

Regular Meeting of Mayor and Council December 18, 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 Arrived at 6:15
Oliva – Present Arrived at 6:10
R.Rodio- Present
S. Rodio – Present
Wuillermin - Present
Mayor DiDonato - Present

PRESENT ALSO

Michael Malinsky, Town Solicitor – Arrived at 6:20
Bob Vettese, Public Works Manager
Dan Bachalis – left closed at 6:20

EXECUTIVE SESSION Resolution #160-2023

Motion by Council Person Furgione Second Wuillermin
Enter into Executive Session

Motion by Council Person R.Rodio Second Wuillermin
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 November 27, 2023
Executive Minutes November 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 – Yes
Mayor DiDonato - Yes

Mayor DiDonato declares motion is carried

PRESENTATION

- Kevin Friel – Hiring of New Police officers’ presentation given by Councilman Tom Gribbin. New hires were Juan Guzman and Daniel Ramirez
- Hammonton Hawks Football presentation by Councilman Oliva to Hawks for winning the state championship
- Presentation to Ed Wuillermin for his service on council. Given by Councilman Tom Gribbin
- Mayor DiDonato thanked the Fire Department for their heard work during the storm.

DISPENSE WITH REGULAR ORDER OF BUSINESS

Public Hearing of Bond Ordinance #024-2023- Water Tank Painting/Lake View Gardens Water Line Design

BOND ORDINANCE PROVIDING FOR VARIOUS 2023 WATER UTILITY CAPITAL IMPROVEMENTS IN AND BY THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC, STATE OF NEW JERSEY; APPROPRIATING \$2,235,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,235,000 BONDS OR NOTES TO FINANCE THE COST THEREOF

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

SECTION 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the Water Utility (the “Water Utility”) of the Town of Hammonton, in the County of Atlantic, State of New Jersey (the “Town”) as general improvements. For the said improvements stated in Section 3, there is hereby appropriated the principal amount of \$2,235,000. Pursuant to the provisions of N.J.S.A. 40A:2-7(h) and 40A:2-11(c) of the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the “Local Bond Law”), no down payment is required as the Water Utility is self-liquidating.

SECTION 2. For the financing of said improvement or purpose described in Section 3 hereof and to meet the \$2,235,000 appropriation, negotiable bonds of the Town are hereby authorized to be issued in the principal amount of \$2,235,000 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 improvement or purpose, negotiable notes of the Town in a principal amount not exceeding \$2,235,000 are hereby authorized to be issued pursuant to, and within the limitations prescribed by, the Local Bond Law.

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

<u>Description</u>	<u>Total Appropriation</u>	<u>Debt Authorization</u>	<u>Useful Life</u>
(a) Water tank painting and construction management;	\$1,950,000	\$1,950,000	10 years
(b) Design of water lines at Lakeview Gardens/Cypress Court and;	\$85,000	\$85,000	5 years
(c) Structural usage of temporary water storage tanks.	\$200,000	\$200,000	5 years
TOTALS	<u>\$2,235,000</u>	<u>\$2,235,000</u>	

All such improvements or purposes set forth in Section 3 shall include, but are not limited to, all engineering and design work, surveying, construction planning, preparation of plans and specifications, permits, bid documents, construction inspection, and contract administration, and all work, materials, equipment, labor and appurtenances necessary therefor or incidental thereto.

The estimated maximum amount of bonds or notes to be issued for said improvement or purpose is \$2,235,000.

The estimated cost of said improvement or purpose is \$2,235,000.

SECTION 4. In the event the United States of America, the State of New Jersey, and/or the County of Atlantic make a contribution or grant in aid to the Town for the improvements and purposes authorized hereby and the same shall be received by the Town prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey, and/or the County of Atlantic. In the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey, and/or the County of Atlantic shall be received by the Town after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the Town as a result of using funds from this bond ordinance as "matching local funds" to receive such contribution or grant in aid.

SECTION 5. All bond anticipation notes issued hereunder shall mature at such time 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. 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 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, 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 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 purposes described in Section 3 of this bond ordinance are not current expenses and are improvements or purposes which the Town may lawfully undertake as general improvements or purposes for the Water Utility of the Town, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of said improvements or purposes within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 9.36 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 in the 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 \$2,235,000, and the obligations authorized herein will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$447,000 for items of expense listed in and permitted under N.J.S.A. § 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements hereinbefore described.

(e) This bond ordinance authorizes obligations of the Town solely for purposes described in N.J.S.A. 40A:2-7(h). The obligations authorized herein are to be issued for purposes that are deemed to be self-liquidating pursuant to N.J.S.A. 40A:2-47(a) and are deductible from gross debt pursuant to N.J.S.A. 40A:2-44(c).

SECTION 8. Unless paid from other sources, 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. Unless paid from other sources, the obligations shall be direct, unlimited obligations of the Town, and the Town shall be obligated to levy ad valorem taxes upon all the taxable property within the Town for the payment of the obligations and the interest thereon without limitation as to rate or amount.

SECTION 9. The Town reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the Town's official intent to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations §1.150-2. 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 herein used to reimburse the Town for costs of the improvements or purposes 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 herein 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 expenditure toward the costs of the improvements or purposes described in Section 3 hereof will be issued in an amount not to exceed \$2,235,000. 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 eighteen (18) months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized herein is paid, or (ii) the date the improvements or purposes 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 three (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 Internal Revenue Code of 1986, as amended, the interest on all bonds and notes issued under this ordinance.

SECTION 12. The Mayor, the Chief Financial Officer, the Town Administrator, and any other official/officer of the Town are each hereby authorized and directed to execute, deliver and perform any agreement necessary to undertake the improvements or purposes set forth herein and to effectuate any transaction contemplated hereby.

SECTION 13. 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 Furgione Second Wuillermin
Ordinance is open for public comment

Motion by Council Person Furgione Second Wuillermin
Ordinance was heard for public hearing and is adopted and approved for final advertisement

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 Ordinance #025 – 2023- Amending Chapter 175-87(c) & (f)

AN ORDINANCE TO AMEND CHAPTER 175 OF THE GENERAL ORDINANCES OF THE TOWN OF HAMMONTON

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

1. Chapter 175, Section 175-87(C) is amended to read as follows:

C. Height of accessory buildings. The height of accessory buildings that do not contain dwelling units shall be limited to 20 feet to the roof peak. The height of detached accessory buildings in Downtown Districts shall follow the height restrictions for accessory building types as per §175-160(B) (20).

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.

NOTICE IS HEREBY GIVEN that the foregoing Ordinance was introduced in and passed the first reading at a meeting of Town Council of the Town of Hammonton, County of Atlantic and State of New Jersey held on November 27, 2023, and said Ordinance will be further considered for final passage and adoption at a public hearing to be held at the Municipal Building located at 100 Central Avenue, Hammonton, NJ 08037, on December 18, 2023, at 7:00 PM or as soon thereafter as the matter may be reached.

Motion by Council Person Wuillermin Second Oliva
Ordinance is open for public comment

Motion by Council Person Oliva Second Wuillermin

Ordinance was heard for public hearing and is adopted and approved for final advertisement with the change of taking out section 2 in the original ordinance.

Joe Berenato 314 W. Pleasant Street- asked council to reconsider the ordinance to include all zones. The ordinance the way it is written does not take into consideration pre-existing small size lots in R-2 zone

Councilman Oliva – understand the concerns about this and we need to take a look at this further.

Mayor DiDonato- we need to move this along because of other issues that we are facing.

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 Ordinance #026–2023 -Amending Chapter 175-117 (H)

**AN ORDINANCE TO AMEND CHAPTER 175 OF THE GENERAL ORDINANCES OF THE TOWN OF
HAMMONTON**

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

1. Chapter 175, a Section 175-117(H) is added which states as follows:

H. Any existing lot which contains a principal building used for a permitted principal use that meets the lot area and lot frontage requirements of §175-117(G) and lot coverage requirements of the applicable zoning district, but does not meet the applicable lot area, lot depth, lot frontage, lot width requirements of the applicable zoning district, and/or the principal building does not meet the applicable front yard, side yard, and rear yard setbacks and/or height requirements of the applicable zoning district, which are existing non-conforming conditions, may construct an addition to the principal building and/or construct an accessory structure on the lot without the need for a variance, provided that it can be demonstrated to the administrative officer that:

1. The accessory structure and/or building addition itself, does not violate any requirements of Chapter 175, including, but not limited to, height, setbacks, area, or parking.

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.

NOTICE IS HEREBY GIVEN that the foregoing Ordinance was introduced in and passed the first reading at a meeting of Town Council of the Town of Hammonton, County of Atlantic and State of New Jersey held on November 27, 2023, and said Ordinance will be further considered for final passage and adoption at a public hearing to be held at the Municipal Building located at 100 Central Avenue, Hammonton, NJ 08037, on December 18, 2023, at 7:00 PM or as soon thereafter as the matter may be reached.

Motion by Council Person Oliva Second Gribbin
Ordinance is open for public comment

Motion by Council Person Oliva Second Gribbin
Ordinance was heard for public hearing and is adopted and approved for final advertisement

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

- No action items from Admin. meeting
- Thanked Judge Raso and Danielle Noto for their service to the Town and wished them a happy retirement.
- Wished everyone a Merry Christmas and Happy New Year

Business & Industry – Councilman Wuillermin

- The planning board approved the Harbor Freight business at their last meeting. They will change the sign that will be used and they are looking to open ASAP
- Thanked the Town of Hammonton for voting him on council and for letting him serve the Town.

Quality of Life – Councilman Oliva

- Master Plan Draft is available on the Town website. There will be additional meeting to discuss the plan.
- Upcoming events – 3rd Thursday December 20 starting at 5 pm, New Years Eve event will be from 11 pm to 12:30 am and Noon Years Eve will be from 11 am to 1:00 pm.
- He thanked Councilman Wuillermin for his help and advice over the years.
- Wished everyone Happy Holidays

Education - Councilwoman Renee Rodio

- The School Board rear. Meeting will be January 2nd
- December 19th the winter event will be held
- Fall sports have started
- January 15th is the deadline for applications for the new superintendent
- The school is collecting food and gifts for families. Please contact school for more info.
- Thanked Councilman Wuillermin for his advice and service to the Town.
- Wished everyone a Merry Christmas and Happy New Year

Public Works & Transportation Councilman Sam Rodio

- No Action items
- Myrtle Street construction to begin in the spring
- Leaf collection is moving along
- Merry Christmas

Law & Order - Mayor DiDonato- Given by Kevin Frill

- Thanked all that were involved in the Christmas Parade
- 119 Due's for the year
- Thanked Councilman Wuillermin for his advice and service to the Town
- New Years Eve event – please follow the detours and be safe

Water & Sewer - Councilman Furgione

- Thanked Ed for his guidance and hard work on council
- Merry Christmas everyone

ENGINEER REPORT

- NO ACTION ITEMS:

SOLICITOR REPORT

Motion by Council Person Gribbin Second Oliva

Approval to appeal the decision by Judge Bleep, regarding the additional courts coming to Hammonton Joint Municipal court.

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 R. Rodeo Second Oliva

Finalize agreement with CS Energy for solar project and setup a presentation at the January council meeting

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

MAYOR REPORT

- no action items

PWM REPORT

2023 Road Resurfacing Program

The contractor (Arawak) has completed the resurfacing of the five (5) roadways. The final payment invoice is on the bill list for Council's approval subject to posting of the project maintenance bond. There was a project savings of \$33,000 +/- from the original award amount which could be reallocated if desired.

Myrtle Street Improvement Rt. #206 to Pine Road

Bids for the Myrtle Street Improvement project revised scope were received on Wednesday 12/13/2023. Only one bidder responded (Arawak Paving Co., Inc.). The prices received were as follows:
· The base bid extending from Rt. #206 to station 24 + 0 +/- which was \$192,900.

A resolution of award for the base bid of \$192,900 will be on the agenda for Council’s consideration subject to certification of available funds. It would also be recommended to hold off on the start of project construction until the spring of 2024.

Hammonton Lake Level

The level of the Hammonton Lake will remain low until February 12th, 2024 +/- in accordance with the NJDEP permit at which time the boards at the dam will be gradually replaced. The lake level will be back to normal level by March 1st, 2024 per the permit.

Lake front residents are reminded to clean the lake bottom adjacent to their property during this period.

Safe Routes to Schools (SRTS)

The subcontractor for GPI will be completing soil probes along the project route soon to address the Pinelands storm water recharge requirements. We will keep Council updated as the work progresses.

Town Public Works Schedule for December

The schedule for Trash, brush, leaf collection and recyclables, etc. for the remaining part of December and early January 2024 would be as follows:

Bulky waste, curbside pickup will be 1/2 through 1/5.
Curbside brush pickup will be 1/8 through 1/12.

The County Recycling pickup will be 12/26 through 12/29, 1/8 through 1/12, and 1/22 through 1/26. No pickup will occur on Christmas Day, 12/25, but will occur on 12/26.

Trash holiday schedule would be as follows:

Christmas Day, Monday, 12/25 will be picked up on Tuesday, 12/26.

New Year’s Day, Monday, 01/01 will be picked up on Tuesday, 01/02.

Curbside leaf collection is in progress and planned to continue through Saturday, 12/23 as needed (updates to be provided).

TOWN CLERK REPORT

1. Approval final payment for accrued sick and vacation time to Juan Alvarez in the amount of \$15,038.34.
2. Accept retirement of Danielle Noto from her position in police records effective August 1, 2024.
3. Accept retirement of Judge Frank Raso from his position as the Joint Municipal Court Judge for the Town of Hammonton. Effective January 1, 2024.

Motion by Council Person Gribbin Second Oliva
Approval of Items 1 to 3

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 Bond Ordinances

RESOLUTIONS

Resolution #161-2023- Approve Tax/ Water/ Sewer Refunds

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

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

<u>Block / Lot</u>	<u>Name</u>	<u>Address</u>	<u>Amount</u>	<u>Reason</u>
1901/9	Bucci, Linda	603 N 1 st Rd	\$1,000.00	Refund/Overpayment taxes
3101/42	Corelogic	644 Fairview Ave	\$ 380.23	Refund/Overpayment taxes
4901/21.01	Langeveld, Theodorus	98 Centennial Dr	\$1,150.99	Refund/Overpayment taxes

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

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

Resolution #162-2023- Approval of Various Refunds

**A RESOLUTION OF THE MAYOR AND COUNCIL
OF THE TOWN OF HAMMONTON**

AUTHORIZING VARIOUS REFUNDS

BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC AND STATE OF NEW JERSEY that the following refunds/close out of accounts are authorized as approved by the respective Department Heads of the Town of Hammonton:

LGG Club	\$ 747.50	Refund Escrow
Universal Supply	\$ 126.25	Refund Escrow
Vision Investments	\$ 3,552.50	Refund Escrow
Branin, Kevin	\$ 720.00	Refund Escrow

Resolution #164-2023- 159 Budget Addition Rural Development Grant in the amount of \$36,000

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

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

WHEREAS, the Town has received notice from the United States Department of Agriculture, Rural Development that an amount of \$36,000.00 is available and wishes to amend its 2023 Current Fund Budget to include this amount as revenue.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Town of Hammonton hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the Current Fund Budget of the year 2023 in the sum of \$36,000.00 which has been awarded and is available as a revenue from:

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

Rural Development Grant

BE IT FURTHER RESOLVED that a like sum of \$36,000.00 be and the same is hereby appropriated under the caption of:

General Appropriations:
 Operations - Excluded from "CAPS":
 Public and Private Programs Offset by Revenues:
 Rural Development Grant

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

Resolution #165-2023- Award Base Bid to Arawak for Myrtle Street Project

RESOLUTION AWARDING BID FOR MYRTLE STREET

WHEREAS, the Town of Hammonton received bids for the Myrtle Street Roadway on December 13, 2023 in accordance with the provisions of the New Jersey Local Public Contracts Law; and

WHEREAS, said bids were received and evaluated; and

WHEREAS, the summary of the bids received for the project is as follows :

<u>Contractor</u>	<u>Base Bid</u>	<u>Alternate</u>
Arawak Paving Co.	\$ 192,900.00	\$ 56,700.00

WHEREAS, after review and consideration of the bids and the funding to be made available through Town Ordinances #008-2022 and 18-2023 **the Base Bid only** will be awarded; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Town Council of the Town of Hammonton that an award of the contract for **the base bid only for Myrtle Street** for the bids received on December 13, 2023 be made to Arawak Paving Co. Inc. of Hammonton, NJ, in the amount \$192,900.00.

Resolution #166-2023- Budget Transfers

TRANSFER OF BUDGET APPROPRIATIONS

BE IT RESOLVED, by the Mayor and Common Council of the Town of Hammonton, County of Atlantic, and State of New Jersey, that there be and hereby is authorized the following transfer to be made from the 2023 Budget appropriations:

CURRENT FUND

From: Elections Operating Expense	\$ 5,040.00
From: Collections of Tax Salary & Wages	\$ 4,000.00
From: Collections of Tax Operating Expense	\$ 4,000.00
From: Computer Operating Expense	\$ 3,100.00
From: Planning Board Salary & Wages	\$ 2,000.00
From: Construction Salary & Wages	\$ 5,500.00
From: Construction Operating Expense	\$ 2,460.00

From: Health Benefit Waiver	\$ 1,270.00
From: Police Operating Expense	\$ 5,000.00
From: Public Badges & Grounds Operating Expense	\$1,400.00
From: Recreation Operating Expense	\$4,500.00
From: Holiday Observance Operating Expense	\$3,015.00
From: Finance Salary and Wages	\$ 400.00
To: Administration Salary & Wages	\$ 1,025.00
To: Highway Salary & Wages	\$14,000.00
To: Social Security	\$ 9,000.00
To: Police Salary & Wages	\$17,250.00
To: Parks & Rec Salary & Wages	\$ 10.00
To: Finance Operation Expense	\$ 400.00

Motion by Council Person Oliva Second R.Rodio
Resolutions #161 -162, 164 to 166

Roll Call

Councilperson:
Furgione – Yes
Gribbin - Yes
Oliva – Yes
R. Rodio- Yes
S. Rodio – Yes
Wuillermin - Yes
Mayor DiDonato – Yes no to Resolution #162-2023

Mayor DiDonato declares motion is carried

Resolution #163-2023- Award Bid for 4th Street Water Tank Painting to Dynamic Sandblasting & Painting

**RESOLUTION AWARDING BIDS FOR
4th STREET WATER TOWER**

WHEREAS, the Town of Hammonton received bids for the 4TH Street Water Tower on November 1, 2023 in accordance with the provisions of the New Jersey Local Public Contracts Law; and

WHEREAS, said bids were received and evaluated; and

WHEREAS, the summary of the bid received for the project is as follows :

<u>Contractor</u>	<u>Base Bid</u>	<u>Alternate Bid Price</u>
Allied Painting	\$ 2,245,100.00	\$ 2,291,850.00
Brave Industrial	\$ 2,085,800.00	\$ 2,136,300.00

Dynamic Sandblasting and Painting LLC	\$ 1,699,000.00	\$ 1,737,000.00
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US Tank Painting	\$ 1,869,000.00	\$ 1,914,000.00
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WHEREAS, after review and consideration of bid and the funding to be made available through Town Ordinance #024-2023 after the 20 day Estoppels period; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Town Council of the Town of Hammonton that an award of the contract for the 4th Street Water Tower for the bid received on November 1, 2023 be made to Dynamic Sandblasting and Painting LLC of Eatontown, NJ, in the amount \$1,737,000.00.

Motion by Council Person Furgione Second Wuillermin
Resolutions #163 is approved

Roll Call

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