer Zachary Moninghoff to the Hammonton Police Dept.

Roll Call:

Councilperson:

Furgione - Yes

Gribbin - Yes

Oliva - Yes

R.Rodio - Yes
 S. Rodio – Yes
 Wuillermin - Yes
 Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried
 Motion by Council Person Wuillermin Second Oliva
 Approve hire of Police Officer Skye Herbert to the Hammonton Police Dept.

Roll Call:

Councilperson:
 Furgione - Yes
 Gribbin - Yes
 Oliva - Yes
 R.Rodio - Yes
 S. Rodio – Yes
 Wuillermin - Yes
 Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

- **Presentation Fieldstone Associates** – Redevelopment Washington Street Chris Brown from Field Stone Assoc. Spoke about the planned development on Washington Street and the possibility of swapping properties with the Town.

DISPENSE WITH REGULAR ORDER OF BUSINESS

Resolution #045-2023 Temporary Capital Budget – ADA Lake Park and Lighting for Athletic Fields

WHEREAS, the need has arisen to introduce bond ordinance’s to provide funds for ADA Improvements to Facilities at Hammonton Lake Park and Lighting for Athletic Fields and Improvements to Various Recreational facilities, 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

1) <u>Purpose</u>	<u>Total</u>	<u>Capital Improvement Fund</u>	<u>Grants</u>	<u>Debt Authorized</u>
ADA Improvements to Facilities at Hammonton Lake Park	\$ 440,000	\$ 2,000	\$ 400,000	\$ 38,000
Lighting for Athletic Fields and Improvements to various Recreation Facilities	<u>300,000</u>	<u>15,000</u>	<u> </u>	<u>285,000</u>
Total	<u>\$ 740,000</u>	<u>\$ 17,000</u>	<u>\$ 400,000</u>	<u>\$ 323,000</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

ADA Improvements to Facilities at
Hammonton Lake Park \$ 440,000

Lighting for Athletic Fields and
Improvements to various Recreation Facilities \$300,000

- (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.

Motion by Council Person S. Rodio Second Oliva
Resolution #045-2023 is approved

Roll Call:

Councilperson:
Furgione - Yes
Gribbin - Yes
Oliva - Yes
R.Rodio - Yes
S. Rodio – Yes
Wuillermin - Yes
Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

Public Hearing of Bond Ordinance #003-2023- Purchase of Fire Truck

BOND ORDINANCE PROVIDING FOR THE PURCHASE OF A NEW FIRE TRUCK FOR THE FIRE DEPARTMENT, BY AND IN THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC, STATE OF NEW JERSEY; APPROPRIATING \$1,600,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,520,000 BONDS OR NOTES OF THE TOWN TO FINANCE PART OF THE COST THEREOF

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

SECTION 1. The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized as a general improvement or purpose to be undertaken by the Town of Hammonton, in the County of Atlantic, State of New Jersey (the "Town"). For the said improvement or purpose stated in Section 3, there is hereby appropriated the sum of \$1,600,000, which sum includes \$80,000 as the amount of down payment for said improvement or purpose required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the "Local Bond Law"). Said down payment is now available therefor by virtue of an appropriation in a previously adopted budget or budgets of the Town for down payment or for capital improvement purposes.

SECTION 2. For the financing of said improvement or purpose described in Section 3 hereof and to meet the part of said \$1,600,000 appropriation not provided for by said down payment, negotiable bonds of the Town are hereby authorized to be issued in the principal amount of \$1,520,000 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes of the Town in a principal amount not exceeding \$1,520,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

SECTION 3. (a) The improvement hereby authorized and purpose for the financing of which said bonds or notes are to be issued is for the purchase of a new fire truck (Model 225, 100 FT, platform ladder truck) and accessories for the Fire Department, including 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 \$1,520,000.

(c) The estimated cost of said improvement or purpose is \$1,600,000, 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 \$80,000 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 10 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 \$1,520,000 and the said bonds or notes authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$320,000 for items of expense listed in and permitted under section 20 of the Local Bond Law is included in the estimated cost indicated herein for the purpose or improvement hereinbefore described.

SECTION 8. The full faith and credit of the Town are hereby pledged to the punctual payment of the principal of and the interest on the bonds or notes authorized by this bond ordinance. The bonds or notes shall be direct, unlimited obligations of the Town, and the Town shall be obligated to levy ad valorem taxes upon all the taxable real property within the Town for the payment of the bonds or notes and the interest thereon without limitation as to rate or amount.

SECTION 9. The Town reasonably expects to reimburse any expenditures toward the costs of the improvement or purpose described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the Town's official intent to reimburse any expenditures toward the costs of the improvement or purpose described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized

herein in accordance with Treasury Regulations Section 150-2. No reimbursement allocation will employ an "abusive arbitrage device" under Treasury Regulations §1.148-10 to avoid the arbitrage restrictions or to avoid the restrictions under Sections 142 through 147, inclusive, of the Internal Revenue Code of 1986, as amended (the "Code"). The proceeds of any bonds or notes authorized by this bond ordinance used to reimburse the Town for costs of the improvement or purpose described in Section 3 hereof, or funds corresponding to such amounts, will not be used in a manner that results in the creation of "replacement proceeds", including "sinking funds", "pledged funds" or funds subject to a "negative pledge" (as such terms are defined in Treasury Regulations §1.148-1), of any bonds or notes authorized by this bond ordinance or another issue of debt obligations of the Town, other than amounts deposited into a "bona fide debt service fund" (as defined in Treasury Regulations §1.148-1). The bonds or notes authorized herein to reimburse the Town for any expenditures toward the costs of the improvement or purpose described in Section 3 hereof will be issued in an amount not to exceed \$1,520,000. The costs to be reimbursed with the proceeds of the bonds or notes authorized herein will be "capital expenditures" in accordance with the meaning of Section 150 of the Code. All reimbursement allocations will occur not later than 18 months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized by this bond ordinance is paid, or (ii) the date the improvement or purpose described in Section 3 hereof is "placed in service" (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than 3 years after the expenditure is paid.

SECTION 10. The Chief Financial Officer of the Town is hereby authorized to prepare and to update from time to time, as necessary, a financial disclosure document to be distributed in connection with the sale of obligations of the Town and to execute such disclosure document on behalf of the Town. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Town pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Town and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Town fails to comply with its undertaking, the Town shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

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

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.

Motion by Council Person Wuillermin Second Gribbin
Ordinance is open to public for commit

Motion by Council Person Wuillermin Second Gribbin
Adoption of ordinance and approval for final publication

Roll Call:

Councilperson:
Furgione - Yes
Gribbin - Yes
Oliva - Yes
R.Rodio - Yes
S. Rodio – Yes
Wuillermin - Yes
Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

COMMITTEE REPORTS

Administration - Councilman Gribbin

Motion by Council Person Gribbin Second Wuillermin

Waive fee for Business Registration for the 2023 renewal period. 8/1/2023 to 7/31/24

Roll Call:

Councilperson:
Furgione - Yes
Gribbin - Yes
Oliva - Yes
R.Rodio - Yes
S. Rodio – Yes
Wuillermin - Yes
Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

Business & Industry – Councilman Wuillermin

- Chamber will be running a program called “Business Education Services” on 4/13/2023
- Chief Friel will be receiving the “Nice Going Award” this year
- Mainstreet – The “Hammonton Monopoly Game” will be available at the Toy Store on Bellevue Ave. All proceeds will go to Mainstreet.
- New hire for Mainstreet Mica McCullough will be introduced at the next council meeting.
- Next Chamber Meeting will be held at Stockton

Quality of Life – Councilman Oliva

- The 2nd annual Town wide was a great success, there were over 225 volunteers
- Town wide yard sale will be held on June 3rd. Registration will be from May 1st to May 25th
- Nation Night Out will be held on August 4th at the High School from 5 to 9pm
- New Members to add to Diversity Committee: Lisa Campanella, Kathia Ramirez, Copelia Morales
Mary Young

Education - Councilwoman Renee Rodio

- There will be a presentation at the middle school on March 29th at the middle school. This we pertain to “ Making Good Decisions” and is for 4th to 12th graders with their parents.

Public Works & Transportation Councilman Sam Rodio

- No action items
- Happy Easter to all

Law & Order - Mayor DiDonato – given by Police Chief Kevin Friel

- Fire Department will have their fish fry on Friday night March 31st at Fire Co. #2
- On April 6th there will be a motor vehicle inspection station at Napa on the White Horse Pike
- The police department offers Child Safety Seat inspections please call 609-561-4000
- April 22nd there will be a medication collection at the police dept.
- Police dept received a grant in the amount of \$7,000.00 for distracted drivers that will run for the month of April.

Water & Sewer - Councilman Furgione

- Working with Ins. Company to get reimbursement for damages to hydrants.
- Construction for Drip Irrigation is almost complete, waiting for main to be delivered.
- Verizon installed their Antenna on 4th Street well
- Construction on Turf field to start April 3rd, April 22nd will be grand opening at 10:00 am

Motion by Council Person Furgione Second Wuillermin

Approval for a PO in the amount of \$8,000.00 for Kleinfleder East for water analysis

Roll Call:

Councilperson:

Furgione - Yes

Gribbin - Yes

Oliva - Yes

R.Rodio - Yes

S. Rodio – Yes

Wuillermin - Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

ENGINEER REPORT

1. School House Lane – 3rd Street to Rt. 54 (ARH #11-40060): In Progress

The Contractor has submitted Change Order 4, which includes as-built quantities to date as well as the settlement of outstanding claims. The Contractor has submitted Application for Payment #8. We have reviewed and submitted to the Business Administrator for payment. There are outstanding punch list items which will be addressed by the Contractor.

Action Item: Approve Change order in the amount of \$66,957.70

Resolution #053-2023- Change order School House Lane

**AUTHORIZING CHANGE ORDER #4
TO THINK PAVERS
FOR THE SCHOOL HOUSE LANE PROJECT**

WHEREAS, the Mayor and Town Council of the Town of Hammonton, County of Atlantic, State of New Jersey authorized a contract to Think pavers on February 16, 2022 in the amount of \$1,029,665.33 for the School House Lane Project; and

WHEREAS, it has been determined that additional work was needed; and

WHEREAS, the change order reflects an increase to the contract in the amount of \$66,957.70; and

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

1. Formally authorize the execution of Change Order #3, to the contract in the amount of \$66,957.70.

Motion by Council Person Furgione Second Gribbin
Approve Change Order #4. School House Lane

Roll Call:

Councilperson:
Furgione - Yes
Gribbin - Yes
Oliva - Yes
R.Rodio - Yes
S. Rodio – Yes
Wuillermin - Yes
Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

2. Valley Avenue – Broadway to Central (ARH #11-30159): In Progress

The Contractor has submitted Change Order 3, which includes as-built quantities to date as well as the settlement of one outstanding claim. The Contractor has submitted Application for Payment #7. We have reviewed and submitted to the Business Administrator for payment. There are outstanding punch list items which will be addressed by the Contractor.

Action Item: Approve Change order in the amount of (73,379.35) deduction in contract

Resolution #054-2023- Valley Ave Change order

**AUTHORIZING CHANGE ORDER #3
TO THINK PAVERS
FOR THE VALLEY AVENUE PROJECT**

WHEREAS, the Mayor and Town Council of the Town of Hammonton, County of Atlantic, State of New Jersey authorized a contract to Think pavers on February 16, 2022 in the amount of \$1,255,667.50 for the Valley Avenue Utility Project; and

WHEREAS, it has been determined that additional work was needed that included, tree removal and raising of a sewer manholes; and

WHEREAS, the change order reflects a decrease to the contract in the amount of (\$73,379.35); and

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

2. Formally authorize the execution of Change Order #3, to the contract in the amount of (\$73,379.35).

Motion by Council Person Wuillermin Second Furgione
Approve Change Order #3. Valley Ave

Roll Call:

Councilperson:
Furgione - Yes
Gribbin - Yes
Oliva - Yes
R.Rodio - Yes
S. Rodio – Yes
Wuillermin - Yes
Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

3. Mazza Muffler Site / 104 S. Egg Harbor Road (ARH #11-01102): In Progress

Our office has prepared the contracts for the building demolition. We have prepared a proposal for additional investigation and oversight, which can only be completed once the building has been taken down. A subsurface investigation and testing is required to identify any issues where the previously removed underground storage tanks were located. This money is covered by the grant received by the Town.

Action Item: Authorize ARH's proposal in the amount of \$45,000 for environmental investigation, oversight, and testing at the Mazza Muffler site.

Motion by Council Person R. Rodio Second Oliva
Approve PO to ARH for Mazza Muffler site in the amount of \$45,000.00

Roll Call:

Councilperson:
Furgione - Yes
Gribbin - Yes
Oliva - Yes
R.Rodio - Yes
S. Rodio – Yes
Wuillermin - Yes
Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

4. Boyer Avenue Berm Project (ARH #11-50058): In Progress

The Town submitted our design plans for the berm at the Land Application Facility to the Pinelands. However, the Pinelands Commission has requested a formal application. Our office had previously prepared a proposal to do the application and management.

Action Item: Authorize ARH's proposal in the amount of \$3,200 to complete the permit application and management of the Boyer Avenue berm project.

Motion by Council Person Furgione Second Wuillermin

Approve PO to ARH for Boer Ave Berm in the amount of \$3,200.00

Roll Call:

Councilperson:

Furgione - Yes

Gribbin - Yes

Oliva - Yes

R.Rodio - Yes

S. Rodio – Yes

Wuillermin - Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

5. Traditions at Blueberry Ridge (ARH #11-10044): In Progress

Our office must prepare the necessary plans and specifications for the remediation of the basins at Traditions at Blueberry Ridge. We have submitted a proposal to perform the limited land surveying, plan and specification preparation, construction oversight, and final certification for the Council's consideration.

Action Item: Authorize ARH's proposal in amount of \$4,000.00 for engineering services at Traditions at Blueberry Ridge.

Motion by Council Person Furgione Second R. Rodio

Approve PO to ARH for Tradition at Blueberry Ridge in the amount of \$4,000.00

Roll Call:

Councilperson:

Furgione - Yes

Gribbin - Yes

Oliva - Yes

R.Rodio - Yes

S. Rodio – Yes

Wuillermin - Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

SOLICITOR REPORT

- No Action Items
- Happy Easter Everyone

MAYOR REPORT

- Spoke about the acquisition of Wells Fargo Bank. We are waiting to hear about the grant to purchase the location. Should know within the next 30 days or so.

PWM REPORT

Tennis/Pickleball Court Construction

The Town and Board of Education representatives met with the contractor American Athletic Track and Turf about the project and tentative construction schedule. The contractor also provided a cost to complete the replacement of all the fence posts for both court areas. The cost presented was \$11,500. We would seek Council's action to approve this change order #1 request. The Town and school also requested price quotes be sent out to contractors to complete the cleaning and painting of the light poles and electrical panel control box on the courts closest to Liberty Street. We are waiting for the price quotes to be returned but if possible would request Council to approve the lowest price quote received and issue a P.O. for the work. Both the change order #1 and the painting cost will be shared evenly between the Town and school. The fence demolition work should begin this week, and project completed by the beginning of this summer.

Resolution #055-2023- Change order Tennis-Pickle Ball Court Change Order

**AUTHORIZING CHANGE ORDER #1
TO AMERICAN ATHLETIC
FOR THE TENNIS COURT / PICKLE BALL COURTS PROJECT**

WHEREAS, the Mayor and Town Council of the Town of Hammonton, County of Atlantic, State of New Jersey authorized a contract to Think pavers on September 21, 2022 in the amount of \$502,790.00 for the Tennis Court / Pickle Ball Project; and

WHEREAS, it has been determined that additional work is needed to the fence surrounding the courts; and

WHEREAS, the change order reflects an increase to the contract in the amount of \$11,500.00; and

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

3. Formally authorize the execution of Change Order #1, to the contract in the amount of \$502,790.00.

Motion by Council Person Oliva Second Rodio

Approve Change order #1 Tennis/Pickle Ball Courts in the amount of \$11,500.00

Roll Call:

Councilperson:

Furgione - Yes

Gribbin - Yes

Oliva - Yes

R.Rodio - Yes

S. Rodio – Yes

Wuillermin - Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

Rt. #54 Water Easement Request

Last summer we spoke with many residents and businesses along Rt. #54 extending between 1st Road and 2nd Road about the need for utility and access easements along the front of their property to allow for the abandonment and installation of a new water main. The project area also includes a portion of Chew Road extending between 12th Street and 1st Road. ARH has completed the design plans for both areas. A certified letter that includes a parcel map and legal description was sent out to all property owners within the project limits. We need each property owner to review the information as quickly as possible and call with an approval to proceed, provide questions or comments, etc., ASAP.

ARH will again be contacting the residents and businesses along the project during the next few weeks to review the parcel maps and legal descriptions prior to having the Town Solicitor prepare the deeds of easements for signature and recording at the County. We thank you for your cooperation and understanding in getting the project done before the States resurfacing of Rt. #54 within the project area.

Lakeview Gardens Private Well Water Testing

The Town sent out thirty-four (34) new certified letters to property owners in the Lakeview Gardens area about testing their individual private water wells for PFAS compounds. We have received a number of responses back. Six (6) homeowners have decided to take advantage of using the Town's lab consultant to complete the collection, testing, and report for PFAS compounds at a cost savings to the property owner. The lab costs have increased to \$380 from \$360. If any property owner has not responded to the recent certified letter yet, we request they respond back to the Town ASAP. We will provide ARH with a list of the property owners that must be contacted.

Lead and Galvanized Water Service Lateral Inventory

The Town sent out 4100 +/- letters to all Town public water users about the inspection and identification of their water service lateral pipe. We request that each property owner, occupant, etc., inspect the water line and report the type of material that presently exists. The NJDEP is requiring that the water service lateral inspection and identification be completed expeditiously as possible so that all lead and galvanized water service lateral pipe extending from the Town water main to the house water meter could be replaced within a ten (10) year period. We have presently received about 900 +/- responses to the request. Again, please call, drop off, scan, or e-mail your information ASAP.

Various Water Projects

We will be contacting the NJDEP I-Bank program about meeting with Town officials to investigate as to whether their funding program will be beneficial for use by the Town to help finance some of the Town's projects. There are a number of projects where the infrastructure funds may be appropriate for the Town to consider. We will also be reviewing other funding options with Triad Assoc.

Historical Society Building Ramp and Step Repairs

Price quotes for replacement of the railings for the rear ramp and front steps along with repair of the front steps will be received on Thursday, 3/30. Once received, they will be reviewed and the availability for project funding checked if deemed acceptable.

Atlantic County Recreation and Open Space Application

We have met with the PWTC members and Town Council about submitting an application to the County for consideration in conjunction with their Recreation and Open Space program for funding consideration. The PWTC and Town Council has picked a few parcels for funding consideration within the application.

2023 Road Program

We will be meeting with the Public Works committee and Scott Rivera regarding possible roadway and drainage project improvements for this year's program during the next month.

Third Street, Co. Rt. #724 Resurfacing

We received an e-mail from the County indicating that weather permitting the milling operation and base course paving will occur the end of this week. The surface course pavement should be completed the following week.

Town Public Works Schedule

The schedule for trash, brush, leaf collection, and recyclables for April is as follows, weather permitting:

(All items must be placed out prior to 6 a.m. on the day of collection.)

- Bulky curbside collection will be 4/3 through 4/7.
- Curbside brush pickup will be 4/10 through 4/14.

County Recycling Schedule

- 4/3 through 4/7
- 4/17 through 4/21

TOWN CLERK REPORT

1. Accept retirement of Michael Perna Jr. from his position with the Hammonton Utility Department as of June 1, 2023.
2. Accept the retirement of Bart Gelles from the active role of Fire Company #2 effective April 1, 2023.
3. Accept Cody Malia as a regular member of Fire Company #2 effective as of April 1, 2023. Police Background complete and approved at Fire Company meeting on March 8, 2023.
4. Accept Thomas Barker as a junior member and the registration of Alex Rodriguez in good standing from fire Company #1. Approved at Fire Company meeting March 15, 2023.

Motion by Council Person Gribbin Second Oliva
Approval of Items 1 to 4.

Roll Call:

Councilperson:
 Furgione - Yes
 Gribbin - Yes
 Oliva - Yes
 R.Rodio - Yes
 S. Rodio – Yes
 Wuillermin - Yes
 Mayor DiDonato - Yes
 Mayor DiDonato declares motion is carried

APPROVAL OF BILL LIST

Motion by Council Person Gribbin Second Oliva
Approval of Bill list

Roll Call:

Councilperson:
 Furgione - Yes
 Gribbin - Yes
 Oliva - Yes
 R.Rodio - Yes
 S. Rodio – Yes
 Wuillermin - Yes
 Mayor DiDonato - Yes
 Mayor DiDonato declares motion is carried

NEW BUSINESS

Introduction of Ordinance #004-2023- Re-appropriate ARP Funding

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; REAPPROPRIATING \$165,109.71 IN EXCESS FEDERAL FUNDS RECEIVED FROM THE AMERICAN RESCUE PLAN ACT OF 2021 FROM BOND ORDINANCE NUMBER 3-2021, AS AMENDED BY BOND ORDINANCE NUMBER 18-2021 OF THE TOWN FINALLY ADOPTED ON APRIL 26, 2021 AND DECEMBER 1, 2021, RESPECTIVELY, NOT NEEDED FOR THEIR ORIGINAL PURPOSE, TO FINANCE THE COSTS THEREOF

WHEREAS, the Town Council of the Town of Hammonton, in the County of Atlantic, State of New Jersey (the "Town"), finally adopted bond ordinance number 3-2021 of the Town on April 26, 2021, as amended by bond ordinance number 18-2021 finally adopted on December 1, 2021, as more fully described in Section 1 herein (collectively, the "Ordinance"); and

WHEREAS, the Town has determined that the capital improvements or purposes set forth in the Ordinance have either been completed in full or discontinued as a result of events occurring subsequent to the adoption of the Ordinance, as applicable; and

WHEREAS, there currently remains on deposit in the Town's capital accounts excess federal funds received from the American Rescue Plan Act of 2021, allocable to the Ordinance (the "Excess ARP Funds"), but no longer necessary to complete the improvements or purposes authorized therein; and

WHEREAS, in accordance with the statutory powers set forth in section 39 of the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the "Local Bond Law"), the Town Council of the Town has determined that it is in the best interest of the Town to reappropriate the Excess ARP Funds to finance the costs of various capital acquisitions and improvements, for which bonds may be issued, thereby eliminating the need for the Town to incur additional debt to finance such current capital needs; and

WHEREAS, the Town Council of the Town now desires to re-appropriate the Excess ARP Funds to undertake the costs of the improvements in and by the Town.

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 following amount of Excess ARP Funds from the Ordinance listed below is no longer necessary for the improvements or purposes for which it was appropriated, authorized and issued:

<u>Bond Ordinance Number and Date of Adoption</u>	<u>Excess Proceeds Amount</u>	<u>Section of Bond Ordinance Reappropriated From</u>
3-2021, finally adopted April 26, 2021, as amended by 18-2021, finally adopted December 1, 2021	<u>\$165,109.71</u>	Section 3(i)
Total:	<u>\$165,109.71</u>	

SECTION 2. The total amount of \$165,109.71 in Excess ARP Funds is hereby reappropriated pursuant to N.J.S.A. 40A:2-39, and shall be used to finance the cost of the undertaking by the Town of general capital improvements or purposes for which bonds may be issued. Said general capital improvements or purposes are set forth in Section 3(a) of this bond ordinance.

SECTION 3. (a) The capital improvements hereby authorized and purposes for which the Excess ARP Funds are to be re-appropriated are as follows:

<u>Description</u>	<u>Reappropriation Amount</u>	<u>Bond Ordinance Reappropriated To</u>
Purchase and installation of a drip irrigation system.	\$165,109.71	3-2022, finally adopted February 28, 2022 and 11-2022, finally adopted May 23, 2022
Total:	<u>\$165,109.71</u>	

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

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 improvement or purpose authorized hereby and the same shall be received by the Town, then such funds shall be applied to the payment of debt service on the bonds issued for such improvement or purpose and shall be used for no other improvement or purpose.

SECTION 5. The capital budget or temporary capital budget, as applicable, of the Town is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith and a resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and

capital programs as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, is on file in the office of the Clerk and is available for public inspection.

SECTION 6. 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 Excess ARP Funds reappropriated by this bond ordinance.

SECTION 7. This bond ordinance shall take effect twenty (20) days after the first publication hereof after final adoption, as provided by the Local Bond Law.

Motion by Council Person Furgione Second Wuillermin
Ordinance #004-2023 has passed 1st reading and is approved for publication.

Roll Call

Councilperson:
Furgione – Yes
Gribbin - Yes
Oliva – Yes
R.Rodio- Yes
S. Rodio – Yes
Wuillermin- Yes
Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

Introduction of Ordinance #005-2023 – Sale of Town Owned Property Lot 3 Block 1602

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

WHEREAS, Lot 3 of Block 1602 is owned by the Town of Hammonton and is not needed for public purposes; and

WHEREAS, it is in the best interest of the Town to sell such land to generate revenue, reduce taxes and reduce liabilities; and

WHEREAS, the Town proposes to sell such land by Open Public Sale to the highest bidder as authorized by N.J.S.A. 40A:12-13(a).

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

- 1. The Town Clerk is authorized, subject to the conditions set forth herein, to offer for sale by public auction all of the Town’s right, title and interest in and to the following lot pursuant to the provisions of N.J.S.A. 40A:12-13: Block 1602, Lot 3 – at a minimum amount of \$22,300.00.**

2. The minimum bid for the lot is set forth above. No bid less than the minimum amount set forth will be considered.

3. The Town Clerk is directed to advertise the sale in a newspaper circulating in the Town by two (2) insertions at least once a week during two (2) consecutive weeks, the last publication to be not earlier than seven (7) days prior to the date of the public sale. The property set forth above is not necessary for public municipal purposes and the best interest of the public shall be served in selling said property by public sale to the highest bidder at or above the minimum price set forth above with Town Council reserving the right to accept or reject or otherwise remove any lot from sale. The public sale shall take place on Friday, May 12, 2023, at 10:00 AM at the municipal building 3rd Floor located at 100 Central Avenue, Hammonton, NJ 08037. Bids shall be received by the Town Clerk in accordance with the procedures to be announced by the Town Clerk. A deposit by certified check, bank check or money order made payable to the Town of Hammonton in an amount not less than ten percent (10%) of the bid must be paid by the successful bidder at the time of the sale. The balance of the bid amount shall be paid by certified check, bank check or money order made payable to the Town of Hammonton at closing which shall occur not later than forty-five (45) days following acceptance of the bid by Town Council. The Clerk may by announcement made at the time and place scheduled for the public sale adjourn the sale to another date and time and such announcement shall be deemed adequate notice to all interest parties.

4. Any person bidding on behalf of a corporation or company must submit a copy of a Resolution of the corporation or company authorizing the bidder to bid on the property on behalf of the corporation or company. A person bidding on behalf of a partnership or using a trade name must submit a copy of the certificate of trade name and a letter of authorization from the other partners, if any.

5. All bids shall be referred to Town Council for review and final approval pursuant to N.J.S.A. 40A:12-13 and the Town reserves the right to accept the highest bid or to reject any and all bids for any property. The deposits with respect to any unsuccessful bid and any rejected bid shall be returned.

6. The successful bidder shall be responsible for the cost of preparation of the deed of conveyance and any related documents for the transfer of title, not to exceed \$250.00. The costs of preparation of the deed of conveyance and related documents for the transfer of title must be paid by certified check, bank check or money order made payable to the Town of Hammonton and provided to the Town of Hammonton within ten (10) days of the date of sale. The successful bidder shall be responsible for the recording of the deed and for the cost of such recording.

7. A bargain and sale deed without covenants shall be delivered at the office of the Town Clerk on or before forty-five (45) days after Council approval of the sale. The Mayor and Town Clerk are hereby authorized to execute said deed and other conveyance documents and the Town Attorney is authorized to prepare such deed and documents.

8. In addition to the terms and conditions set forth herein, the successful bidder agrees to the imposition of the following conditions by the Town:

(a) In the event that the successful bidder fails to close title, the bidder agrees to forfeit to the Town any and all monies deposited with the Town.

(b) The Town does not warrant or certify title to the property and in no event shall the Town be liable for any damages to the successful bidder if title is found defective or marketable for any reason, and the bidder waives any and all rights and damages or by way of liens against the Town, the sole remedy of the bidder being the right to receive a refund prior to closing of title of the deposit paid. It is the right of the successful bidder to examine title prior to closing. In the event of closing and a later finding of a defect of title, the Town shall not be required to refund any money or correct any defect in title and shall not be held liable for damages. Acceptance of an offer to purchase shall constitute a binding agreement by the bidder and the successful bidder shall be deemed obligated to comply with the terms and conditions contained herein.

(c) The deed of conveyance shall be subject to all matters of record which may affect title, what an accurate survey would reveal, the Ordinances of the Town of Hammonton, and the reservation of an easement for all natural constructive drainage systems, swales, pipes, drains, inlets, waterways and other easements, if any, on the land and a continued right of maintenance and flow thereof. The Town shall be without obligation to provide access, public or private, or to provide any improvements.

(d) The land being conveyed is an undersized lot and may not be developed separately for residential or other purposes and, if applicable, must be merged with the contiguous land owned by the bidder. The deed of conveyance shall contain a restriction

governing the subject property that, if applicable, neither it nor the property with which it is consolidated shall thereafter be subdivided. The deed will also contain a further covenant that neither the purchaser nor any future owner or potential developer of the lot may ever in any manner, directly or indirectly, assert a claim against the Town of Hammonton based upon the inability to develop or use the lot including, but not limited to, a claim for inverse condemnation or damages of any kind.

(e) The Town makes no warranties whatsoever regarding said lands and assumes no responsibility for environmental conditions, known or unknown, regarding said lands. The bidder shall be responsible for the exercise of due diligence in determining the condition of the land, including but not limited to, the determination of any title conditions, environmental conditions, zoning and development restrictions and any other condition or restriction that might impact the use of the land.

9. **The Town Clerk, the Mayor and the Town Attorney are authorized to prepare and execute any and all documents necessary and to take any and all such actions as may be required to effect the transaction set forth herein.**

10. **The Town Clerk shall file with the Director of Local Government Services in the Department of Community Affairs, sworn affidavits verifying the publications of the advertisements required by N.J.S.A. 40A:12-13(a).**

11. **Bidding may be made by an individual, corporation or other entity. Bids may also be submitted by a prospective purchaser's attorney, real estate agent or broker or other duly authorized representative. However, no commission shall be paid by the Town of Hammonton to any real estate agent or broker or other representative in connection with any sale.**

12. **The sale of such lands is subject to applicable New Jersey Law concerning the disposition of municipal real estate and all other applicable laws and ordinances of the State of New Jersey and the Town of Hammonton.**

13. **All potential sales are subject to final approval by Town Council. This includes the right of Town Council to remove a property from the sale list at any time and to terminate any sale up to the time of the issuance of a deed to the purchaser. If terminated, any monies paid by a successful bidder will be refunded.**

14. **The Town reserves the right to waive any and all defects, informalities and irregularities in any bid. The Town further reserves the right to reject all bids in each instance where the highest bid is not accepted and to, in its discretion, re-advertise the property for sale. No bid shall be considered finally accepted until confirmed by Town Council.**

BE IT FURTHER ORDAINED, that if any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the Courts to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause or provision so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective; and

BE IT FURTHER ORDAINED, that any Ordinances or parts thereof in conflict with the provisions of this Ordinance are repealed to the extent of such conflict; and

BE IT FURTHER ORDAINED, that this Ordinance shall take effect following adoption and approval in the time and manner prescribed by law.

Motion by Council Person Gribbin Second R. Rodio

Ordinance #005-2023 has passed 1st reading and is approved for publication.

Roll Call

Councilperson:

Furgione – Yes

Gribbin - Yes

Oliva – Yes

R.Rodio- Yes

S. Rodio – Yes

Wuillermin- Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

Introduction of Bond Ordinance #006-2023- Athletic Field Lighting and ADA Lake Park Upgrades

BOND ORDINANCE PROVIDING FOR VARIOUS 2023 ACQUISITIONS AND IMPROVEMENTS FOR THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC, STATE OF NEW JERSEY; APPROPRIATING \$740,000 THEREFOR (INCLUDING A GRANT FROM THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM) AND AUTHORIZING THE ISSUANCE OF \$323,000 BONDS OR NOTES OF THE TOWN TO FINANCE PART OF THE COSTS 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 \$740,000, which sum includes a \$400,000 Community Development Block Grant (the "Grant"), and \$17,000 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 part of the \$740,000 appropriation not provided for by said down payments and the Grant, negotiable bonds of the Town are hereby authorized to be issued in the principal amount of \$323,000 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 \$323,000 are hereby authorized to be issued pursuant to, and within the limitations prescribed by, said Local Bond Law.

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

Description	Total Appropriation	Debt Authorization	Down Payment	Useful Life
(a) ADA improvements to recreation facilities at Hammonton Lake Park; and	\$440,000 (including the Grant)	\$38,000	\$2,000	15 years
(b) Lighting for athletic fields and improvements to various recreation facilities.	\$300,000	\$285,000	\$15,000	15 years
Total:	\$740,000	\$323,000	\$17,000	

All such improvements or purposes set forth in the Section 3 shall include, but are not limited to, 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.

The aggregate estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$323,000.

The aggregate estimated cost of said improvements and purposes is \$740,000, the excess thereof over the estimated maximum amount of bonds or notes to be issued therefor, are the Grant in the amount of \$400,000 available for the purpose stated in Section 3(a) herein, and the down payment in the aggregate amount of \$17,000 available for such improvements and purposes.

SECTION 4. Except for the Grant, in the event the United States of America, the State of New Jersey, and/or the County of Atlantic make a loan, contribution or grant-in-aid to the Town for the improvements 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 Grant, in the event, however, that any amount so loaned, 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 principal of and interest on 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 such 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. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer of the Town. The Chief Financial Officer of the Town 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 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 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, and no part of the costs thereof have been or shall be specially assessed on property specially benefited thereby.

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

(c) The supplemental debt statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Town and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and such statement shows that the gross debt of the Town, as defined in the Local Bond Law, is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$323,000 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 \$148,000 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 improvements 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 obligations authorized by this bond ordinance. The debt obligations shall be direct, unlimited obligations of the Town and, unless paid from other sources, the Town shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Town for the payment of the obligations and the interest thereon without limitation as to rate or amount.

SECTION 9. The Town reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. 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

improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations Section 150-2.

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, which are authorized herein, 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, which are authorized herein, 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 Internal Revenue Code of 1986, as amended, of the interest on all tax-exempt bonds and notes issued under this ordinance.

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

Motion by Council Person S. Rodio Second Oliva

Ordinance #006-2023 has passed 1st reading and is approved for publication.

Roll Call

Councilperson:

Furgione – Yes

Gribbin - Yes

Oliva – Yes

R.Rodio- Yes

S. Rodio – Yes

Wuillermin- Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

Introduction of Ordinance #007-2023 – Stormwater Master Plan Amendment by title only

TABLED NO VOTE

Motion by Council Person _____ Second _____

Ordinance #007-2023 has passed 1st reading by title only and is approved for publication.

Roll Call

Councilperson:

Furgione – Yes

Gribbin - Yes

Oliva – Yes

R.Rodio- Yes

S. Rodio – Yes

Wuillermin- Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

Introduction of Ordinance #008-2023 – Fixing Salaries Police Department

AN ORDINANCE FIXING THE SALARIES OF CERTAIN EMPLOYEES IN THE POLICE DEPARTMENT

BE IT ORDAINED by the Mayor and Council of the Town of Hammonton, County of Atlantic, State of New Jersey that the salaries, clothing allowance, education stipend, health insurance buyout, cell phone reimbursement, sick, vacation, personal time, holidays, comp time and longevity shall apply to officials listed on this ordinance per Town Code and Individual Contracts. Salary Minimum and Maximums are as follows:

Title	Minimum	Maximum
Police Chief/Emergency Mgt Coord	\$ 110,000.00	\$ 200,000.00
Police Captain	\$ 100,000.00	\$ 175,000.00
Police Lieutenant	\$ 95,000.00	\$ 155,000.00

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

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

Motion by Council Person Gribbin Second Oliva

Ordinance #008-2023 has passed 1st reading and is approved for publication.

Roll Call

Councilperson:

Furgione – Yes

Gribbin - Yes

Oliva – Yes

R.Rodio- Yes

S. Rodio – Yes

Wuillermin- Yes

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

RESOLUTIONS

Resolution #046-2023 – Authorize Downtown Teen Arts Festival

**RESOLUTION AUTHORIZING
THE ANNUAL DOWNTOWN HAMMONTON
ATLANTIC COUNTY TEEN ARTS FESTIVAL 2023**

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

WHEREAS, The one-day Teen Arts Festival has been held in Downtown Hammonton since 2012 and is returning to Downtown Hammonton for 2023 ; and

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

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

WHEREAS, Wednesday, May 10, 2023 is the scheduled date for the Teen Arts event during the hours of 6a.m. to 4:00 p.m.; and

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

North Second Street between Bellevue Ave and Orchard Street; and
Front Street between 12th St and Passmore Avenue; and

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

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC, STATE OF NEW JERSEY, that May 10, 2023 is approved for the Atlantic County Teen Arts event, including the above requests for street closure and police assistance, are acknowledged, approved and endorsed;

Resolution # 047-2023 – Name Certified Recycling Professional

**RESOLUTION NAMING
CERTIFIED RECYCLING PROFESSIONAL,
AND AUTHORIZING GRANT APPLICATION
FOR RECYCLING TONNAGE GRANT FOR YEAR 2022**

WHEREAS, The Mandatory Source Separation and Recycling Act, P.L. 1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, It is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, The New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, The recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, A resolution authorizing this municipality to apply for such tonnage grants will memorialize the commitment of the municipality to recycling and to indicate the assent of the Town of Hammonton to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, Scott Rivera Certified Recycling Professionals, is herein designated as the individual authorized to ensure that the application is properly completed and timely filed.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Common Council of the Town of Hammonton in the County of Atlantic and State of New Jersey that the Town of Hammonton hereby endorses this submission of the Recycling Tonnage Grant Application to the New Jersey Department of Environmental Protection and therefore designates Scott Rivera Certified Recycling Professional, to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the Recycling Tonnage Grant be deposited in a dedicated Recycling Trust Fund to be used solely for the purpose of recycling; and

BE IT FURTHER RESOLVED that the Mayor, Town Clerk, Scott Rivera Certified Recycling Professional, are hereby authorized to execute any and all documents in furtherance of this Resolution

Resolution # 048-2023 – Approve Procession of the St John Feast

**RESOLUTION AUTHORIZING AND ENDORSING
THE “ST. JOHN FEAST & PROCESSION”**

WHEREAS, St. John the Baptist Society continues to promote the Town of Hammonton with their annual “Feast of St. John” procession; and

WHEREAS, Mayor and Council has and continues to support the efforts of St. John the Baptist Society; and

WHEREAS, **June 23, 2023 at 7:00** p.m. is the scheduled date for the Feast of St. John religious procession to be held in the Town of Hammonton; and

WHEREAS, St. John the Baptist Society 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 procession:

From St. Joseph Church (N. 3rd St.) left onto French St.
Right onto Second St. Right onto Pratt
Right onto Mt. Carmel Lane continuing onto Tilton
Right onto Pleasant St. Return to Church (N. 3rd 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 **Feast of St. John** and procession of streets is acknowledged and endorsed by the Town of Hammonton contingent upon the following:

1. Filing of necessary insurance certificates by St. John the Baptist Society as required by the Town of Hammonton.
2. Filing of required State and/or County written approvals for street closures with the Town Clerk's office and the Chief of Police at least two weeks prior to event.

Resolution #049-2023 - Setting Salaries for Police Department

RESOLUTION SETTING SALARIES POLICE SALARIES

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

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

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

Employee	TITLE	Salary Effective 1/1/2023 to 12/31/2023
Police Department		
John Amendolia	Police Officer	\$ 107,788.68
Kyle Ambrozaitis	Police Office	\$ 103,669.71
Jared Baglivo	Sergeant	\$ 115,610.00
Richard Brown	Police Officer	\$ 103,994.85
Richard Carpo	Police Officer	\$ 75,315.00
Joseph DeLaurentis	Class II	\$ 31,200.00
David Diaz	Class II	\$ 41,600.00
Gordon Ellis	Police Officer	\$ 85,895.00
Mathew Heiser	Police Officer	\$ 67,409.58
Casey Hendrickson	Police Officer	\$ 80,905.26
Christopher Henshaw	Police Officer	\$ 80,905.26
Travis Hoffman	Police Officer	\$ 75,977.61
William Kurz	Police Officer	\$ 107,047.34
John Leahey	Class II	\$ 31,200.00
Alexandra Mardell	Class II	\$ 20,800.00
Daniel Norcross	Police Officer	\$ 71,743.09
Jonathan O'Neil	Sergeant	\$ 118,712.30
Kenneth O'Neil	Police Officer	\$ 106,206.00
Thomas Percodani	Senior Sergeant	\$ 116,644.10
James Pinto	Police Officer	\$ 111,743.80
Eric Pohl	Police Officer	\$ 105,606.00
Renzo Poblete-Mendoza	Police Officer	\$ 103,669.71
Davis Reustle	Sergeant	\$ 117,261.15
Dalton Scola	Police Officer	\$ 71,212.00
Harry Valentin	Police Officer	\$ 66,910.00
Dalton Verderame	Police Officer	\$ 75,415.00
Robert Zbibkowski	Sergeant	\$ 119,562.30

Employee		Salary Effective 1/1/2024 to 12/31/2024
Police Department	TITLE	
John Amendolia	Police Officer	\$ 110,531.75
Kyle Ambrozaitis	Police Office	\$ 110,431.75
Jared Baglivo	Sergeant	\$ 119,607.46
Richard Brown	Police Officer	\$ 110,886.25
Richard Carpo	Police Officer	\$ 81,598.00
Joseph DeLaurentis	Class II	\$ 31,200.00
David Diaz	Class II	\$ 41,600.00
Gordon Ellis	Police Officer	\$ 92,740.00
Mathew Heiser	Police Officer	\$ 73,526.37
Casey Hendrickson	Police Officer	\$ 87,934.66
Christopher Henshaw	Police Officer	\$ 87,934.66
Travis Hoffman	Police Officer	\$ 82,306.99
William Kurz	Police Officer	\$ 109,653.38
John Leahey	Class II	\$ 31,200.00
Alexandra Mardell	Class II	\$ 20,800.00
Daniel Norcross	Police Officer	\$ 77,966.68
Jonathan O'Neil	Sergeant	\$ 121,630.38
Kenneth O'Neil	Police Officer	\$ 108,775.00
Thomas Percodani	Senior Sergeant	\$ 119,507.46
James Pinto	Police Officer	\$ 114,436.25
Eric Pohl	Police Officer	\$ 108,175.00
Renzo Poblete-Mendoza	Police Officer	\$ 110,431.75
Davis Reustle	Sergeant	\$ 123,622.57
Dalton Scola	Police Officer	\$ 77,390.00
Harry Valentin	Police Officer	\$ 72,982.00
Dalton Verderame	Police Officer	\$ 81,698.00
Robert Zbibkowski	Sergeant	\$ 122,480.38

Employee		Salary Effective 1/1/2025 to 12/31/2025
Police Department	TITLE	
John Amendolia	Police Officer	\$ 113,238.68
Kyle Ambrozaitis	Police Office	\$ 113,138.68
Jared Baglivo	Sergeant	\$ 122,538.49
Richard Brown	Police Officer	\$ 113,643.80
Richard Carpo	Police Officer	\$ 88,695.00
Joseph DeLaurentis	Class II	\$ 31,200.00
David Diaz	Class II	\$ 41,600.00
Gordon Ellis	Police Officer	\$ 100,079.00
Mathew Heiser	Police Officer	\$ 79,903.09
Casey Hendrickson	Police Officer	\$ 95,259.43
Christopher Henshaw	Police Officer	\$ 95,259.43
Travis Hoffman	Police Officer	\$ 89,456.46
William Kurz	Police Officer	\$ 112,322.34
John Leahey	Class II	\$ 31,200.00
Alexandra Mardell	Class II	\$ 20,800.00
Daniel Norcross	Police Officer	\$ 84,451.20
Jonathan O'Neil	Sergeant	\$ 124,617.47

Kenneth O'Neil	Police Officer	\$ 111,406.00
Thomas Percodani	Senior Sergeant	\$ 122,438.49
James Pinto	Police Officer	\$ 117,193.80
Eric Pohl	Police Officer	\$ 110,806.00
Renzo Poblete-Mendoza	Police Officer	\$ 113,138.68
Davis Reustle	Sergeant	\$ 126,651.71
Dalton Scola	Police Officer	\$ 83,827.00
Harry Valentin	Police Officer	\$ 79,312.00
Dalton Verderame	Police Officer	\$ 88,795.00
Robert Zbibkowski	Sergeant	\$ 125,467.47

Resolution # 050-2023- Approve 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 7, 2023 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 #051-2023 – Approve Temporary Emergency Appropriations

Temporary Emergency Appropriations

**RESOLUTION MAKING TEMPORARY EMERGENCY APPROPRIATIONS
IN THE TOWN OF HAMMONTON MUNICIPAL BUDGET**

WHEREAS, N.J.S.A. 40A:4-20 provides that temporary emergency appropriations may be made for the period between the beginning of the fiscal year and the date of adoption of the budget for said year; and

WHEREAS, the date of this resolution is not within the first thirty days of January, and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Town of Hammonton, New Jersey, that the following temporary emergency appropriations are hereby made:

<u>Fund</u>	<u>Appropriation</u>
NPP Grant 2023 Portion	\$125,000.00
Capital Improvement Fund	\$ 50,000.00

Resolution #052-2023 – Approve Guidelines for Small Cities Grant

RESOLUTION APPROVING THE PROGRAM GUIDELINES FOR THE TOWN OF HAMMONTON SMALL BUSINESS ASSISTANCE GRANT PROGRAM FUNDED BY HOUSING AND URBAN DEVELOPMENT COMMUNITY DEVELOPMENT BLOCK GRANT CV FUNDING

WHEREAS, the Town of Hammonton has created a Small Business Assistance Grant Program to provide COVID-19 relief to certain small businesses of the Town with funding from the Housing and Urban Development (HUD) Community Development Block Grant (CDBG) CV funding program, and;

WHEREAS, the Council of the Town of Hammonton finds it desirous to adopt program guidelines to administer these funds, and;

WHEREAS, the CDBG program requires the Town Council to approve program guidelines before they may go into effect.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Hammonton that the Town of Hammonton Small Business Assistance Grant Program Guidelines, including the attached program forms, is hereby adopted and authorized for administration.

Motion by Council Person Gribbin Second Wuillermin
Resolutions #046 to #052 are approved.

Roll Call

Councilperson:
Furgione – Yes
Gribbin - Yes
Oliva – Yes
R. Rodio- Yes
S. 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 Gribbin Second Furgione