

Regular Meeting of Mayor and Council April 24, 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 - Absent
Mayor DiDonato - Present

PRESENT ALSO

Michael Malinsky, Town Solicitor- did not enter close until 6:30
Bob Vettese, Public Works Manager
Brian Howell Conflict Solicitor left closed at 6:30
Steve Terrini Council for Town (Chubb Ins) – left closed at 6:30

EXECUTIVE SESSION Resolution #044-2023

Motion by Council Person Rodio Second Furgione
Enter into Executive Session

Motion by Council Person Gribbin Second Oliva
Close Executive Session

RESUME REGULAR MEETING-ROLL CALL

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

Pastor Alberto Aurea Torres from Iglesia Pentecostal Church on French Street and End Harbor Road requested use of Skinner Parking lot. Mike Malinsky to work on an agreement.

APPROVAL OF MINUTES

Regular Minutes March 27, 2023
Executive Minutes March 27, 2023

Motion by Council Person Gribbin Second Oliva
Minutes are approved

Roll Call:

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

Mayor DiDonato declares motion is carried

PRESENTATION

- Kevin Friel gave presentation to Jay Pinto for his service to the Hammonton and his retirement for the police Dept
- Proclamation given by Deputy Mayor Gribbin to Mary Jo Wyatt for her years of service to the Town of Hammonton

DISPENSE WITH REGULAR ORDER OF BUSINESS

Public Hearing 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 R. Rodio
Ordinance is open to public for commit

Motion by Council Person Furgione Second S. Rodio
Adoption of ordinance and approval for final publication

Roll Call:

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

Mayor DiDonato declares motion is carried

Public Hearing 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 Oliva
Ordinance is open to public for commit

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

Roll Call:

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

Mayor DiDonato declares motion is carried

Public Hearing 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 Gribbin
Ordinance is open to public for commit

Motion by Council Person S. Rodio 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 - Absent
Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

Public Hearing 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 R. Rodio Second Oliva
Ordinance is open to public for commit

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

Roll Call:

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

Mayor DiDonato declares motion is carried

COMMITTEE REPORTS

Administration - Councilman Gribbin

- No action items, action items are under the solicitors report
- Happy Mothers Day

Business & Industry – Councilman Wuillermin

- No report this month

Quality of Life – Councilman Oliva

- April 1st the quarterly meeting with Quality of Life chair members met and will continue these meeting going forward.
- Spoke at the Stockton 10 year anniversary last week and thanked everyone involved.
- Spring season is coming up, please do not forget that there is a permit process for some things that residents may be doing. If you have any question about what requires a permit please call Town Hall to be sure.
- This coming week is safety zone awareness week. Please be safe on the roads and pay attention while on the roads.

Education - Councilwoman Renee Rodio

- School board met on 4/18/23 they approved change orders for tennis / pickle ball courts
- Reese LLC will provide residency service for the School making sure that students that attend school are in our district.

Public Works & Transportation Councilman Sam Rodio

- no action items

Law & Order - Mayor DiDonato (given by Chief Friel)

- New grant for police dept will start on 5/22- this is click it or ticket
- Police Dept. offers Child Safety Seat installation call 561-4000
- Alex Mann visited the police dept regarding Autism last month
- 3rd annual 5k Run/Walk will be this Sunday the 30th. Starts at 10:30 website is www.tmtmanagment.com

Water & Sewer - Councilman Furgione

Motion by Council Person Furgione Second Oliva
Approve Intern for Utility 160hrs at \$18.00 per Hour

Roll Call:

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

Mayor DiDonato declares motion is carried

Resolution #065-2023 – Join Coop Camden County Educational Services Commission

**RESOLUTION FOR MEMBER PARTICIPATION
IN A COOPERATIVE PRICING SYSTEM**

**A RESOLUTION AUTHORIZING THE TOWN OF HAMMONTON
TO ENTER INTO A COOPERATIVE PRICING AGREEMENT**

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

WHEREAS, the Camden County Educational Services Commission, hereinafter referred to as the "Lead Agency " has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services;

WHEREAS, on April 24, 2023 the governing body of the Town of Hammonton, County of Atlantic, State of New Jersey duly considered participation in a Cooperative Pricing System for the provision and performance of goods and services;

NOW, THEREFORE BE IT RESOLVED as follows:

TITLE

This RESOLUTION shall be known and may be cited as the Cooperative Pricing Resolution of the Town of Hammonton

AUTHORITY

Pursuant to the provisions of *N.J.S.A. 40A:11-11(5)*, the Frank Zuber Business Administrator and or the Mayor is hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency.

CONTRACTING UNIT

The Lead Agency shall be responsible for complying with the provisions of the *Local Public Contracts Law* (N.J.S.A. 40A:11-1 et seq.) and all other provisions of the revised statutes of the State of New Jersey.

Motion by Council Person Furgione Second S.Rodio
Approval for Town to Join Camden County Cooperative program

Roll Call:

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

Mayor DiDonato declares motion is carried

Motion by Council Person Furgione Second S. Rodio
Approval to have NJ Dept. of Health establish a test at our Sewer Plant for different types of Sickness

Roll Call:

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

Mayor DiDonato declares motion is carried

Motion by Council Person Furgione Second Oliva
Approval to advertise for Water / Sewer Superintended with all licenses required for the position.

Roll Call:

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

Mayor DiDonato declares motion is carried

ENGINEER REPORT

ACTION ITEMS:

1. Route 54 Water Main Replacement Project (ARH #11-30167): In Progress

Our office continues to coordinate with the Town to obtain easement signatures from the property owners along Route 54 and Chew Road. We have been informed that since the water main is being relocated from within the road to the grass areas outside the limits of pavement, the both the Pinelands Commission and Cape Atlantic Soil Conservation district will require Public Development Applications. Our office will prepare the appropriate applications.

Action Item:

Authorize ARH's proposal in the amount of \$4,000 to prepare and submit the Pinelands Public Development and Cape Atlantic Soil Conservation District permit applications.

Motion by Council Person Furgione Second S. Rodio
Approval of PO in the amount of \$4,000.00 to ARH

Roll Call:

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

Mayor DiDonato declares motion is carried

2. KMD Construction/Main Estates Major Subdivision

The developer has completed installation of the site improvements along Dogwood Lane, Main Road, and Pleasant Mills Road, including perimeter and street landscaping. The developer has requested the release of their performance bond. Our office has performed a site inspection and has confirmed that the improvements have been installed in accordance with the approved development plans. Our office recommends the release of the performance bond in accordance with the Municipal Land Use Law, contingent upon concurrence with the Town's Quality of Life committee.

Action Item:

Accept ARH's recommendation to release the performance bond for the Main Estates Major Subdivision Development, contingent upon concurrence with the Town's Quality of Life committee.

Resolution #064-2023 – Reduction of Performance Bond

RESOLUTION AUTHORIZING THE RELEASE OF MAIN ESTATES PERFORMANCE BOND

WHEREAS, the Town is in possession of a performance bond posted by KMD Construction, LLC associated with Main Estates Major Subdivision; and

WHEREAS, the Developer has completed installation of site improvements, including perimeter and street landscaping; and

WHEREAS, the Town Engineer has performed a site inspection and confirmed the improvements have been installed in accordance with the approved development plans. and

NOW THEREFORE IT IS resolved that the municipal clerk be and hereby is authorized to release the performance bond for the Main Estates Major Subdivision.

Motion by Council Person Oliva Second Furgione
Approval of to release Performance Bond KMD project above

Roll Call:

Councilperson:

Furgione - Yes

Oliva - Yes

R.Rodio - Yes

S. Rodio – Yes

Wuillermin – Absent

Deputy Mayor Gribbin - Yes

Deputy Mayor Gribbin declares motion is carried

SOLICITOR REPORT

Resolution #063-2023 – Joint Municipal Court

RESOLUTION OF THE TOWN OF HAMMONTON PROVIDING FOR AND PERMITTING HAMILTON TOWNSHIP AND THE CITY OF NORTHFIELD TO JOIN THE JOINT MUNICIPAL COURT OF THE TOWN OF HAMMONTON

WHEREAS, on April 3, 2023, Hamilton Township (Atlantic County) adopted Resolution #2023-0185 (“Hamilton Township Resolution”), which provided for and permitted Hamilton Township to join the Joint Municipal Court of the Town of Hammonton; and

WHEREAS, in accordance with the Hamilton Township Resolution, Hamilton Township “believes it is advantageous for them to become a member of the Joint Municipal Court for the Town of Hammonton”; and

WHEREAS, on April 18, 2023, the City of Northfield adopted Resolution No. 103-2023 (“Northfield Resolution”), which provided for and permitted the City of Northfield to join the Joint Municipal Court of the Town of Hammonton; and

WHEREAS, in accordance with the Northfield Resolution, Northfield “believes it is advantageous to withdraw from the Central Municipal Court of Atlantic County and to become part of the Joint Municipal Court for the Town of Hammonton”; and

WHEREAS, the Town of Hammonton concurs with Hamilton Township and the City of Northfield and believes it is advantageous for Hammonton to have Hamilton Township and the City of Northfield become members of the Joint Municipal Court of the Town of Hammonton; and

WHEREAS, Town Council finds and declares that it is in the best interest of the Town to participate in a Joint Municipal Court with Hamilton Township, City of Northfield, Mullica Township, Borough of Folsom, Buena Vista Township and Egg Harbor City.

NOW, THEREFORE, BE IT RESOLVED, by Council of the Town of Hammonton that:

1. Hamilton Township and the City of Northfield shall become members of the Joint Municipal Court for the Town of Hammonton pending adoption of Ordinance #009-2023 titled “An Ordinance of the Town of Hammonton Establishing a Single Joint Municipal Court with Hamilton Township (Atlantic County) and the City of Northfield; and Amending Chapter 14, Article I of the General Ordinances of the Town of Hammonton.”
2. The terms and conditions of the Agreement for Joint Municipal Court for the Municipalities of the Town of Hammonton and Hamilton Township dated April 5, 2023, are hereby approved.
3. The Mayor and Clerk for the Town of Hammonton are hereby expressly authorized to execute and deliver the aforesaid Agreement on behalf of the Town, which execution shall be conditioned on the adoption of Ordinance #009-2023
4. The terms and conditions of the Agreement for Joint Municipal Court for the Municipalities of the Town of Hammonton and City of Northfield dated April 24, 2023, are hereby approved.
5. The Mayor and Clerk for the Town of Hammonton are hereby expressly authorized to execute and deliver the aforesaid Agreement on behalf of the Town, which execution shall be conditioned on the adoption of Ordinance #009-2023.

BE IT FURTHER RESOLVED, subject to the adoption of Ordinance #009-2023, that Hamilton Township and the City of Northfield shall become members of the Joint Municipal Court of the Town of Hammonton effective January 1, 2024.

Motion by Council Person Gribbin Second Oliva
Resolution #063-2023 is approved

Roll Call:

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

Mayor DiDonato declares motion is carried

Introduction of Ordinance #009-2023

AN ORDINANCE OF THE TOWN OF HAMMONTON ESTABLISHING A SINGLE JOINT MUNICIPAL COURT WITH HAMILTON TOWNSHIP (ATLANTIC COUNTY) AND THE CITY OF NORTHFIELD; AND AMENDING CHAPTER 14, ARTICLE I OF THE GENERAL ORDINANCES OF THE TOWN OF HAMMONTON

WHEREAS, N.J.S.A. 2B:12-1(b) authorizes the formation of a single Joint Municipal Court provided that an Agreement is entered into by the Town of Hammonton and Hamilton Township and provided that the Agreement is

filed with the State of New Jersey Administrative Director of the Courts and the Assignment Judge of the Superior Court of New Jersey, Atlantic County; and

WHEREAS, the Town of Hammonton desires to enter into an Agreement to form a Joint Municipal Court with Hamilton Township; and

WHEREAS, the Joint Municipal Court serving Hammonton and Hamilton Township shall be established on January 1, 2024 and commence operations on January 1, 2024; and

WHEREAS, N.J.S.A. 2B:12-1(b) authorizes the formation of a single Joint Municipal Court provided that an Agreement is entered into by the Town of Hammonton and City of Northfield and provided that the Agreement is filed with the State of New Jersey Administrative Director of the Courts and the Assignment Judge of the Superior Court of New Jersey, Atlantic County; and

WHEREAS, the Town of Hammonton desires to enter into an Agreement to form a Joint Municipal Court with the City of Northfield; and

WHEREAS, the Joint Municipal Court serving Hammonton and Northfield shall be established on January 1, 2024 and commence operations on January 1, 2024; and

WHEREAS, it is in the best interest of the Town of Hammonton to participate in a Joint Municipal Court with Hamilton Township, City of Northfield, Mullica Township, Borough of Folsom, Buena Vista Township and Egg Harbor City.

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

1. Chapter 14, Article I, Section 1 is amended to read as follows:

§14-1. Establishment.

A Joint Municipal Court is established, pursuant to the provisions of N.J.S.A. 2B:12-1, et. seq., as amended and supplemented, consisting of the Town of Hammonton, Borough of Folsom, Egg Harbor City, Buena Vista Township,

Mullica Township, Hamilton Township and the City of Northfield. The Joint Municipal Court with Folsom was created in accordance with an Agreement for a Joint Municipal Court for the Municipalities of the Town of Hammonton and the Borough of Folsom dated December 28, 2017, executed by the municipalities in January of 2018, and First Addendum to the Agreement dated September 19, 2019, fully executed on December 3, 2019 (the "Prior Folsom Agreements"), which Prior Folsom Agreements were replaced in their entirety with the Agreement for Joint Municipal Court for the Municipalities of the Town of Hammonton and the Borough of Folsom dated June 28, 2021, fully executed by the municipalities on August 23, 2021, and First Addendum to the Agreement fully executed on December 14, 2021, and is subject to the terms thereof. The Joint Municipal Court with Egg Harbor City was created in accordance with an Agreement for Joint Municipal Court for the Municipalities of the Town of Hammonton and Egg Harbor City dated January 2, 2020, and executed in January of 2020 (the "Prior EHC Agreement"), which Prior EHC Agreement was replaced in its entirety with the Agreement for Joint Municipal Court for the Municipalities of the Town of Hammonton and Egg Harbor City dated June 28, 2021, fully executed by the municipalities on July 3, 2021, and is subject to the terms thereof. The Joint Municipal Court with Buena Vista Township was created in accordance with an Agreement for Joint Municipal Court for the Municipalities of the Town of Hammonton and Buena Vista Township dated August 24, 2020 and executed in August 2020 (the "Prior BVT Agreement"), which Prior BVT Agreement was replaced in its entirety with the Agreement for Joint Municipal Court for the Municipalities of the Town of Hammonton and Buena Vista Township dated June 28, 2021,

fully executed by the municipalities on August 23, 2021, and First Addendum to the Agreement fully executed in December of 2021, and is subject to the terms thereof. The Joint Municipal Court with Mullica Township was created in accordance with an Agreement for Joint Municipal Court for the Municipalities of the Town of Hammonton and Mullica Township dated October 7, 2021, and fully executed on October 13, 2021, and is subject to the terms thereof. Hamilton Township (Atlantic County) shall join the Joint Municipal Court of the Town of Hammonton in accordance with an Agreement for a Joint Municipal Court for the Municipalities of the Town of Hammonton and Hamilton Township dated April 5, 2023, and executed in May 2023. The City of Northfield shall join the Joint Municipal Court of the Town of Hammonton in accordance with an Agreement for a Joint Municipal Court for the Municipalities of the Town of Hammonton and City of Northfield dated April 24, 2023 and executed in May 2023.

2. The terms and conditions of the Agreement for a Joint Municipal Court for the Municipalities of the Town of Hammonton and Hamilton Township dated April 5, 2023, are hereby approved. The Mayor and Clerk for the Town of Hammonton are hereby expressly authorized to execute and deliver the aforesaid Agreement on behalf of the Town.

3. The terms and conditions of the Agreement for a Joint Municipal Court for the Municipalities of the Town of Hammonton and the City of Northfield dated April 24, 2023, are hereby approved. The Mayor and Clerk for the Town of Hammonton are hereby expressly authorized to execute and deliver the aforesaid Agreement on behalf of the Town.

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 Oliva

Ordinance has passed first reading and is approved for advertisement

Roll Call:

Councilperson:

Furgione - Yes

Gribbin - Yes

Oliva - Yes

R.Rodio - Yes

S. Rodio – Yes

Wuillermin - Absent

Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

Introduction of Ordinance #010 - 2023

AN ORDINANCE TO AMEND CHAPTER 25 ARTICLES I AND II OF THE GENERAL ORDINANCES OF THE TOWN OF HAMMONTON

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

1. Chapter 25, Article I, Section 2, is amended to read as follows:

§25-2. Officers of the Fire Department.

The Fire Department shall have three (3) officers identified as the Fire Chief, First Assistant Fire Chief and Second Assistant Fire Chief that shall be elected and have the powers and duties set forth in §25-3.

2. Chapter 25, Article I, Section 3, the title is amended to read as follows:

§25-3. Powers and Duties of Fire Chief and Assistant Fire Chiefs.

3. Chapter 25, Article I, Section 3, last paragraph is amended to read as follows:

The Second Assistant Fire Chief shall always be subordinate to the First Assistant Fire Chief, and both Assistant Fire Chiefs shall always be subordinate to the Fire Chief. In the absence or inability of the Fire Chief to perform the duties of said office, the First Assistant Fire Chief shall have the same power and perform the same duties as the Fire Chief. In the absence or inability of the Fire Chief and First Assistant Fire Chief to perform the duties of said office, the Second Assistant Fire Chief shall have the same power and perform the same duties as the Fire Chief.

4. Chapter 25, Article I, Section 7, is amended to read as follows:

§25-7. Supervision and Control of the Fire Department and Hammonton Volunteer Fire Companies.

The Fire Chief, First Assistant Fire Chief, Second Assistant Fire Chief any and all members of the Hammonton Volunteer Fire Companies, and any and all officers of the Hammonton Volunteer Fire Companies shall be under the supervision and control of Town Council for the Town of Hammonton.

5. Chapter 25, Article I, Section 8, Subsection B, is amended to read as follows:

B. The Fire Chief and/or Assistant Fire Chiefs; and

6. Chapter 25, Article II, Section 25-15, First Sentence, is amended to read as follows:

§25-15. Authority at fires.

In the absence of the Fire Chief or Assistant Fire Chiefs at a fire, the first line officer from one of the Hammonton Volunteer Fire Companies (i.e., Captain or any of the Lieutenants) to arrive at the scene shall assume command until the arrival of the Fire Chief, one of the Assistant Fire Chiefs, or higher ranking line officer.

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 R. Rodio Second Gribbin
Ordinance has passed first reading and is approved for advertisement

Roll Call:

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

Mayor DiDonato declares motion is carried

MAYOR REPORT

- Spoke about the redevelopment project on Washington Street. We are only listening to proposal for this location. We do not have to redevelop the area. We are doing our due diligent to make the correct decision for all.

Susanne Cruz from 232 Washington Street- comment about the traffic this will bring to this area. She doesn't want to see Hammonton grow into a Haddonfield with excess traffic.

PWM REPORT

Tennis Pickle ball courts

The contractor is continuing work on the court areas. We would request the following change orders for council's consideration.

1. Complete additional bituminous surface and base course milling to reduce the Potential for the existing cracks from reflecting through the new pavement surface. Estimated Cost \$10,000.
2. Increase base course pavement thickness from 2" to 2.5". This will provide Additional strength to the overall court surface. Estimated Cost \$ 20,000

Each of the above noted costs would be 50% participation from the school.

Motion by Council Person Gribbin Second S. Rodio
Change orders above are approved

Roll Call:

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

Mayor DiDonato declares motion is carried

Lakeview Gardens Private Well Testing

We have received test results from 7 individual well sites, which will be reviewing and sending the results to the property owners. We will provide a list of the remaining property owners that still need to test to ARH so they could be contacted one last time, and be reminded of the importance of completing the tests.

Historical Society Building Improvements

We received price quotes for the railing and front step repairs for the Historical Society building at Veterans Park. Since the price quotes exceeded the project budget and price quote threshold. We will seek possible options for increased funding and the need to throw out the bids received and rebid the project improvements.

Atlantic County Recreation and Open Space Funding application

We are continuing the work to complete the application and funding request as authorized by Council. We will be contacting ARH, TDG, a certified appraisal firm and the affected property owners to obtain price quotes for their services to complete certain tasks required in the application and to seek permission from affected property owners to gather information on their properties.

Town Public Works Schedule for May

The schedule for Trash, brush, leaf collection and recyclables for May are as follows:

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

Bulky curbside pickup will be 5/1 through 5/5

Curbside brush pickup will be 5/8 through 5/12

The County Recycling pickup will be 5/1 through 5/5 and 5/15 through 5/19.

TOWN CLERK REPORT

1. Accept the retirement of Louis Marshall from the active roles and accept Justin Day as a regular member of Fire Company #2. Approved at Fire Company meeting held on April 12.
2. Approve hiring of Television personality /Meteorologist per RFQ received on April 11th. Contingent upon agreement of contract. Contract to run from May 1, 2023, to December 31, 2023. Mayor to sign on behalf of the Town.

Motion by Council Person Gribbin Second Oliva

Approval of Items 1 to 2.

Roll Call:

Councilperson:

Furgione - Yes

Gribbin - Yes

Oliva - Yes

R.Rodio - Yes

S. Rodio – Yes

Wuillermin - Absent

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 - Absent
Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

NEW BUSINESS

RESOLUTIONS

Resolution # 057-2023 – Conflict Liquor License

**County of Atlantic
Resolution Authorizing NJ ABC to Renew Conflict Liquor License**

WHEREAS, the following liquor license holders have applied for renewal of July 1, 2023 to June 30, 2024 Plenary Retail Consumption Licenses :

License #	License Name	License Holder	Location
0113 33 006	DiDonato’s Bowling Center	Stephen DiDonato	1151 WHP

WHEREAS, the applicant is a member of the governing body of the Town of Hammonton, which also acts as the ABC issuing authority, the subject license is a “conflict” license. Accordingly, said renewal application will be forwarded to the Director of the Division of Alcoholic Beverage Control for consideration pursuant to N.J.S.A. 33:1-20 and N.J.A.C. 13:2-4.1; and

WHEREAS, N.J.A.C. 13:2-4.6 requires the issuing authority to submit to the Director a certified Resolution setting forth that the issuing authority has no objection to the renewal of the subject license and consents thereto, and, furthermore, is not aware of any circumstances or provisions of law or local ordinance which would prohibit the renewal of the subject licenses.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Town of Hammonton, County of Atlantic and State of New Jersey that the Governing Body has no objection to the renewal of Plenary Retail Consumption License and consents thereto, and, furthermore, is not aware of any circumstances or provisions of law or local ordinance which would prohibit the renewal of the subject licenses.

Motion by Council Person Gribbin Second S. Rodio
Resolution #057-2023 is approved

Roll Call:

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

Wuillermin – Absent
Deputy Mayor Gribbin - Yes

Deputy Mayor Gribbin declares motion is carried

Resolution #058-2023- Authorize National Night Out

AUTHORIZE NATIONAL NIGHT OUT EVENT & FIREWORKS DISPLAY

WHEREAS, Friday August 4, 2023 (Saturday August 5, 2023 rain date) is the scheduled date for the National Night Out Event in the Town of Hammonton; and

WHEREAS, this year's event will include fireworks display to be held at Hammonton High School located on Old Forks Road in Hammonton;

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, that the National Night Out Event and Fireworks Display is authorized along with assistance from Hammonton Police Department and other town departments as deemed necessary; and

BE IT FURTHER RESOLVED that the Mayor and Clerk are authorized to sign Atlantic County License Agreement and any other paperwork that is necessary for this event; and

BE IT FURTHER RESOLVED approval is contingent upon the filing of the necessary certificate of insurance with the Municipal Clerk.

Resolution #059-2023- Setting Salaries for Police Chief and Captain

RESOLUTION SETTING POLICE SALARIES FOR CHIEF AND CAPTAIN

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		
Kevin Friel	Chief	\$ 169,054.00
Donald Kunen	Captain	\$ 151,001.80

Employee	TITLE	Salary Effective 1/1/2024 to 12/31/2024
Police Department		
Kevin Friel	Chief	\$ 173,305.35
Donald Kunen	Captain	\$ 154,692.98

<u>Employee</u>		<u>Salary Effective</u> <u>1/1/2025 to 12/31/2025</u>
Police Department	TITLE	
Kevin Friel	Chief	\$ 176,371.12
Donald Kunen	Captain	\$ 158,470.43

Resolution #060-2023- Authorize Green Market at 3rd Thursday

RESOLUTION AUTHORIZING

THE HAMMONTON GREEN MARKET at THIRD THURSDAY

WHEREAS, The Hammonton Green Committee and MainStreet Hammonton Organization shall collaborate to promote the Town of Hammonton with scheduled Green Market events in the downtown business district; and

WHEREAS, Mayor and Council shall support the efforts of The Hammonton Green Committee in collaboration with MainStreet Hammonton; and

WHEREAS, Main Street Hammonton is partnering with the Hammonton Green Committee of Hammonton to host this Green Market event in collaboration with Third Thursday, which will feature sustainability themed agriculture, arts and craft vendors, and environmental conservation demonstrations; and

WHEREAS, The Hammonton Green Day Festival attracts residents and visitors to the town and therefore enhanced the growing reputation of Hammonton's Downtown, and

WHEREAS, Thursday June 15th, 2023 is the scheduled date for the first of four summer Hammonton Green Market events, during the hours of 5:00p.m. to 8:00 p.m.; and

WHEREAS, additional dates of Thursday, July 20th, August 17th and September 21st 2023 will repeat the Green Market during the hours of 5:00 pm to 8:00 pm; and

WHEREAS, The Hammonton Green Committee in collaboration with MainStreet Hammonton has requested the following street closure for the following Green Market events between the hours of 2 pm to 9 pm:

Horton Street between Bellevue Ave and Orchard Street;

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC, STATE OF NEW JERSEY, that Thursday, June 15th, July 20th, August 17th and September 21st, 2023 are approved for the Hammonton Green Market event, including the above requests for street closures and are approved and endorsed;

Resolution #061-2023 – Approve Application for EPA Grant

A RESOLUTION APPROVING OF AN APPLICATION TO AND AUTHORIZING LOCAL MATCHING FUNDS FOR THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY COMMUNITY PROJECTS FUNDING GRANTS PROGRAM

WHEREAS, the United State Environmental Protection Agency (“EPA”) will award and administer water infrastructure projects identified as Congressionally Directed Spending to be administered through the EPA Community Project Funding program in Appropriations Acts for Fiscal Year (FY) 2022,

WHEREAS, the Town of Hammonton has been awarded FY2022 Congressionally Directed Spending funding in the amount of \$395,000 to fund the following project(s): Sewer Infrastructure Study and Minor Repairs at Liberty Street and Park Avenue Pump Stations; and

WHEREAS, in order to obtain this funding, the Town of Hammonton shall submit an application to the EPA Community Project Funding program;

WHEREAS, the EPA shall determine if the application is complete and in conformance with the scope and intent of the Community Project Funding;

WHEREAS, the Town of Hammonton is willing to use the EPA's funds in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the EPA for the above-named project.

NOW, THEREFORE, the Town Council of the Town of Hammonton resolves that:

Stephen DiDonato, or the successor to the office of Mayor, is hereby authorized to:

- a) make application to the EPA Community Project Funding program; and
- b) provide additional application information and furnish such documents as may be required; and
- c) act as the authorized representative of the Town of Hammonton.

The Town of Hammonton agrees to provide its required 25% local matching share to the Community Project Funding project in the amount of \$98,750; and

The Town of Hammonton agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project; and

Resolution #062-2023- Declaring Arbor Day

Resolution Declaring April 27 and 28, 2023 "Hammonton Arbor Days"

Whereas, the first Arbor Day was observed in the then-Territory of Nebraska in 1872, when over one million trees are estimated to have been planted in the virtually treeless prairie, and

Whereas, the first official Arbor Day was held on April 10, 1874 in the new State of Nebraska, and

Whereas, today, Arbor Day is celebrated in over 30 countries on all continents of our planet, and

Whereas, native trees provide shade, control stormwater, provide essential habitat for threatened pollinator and other species, and enhance the beauty and attractiveness of our town, and

Whereas, the Environmental Commission, performing its duties as the town's Shade Tree Commission, has secured the Arbor Day Foundation's Tree City USA certification for the third year in a row, and

Whereas, the Commission, in concert with the Town's consulting Arborist Mickey Riffin, will conduct another assembly for Sooy Elementary School students on Thursday, April 27, 2023 on the importance of trees to our well-being,

Now, Therefore, the Mayor and Council of the Town of Hammonton, County of Atlantic, do hereby declare Thursday, April 27, 2023 and Friday, April 28, 2023 to be Hammonton Arbor Days, and

Further, the Mayor and Council of the Town of Hammonton encourage all town residents to work with the Environmental Commission and Green Committee in selecting and planting appropriate native trees throughout the year in order to protect and preserve the town's local environment.

Motion by Council Person S. Rodio Second Furgione
Resolutions #058 to #062 are approved.

Roll Call

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

Mayor DiDonato declares motion is carried

PUBLIC HEARD

No One desired to be heard

Councilman Gribbin – New Vets memorial plaque will updated over the next couple of weeks.

Councilman Oliva- Mainstreet Downtown planting will be on May 13th. We are looking for volunteers.

EXECUTIVE SESSION #2 Resolution #044-2023

Motion by Council Person Oliva Second Gribbin
Enter into Executive Session

Motion by Council Person Furgione Second Gribbin
Close Executive Session

Motion by Council Person S. Rodio Second Furgione
Advertise for a new position for Turf Field and lawn care within the Town

Roll Call

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

MEETING ADJOURNED

Motion by Council Person Gribbin Second Furgione