

Minutes Regular Meeting of Mayor and Council –March 21 , 2016  
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

Councilman:

Furgione - Present

Giralo - Present

Gribbin - Present

Pullia - Absent

Rodio - Present

Torrissi - Present

Mayor DiDonato - Present

PRESENT ALSO

Michael Malinsky, Town Solicitor

Jerry Barberio, PWM/Business Administrator

Executive Session #R047-2016

#R 047 -2016

BE IT RESOLVED, by the Mayor and Common Council of the Town of Hammonton that, in accordance with the "Open Public Meetings Act," an Executive Session is authorized on this below adopted date, for the purpose of discussing and/or acting upon:

1. Update Council on Disciplinary Hearing Outcome
2. Independent Volunteer Fire Company v. Town of Hammonton
3. Hammonton v. Indian Harbor Ins. Co.
4. Maimone v. Town of Hammonton
5. Robert Kennedy v. Town of Hammonton
6. James & Jeanne Ford\ v. Ford Motor Company
7. COAH Litigation
8. Chief Policy Hearing Incidents Involving Town Employees
9. Curb & Sidewalk Ordinance

BE IT FURTHER RESOLVED, that the minutes of any matters discussed in Executive Session shall be released to the public as soon as reasonably possible after Mayor and Council conclude that the basis for exclusion of the public ceases to exist.

Motion by Councilman Giralo, seconded by Councilman Gribbin, the resolution is adopted.

ROLL CALL

Councilman:

Furgione - Yes

Giralo - Yes

Gribbin - Yes

Pullia - Absent

Rodio - Yes

Torrissi - Yes  
Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

RESUME REGULAR MEETING-ROLL CALL

Councilman:  
Furgione - Present  
Giralo - Present  
Gribbin - Present  
Pullia - Absent  
Rodio - Present  
Torrissi - Present  
Mayor DiDonato - Present

PRESENT ALSO

Michael Malinsky, Town Solicitor  
Bob Vettese of ARH, Town Engineer  
Jerry Barberio, PWM/Business Administrator

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.

MOMENT OF SILENCE

Councilman Frank Weiss

APPROVAL OF MINUTES

Executive Session 2/22/16  
Regular Meeting 2/22/16  
Executive Session 3/3/16  
Special Meeting 3/3/16

Motion by Councilman Gribbin, seconded by Councilman Giralo, the minutes are approved.

ROLL CALL

Councilman:  
Furgione - Yes  
Giralo - Yes  
Gribbin - Yes  
Pullia - Absent  
Rodio - Yes  
Torrissi – Yes (Recused on Special Meeting & Executive Session 3/3/16 only)  
Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

DISPENSE WITH REGULAR ORDER OF BUSINESS

Oath of Office – Kyle Ambrozaitis, Police Officer

Chief of Police Introduced Mr. Mendoza who will be hired this evening and sworn in at April Meeting

Presentation NJ Future

Presentation Pinelands Preservation Alliance

1. Accept Retirement Captain Nicholas Salvatore Eff. 5/1 and Payment of \$23,117.78 Time Off Balances

Motion by Councilman Gribbin, seconded by Councilman Torrissi, the resignation is accepted and the payment of time off balances is approved.

ROLL CALL

Councilman:

Furgione - Yes

Giralo - Yes

Gribbin - Yes

Pullia - Absent

Rodio - Yes

Torrissi – Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

Hearing Ordinance #005-2016 Refunding Bond Ordinance

Ordinance #005-2016

REFUNDING BOND ORDINANCE OF THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC, NEW JERSEY, PROVIDING FOR THE REFUNDING OF ALL OR A PORTION OF THE OUTSTANDING CALLABLE GENERAL OBLIGATION BONDS OF THE TOWN, CONSISTING OF \$6,400,000 GENERAL IMPROVEMENT BONDS, \$2,278,000 SEWER UTILITY BONDS AND \$3,728,000 WATER UTILITY BONDS, DATED JANUARY 1, 2007, ISSUED IN THE ORIGINAL PRINCIPAL AMOUNT OF \$12,406,000, ALL OR A PORTION OF THE OUTSTANDING CALLABLE GENERAL OBLIGATION BONDS OF THE TOWN, CONSISTING OF \$7,450,000 GENERAL IMPROVEMENT BONDS, \$840,000 WATER UTILITY BONDS AND \$1,145,000 SEWER UTILITY BONDS, DATED MAY 14, 2009, ISSUED IN THE ORIGINAL PRINCIPAL AMOUNT OF \$9,435,000, AND ALL OR A PORTION OF THE OUTSTANDING CALLABLE LOANS ISSUED IN 1998, 2001, 2003 AND 2011 BY THE UNITED STATES DEPARTMENT OF AGRICULTURE – RURAL DEVELOPMENT TO THE TOWN, APPROPRIATING NOT TO EXCEED \$19,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$19,000,000 REFUNDING BONDS TO PROVIDE FOR SUCH REFUNDING

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

Section 1. The Town of Hammonton, in the County of Atlantic, New Jersey (the "Town") is hereby authorized to refund all or a portion of:

(a) the outstanding callable General Obligation Bonds of the Town, dated January 1, 2007 issued in the original principal amount of \$12,406,000 and consisting of \$6,400,000 General Improvement Bonds, \$2,278,000 Sewer Utility Bonds and \$3,728,000 Water Utility Bonds (the "2007 Bonds"). All or a portion of the 2007 Bonds may be called for redemption (the "2007 Refunded Bonds") at the option of the Town on any date selected by the Town (the "2007 Redemption Date") at a redemption price equal to the par amount of the 2007 Refunded Bonds to be redeemed plus accrued interest, if any, to the 2007 Redemption Date;

(b) the outstanding callable General Obligation Bonds of the Town, dated May 14, 2009 issued in the original principal amount of \$9,435,000 and consisting of \$7,450,000 General Improvement Bonds, \$840,000 Water Utility Bonds and \$1,145,000 Sewer Utility Bonds (the "2009 Bonds"). The 2009 Bonds maturing on or after January 15, 2020 may be redeemed (the "2009 Refunded Bonds") at the option of the Town on or after January 15, 2019 (the "2009 Redemption Date") at a redemption price equal to the par amount of the 2009 Refunded Bonds to be redeemed plus accrued interest, if any, to the 2009 Redemption Date;

(c) the outstanding loan of the Town issued in the original principal amount of \$3,180,000 to the United States Department of Agriculture - Rural Development (the "USDA") and dated on or about June 30, 1998 (the "1998 Bonds"). All or a portion of the 1998 Bonds maturing on or after April 1, 2016 (the "1998 Refunded Bonds") will be called for redemption at a redemption price equal to 100% of such 1998 Refunded Bonds, plus unpaid accrued interest, if any, to the date fixed for redemption (the "1998 Redemption Date");

(d) the outstanding loan of the Town issued in the original principal amount of \$700,000 to the USDA and dated on or about January 26, 2001 (the "2001 Bonds"). All or a portion of the 2001 Bonds maturing on or after April 1, 2016 (the "2001 Refunded Bonds") will be called for redemption at a redemption price equal to 100% of such 2001 Refunded Bonds, plus unpaid accrued interest, if any, to the date fixed for redemption (the "2001 Redemption Date");

(e) the outstanding loan of the Town issued in the original principal amount of \$457,300 to the USDA and dated on or about December 10, 2003 (the "2003 Bonds"). All or a portion of the 2003 Bonds maturing on or after April 1, 2016 (the "2003 Refunded Bonds") will be called for redemption at a redemption price equal to 100% of such 2003 Refunded Bonds, plus unpaid accrued interest, if any, to the date fixed for redemption (the "2003 Redemption Date"); and

(f) the outstanding loan of the Town issued in the original principal amount of \$940,000 to the USDA and dated on or about February 24, 2011 (the "2011 Bonds" and together with the 2007 Bonds, the 2009 Bonds, the 1998 Bonds, the 2001 Bonds and the 2003 Bonds, the "Prior Bonds"). All or a portion of the 2006 Bonds maturing on or after April 1, 2016 (the "2011 Refunded Bonds" and together with the 2007 Refunded Bonds, the 2009 Refunded Bonds, the 1998 Refunded Bonds, the 2001 Refunded Bonds, and the 2003 Refunded Bonds, the "Refunded Bonds") will be called for redemption at a redemption price equal to 100% of such 2011 Refunded Bonds, plus unpaid accrued interest, if any, to the date fixed for redemption (the "2011 Redemption Date" and together with the 2007 Redemption Date, the 2009 Redemption Date, the 1998 Redemption Date, the 2001 Redemption Date, and the 2003 Redemption Date, the "Redemption Date").

Section 2. In order to finance the cost of the purpose described in Section 1 hereof, negotiable refunding bonds (the "Refunding Bonds") are hereby authorized to be issued in the aggregate principal amount not to exceed \$19,000,000 pursuant to the Local Bond Law of the State of New Jersey.

Section 3. An aggregate amount not exceeding \$275,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-51(b) has been included in the aggregate principal amount of Refunding Bonds authorized herein.

Section 4. The supplemental debt statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Town as defined in the Local Bond Law is increased by the \$19,000,000 amount of the Refunding Bonds authorized by this refunding bond ordinance and that an amount representing the \$17,371,281 principal amount of the bonds and loans to be refunded will be deductible from gross debt. The obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

Section 5. The purpose of the refunding is to effect an interest cost savings for the Town.

Section 6. No Local Finance Board approval is required as the issuance of the Refunding Bonds will comply with the requirements of N.J.A.C. 5:30-2.5.

Section 7. The Mayor, the Chief Financial Officer, the Town Clerk and other appropriate representatives of the Town are hereby authorized to prepare such documents, to publish such notices and to take such other actions as are necessary or desirable to enable the Town to prepare for the sale and the issuance of the Refunding Bonds authorized herein and to provide for the redemption of the Prior Bonds referred to in Section 1 hereof.

Section 8. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption.

Motion by Councilman Giraldo, seconded by Councilman Rodio, the ordinance is taken up for second reading and public hearing. Motion carried.

No one desired to be heard.

Motion by Councilman Giraldo, seconded by Councilman Furgione, the hearing is closed, the ordinance is passed second reading and adopted.

#### ROLL CALL

Councilman:

Furgione - Yes

Giraldo - Yes

Gribbin - Yes

Pullia - Absent

Rodio - Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

#### COMMITTEE REPORTS

##### Administration - Councilman Torrissi

Revised tax bills to reflect Homestead Rebate went out today

Reminder to residents to be mindful of any evasive growth on their properties that may encroach on another property

##### Business & Industry - Councilman Gribbin

Mainstreet Update Eagle Theatre Funding Approved

Downtown Cleanup and Flower Planting April 16

Easter Egg Extravaganza this Friday

Boutique Week April 2-23

April 21 Third Thursday

Congratulate new businesses downtown

Chamber Wine and Beer Expo

Congratulate Marcellos for years in service

Chamber Monthly Meeting April 14

March 8 Meeting with Hammonton Community Engagement Committee

##### Education - Councilman Giraldo

Report on Board of Education Matters (Board Meeting, Budget)

Under Councilman Pullia Quality of Life Report in his Absence

Thanked Sesquicentennial Committee for Founders Day Event

Motion by Councilman Giraldo, seconded by Councilman Gribbin, authorize display of Lions Club commemorative throw and time capsule in Town Hall.

ROLL CALL

Councilman:

Furgione - Yes

Giraldo - Yes

Gribbin - Yes

Pullia - Absent

Rodio - Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

Councilman Giraldo report continued

Donation of pay to Presbyterian Church Food Bank

8<sup>th</sup> District Representatives Voted Yes for Casino Gambling to go to ballot for New Jersey

Motion by Councilman Giraldo, seconded Councilman Torrissi, authorize clerk to forward a letter to 8<sup>th</sup> District Legislators expressing the Mayor and Council's disappointment in the vote and follow up with a resolution for April meeting.

ROLL CALL

Councilman:

Furgione - Yes

Giraldo - Yes

Gribbin - Yes

Pullia - Absent

Rodio - Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

Public Works & Transportation - Councilman Rodio

Defer to Engineer and PWM/BA report

Water & Sewer - Councilman Furgione

Defer action to Engineer report

Update on SJ Gas project

Update on Boyer Avenue Project

Update on Valley Avenue Project

ENGINEER REPORT

SEWER & WATER ACTION ITEMS:

**1. Pratt, Packard, Grape & Second Street Utility Replacement (ARH #11-40046):**

Motion by Councilman Furgione, seconded by Councilman Gribbin, approve Marandino Payment Request #15 in the amount of \$61,021.81.

ROLL CALL

Councilman:  
Furgione - Yes  
Giralo - Yes  
Gribbin - Yes  
Pullia - Absent  
Rodio - Yes  
Torrissi - Yes  
Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

**PUBLIC WORKS INFORMATION ITEMS:**

**Boyer Avenue Dog Park and 2-Bay Water Department Garage Replacement Drainage Calculations (ARH #11-75003.04):**

Our office submitted the revised drainage report, calculations, plans etc. to the Pinelands Commission on February 12, 2016 for the following two areas at the Boyer Avenue site:

- Two (2) bay Water Department Garage Replacement/Storage Building
- Dog Park site to address Pinelands Commission review comments

We are currently awaiting Pinelands approval of the submitted information.

**Valley Avenue Utility Replacement (ARH #11-30159):**

The Town has received authorization to advertise this project by NJEIT. This project will be advertised for bid as of Friday March 18, 2016. Bid will be received on Wednesday April 13, 2016 at 10:00 AM. Our office will complete a full review of the bids and have a recommendation to the Town before the end of the day so it can be discussed and potentially awarded at the April 18, 2016 Council Meeting.

**Lincoln Avenue Chemical Building Relocation (ARH #11-30155.05):**

The contractor, TKT, continues to work at the Lincoln Avenue Water Department site. Since the previous report, the contractor has completed the interior reinforced concrete foundation, wall and slab construction including the under slab plumbing and set the lime slurry tank. TKT continues with interior building improvements.

**Pleasant Mills Road 3 Bay Garage Replacement (ARH #11-30163.01):**

As authorized by Council and as discussed with the PWTC, we have finalized the site plan design for the Pleasant Mills Road site. The plan noted the relocation of the 3 Bay Garage, Office and material storage facility from the Lincoln Avenue site to the Pleasant Mills Road site. The site plan has been submitted to the Pinelands Commission in January for review and approval as a Public Development Application. The public comment period for this project has ended and we are waiting for the Pinelands Staff report before proceeding to the full Commission. Applications have also been forwarded to the Atlantic County Planning Department and the Cape Atlantic Soils Conservation District.

**SOLICITOR REPORT**

**Shared Service Agreement – Hawks**

**Update on Distillery Lease**

**James & Jeanne Ford v. Ford Motor Company**

Motion by Councilman Gribbin, seconded by Councilman Giralo, authorize Town Solicitor to act on behalf of Frank Domenico who is being deposed as a third party witness for this claim.

**ROLL CALL**

Councilman:

Furgione - Yes  
Giralo - Yes  
Gribbin - Yes  
Pullia - Absent  
Rodio - Yes  
Torrissi - Yes  
Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

COAH Litigation

Motion by Councilman Giralo, seconded by Councilman Furgione, authorize a purchase order to Fitzgerald McGroarty Law Firm in the amount of \$2000.00.

ROLL CALL

Councilman:  
Furgione - Yes  
Giralo - Yes  
Gribbin - Yes  
Pullia - Absent  
Rodio - Yes  
Torrissi - Yes  
Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

MAYOR REPORT

2<sup>nd</sup> Reading on Bonding for Stockton/SJ Gas Garage Approved

PWM/BUSINESS ADMINISTRATOR REPORT

Approve Lincoln St. Paint Color/Renovation

Motion by Councilman Torrissi, seconded by Councilman Giralo, authorize stucco and vinyl siding to be painted the same color, that of the original stucco color.

ROLL CALL

Councilman:  
Furgione - Yes  
Giralo - Yes  
Gribbin - Yes  
Pullia - Absent  
Rodio - Yes  
Torrissi - Yes  
Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

Motion by Councilman Furgione, seconded by Councilman Gribbin, to keep the roof color the same as the newest roof.

ROLL CALL

Councilman:  
Furgione - Yes  
Giralo - Yes

Gribbin - Yes  
Pullia - Absent  
Rodio - Yes  
Torrissi - Yes  
Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

Recycling Contract – Approval to Bid

Motion by Councilman Rodio, seconded by Councilman Torrissi, authorize the Purchasing Agent to bid for recycling services.

ROLL CALL

Councilman:  
Furgione - Yes  
Giralo - Yes  
Gribbin - Yes  
Pullia - Absent  
Rodio - Yes  
Torrissi - Yes  
Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

LED Street Light Conversion (Attached)

Airport Hanger Update

Bulky April 4-8

Brush April 11-15

Good Friday trash will be collected Saturday 3/26

Easter Monday trash will be collected Tuesday 3/29

TOWN CLERK REPORT

1. Accept Retirement Captain Nicholas Salvatore Eff. 5/1 and Payment of \$23,117.78 Time Off Balances

2. Hire Renzo Poblete-Mendoza FT Police Officer Eff. 4/4/16 at \$40,000 Annual with Benefits

Motion by Councilman Gribbin, seconded by Councilman Giralo, town clerk report item 2 is approved (item 1 taken up under Dispense with Regular Order of Business).

ROLL CALL

Councilman:  
Furgione - Yes  
Giralo - Yes  
Gribbin - Yes  
Pullia - Absent  
Rodio - Yes  
Torrissi - Yes  
Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

APPROVE BILL LIST & PURCHASE ORDERS-March 2016

Motion by Councilman Giralo, seconded by Councilman Torrissi, the purchase orders and bill list for March 2016 are approved.



ROLL CALL

Councilman:  
Furgione - Yes  
Giralo - Yes  
Gribbin - Yes  
Pullia - Absent  
Rodio - Yes  
Torrissi - Yes  
Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

NEW BUSINESS

ORDINANCES FOR INTRODUCTION

Ordinance #006-2016 Abandoned Properties/Foreclosures

Motion by Councilman Furgione, seconded by Councilman Gribbin , the ordinance is taken up for, passed first reading, and given legal publication.

ROLL CALL

Councilman:  
Furgione - Yes  
Giralo - Abstain  
Gribbin - Yes  
Pullia - Absent  
Rodio - Yes  
Torrissi - Yes  
Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

RESOLUTIONS

#R048-2016 Authorize Spanish Community Good Friday Event

RESOLUTION # 048 -2016

RESOLUTION AUTHORIZING THE "SPANISH COMMUNITY GOOD FRIDAY PROCESSION"

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

WHEREAS, **Friday March 25, 2016 at 4:00 p.m.** is the scheduled date for the Spanish Community Good Friday Procession; and

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

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

To N. Third St.

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC AND STATE OF NEW JERSEY, that the Spanish Community Good Friday Procession is approved by the Town of Hammonton; and

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

#R049-2016 Authorize Our Lady of Mt. Carmel Event

RESOLUTION # 049 -2016

AUTHORIZE THE "FEAST OF OUR LADY OF MT. CARMEL" PROCESSION, CARNIVAL & FIREWORKS

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

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

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

9:00 a.m. procession

From Mt. Carmel Hall east on Tilton Street to Bellevue Avenue  
Continue south on Bellevue Avenue to east S. Third Street/Central Avenue Crossing  
Continue west on S. Third Street/Central Avenue Crossing to Pratt Street  
Continue north of Pratt Street to Tilton Street  
Continue west on Tilton Street to place of origin

4:00 p.m. procession

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

WHEREAS, July 16<sup>th</sup> is the scheduled date for fireworks event (rain date July 17th)

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

1. Filing of necessary insurance certificate by Mt. Carmel Society.
2. Filing of required State and County road closure approvals with the Town Clerk's office.

#R050-2016 Authorize Various Refunds

# R050 - 2016

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 are authorized as approved by the respective Department Heads of the Town of Hammonton:

|                        |                     |           |
|------------------------|---------------------|-----------|
| Sun Roofing            | Building Permit Fee | \$ 50.00  |
| Roof Diagnostics Solar | Building Permit Fee | \$ 329.00 |

#R051-2016 Authorize Sale of Town Surplus

#R 051 -2016

RESOLUTION OF THE MAYOR AND COUNCIL  
OF THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC,  
STATE OF NEW JERSEY, AUTHORIZING SALE OF SURPLUS PROPERTY

WHEREAS, the Town of Hammonton is the owner of certain surplus property which is no longer needed for public use; and

WHEREAS, the Town of Hammonton is desirous of selling said surplus property in an "as is" condition without express or implied warranties.

NOW THEREFORE, be it resolved by the Mayor and Council of the Town of Hammonton, County of Atlantic, State of New Jersey as follows:

1. The sale of the surplus property shall be conducted through GovDeals pursuant to State Contract A-70967 / T2581 in accordance with the terms and conditions of the State Contract. The terms and conditions of the agreement entered into with GovDeals is available online at govdeals.com.
2. The sale will be conducted online and the address of the auction site is govdeals.com.
3. The sale is being conducted pursuant to Local Finance Notice 2008-9.
4. Below is a list of surplus property to be sold:

| <u>Year</u> | <u>Model</u>                | <u>Serial Number</u> | <u>Minimum Bid</u> |
|-------------|-----------------------------|----------------------|--------------------|
| 1980        | Ingersoll Rand Roller DA-30 | 5537                 | None               |
| 1986        | Int'l Truck 195             | 1HTLD TVR2G HA140 25 | None               |
| 1988        | Chev. Truck Red             | 1GBGK 34K0J E1621 13 | None               |

#R052-2016 Authorize ANJEC Open Space Grant Application

#R052-2016

WHEREAS, the Hammonton Environmental Commission are making application for the 2016 ANJEC Open Space Grant which requires pre-approval of the Governing Body; and

WHEREAS, the Mayor and Council of the Town of Hammonton are desirous of making improvements to our parks, recreation areas and open space areas;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE TOWN OF HAMMONTON; that the Environmental Commission is authorized to file the necessary application for 2016 ANJEC Open Space Grant on behalf of the Town of Hammonton.

## #R053-2016 Refunding Bonds

### Resolution #053-2016

#### RESOLUTION DETERMINING THE FORM AND OTHER DETAILS OF NOT TO EXCEED \$19,000,000 PRINCIPAL AMOUNT OF REFUNDING BONDS OF THE TOWN OF HAMMONTON IN THE COUNTY OF ATLANTIC, NEW JERSEY AND PROVIDING FOR THE SALE AND THE DELIVERY OF SUCH BONDS

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

Section 1. The Town Council of the Town of Hammonton in the County of Atlantic, New Jersey (referred herein as the "Town") hereby authorizes the sale, in one or more series, of an amount not to exceed \$19,000,000 Refunding Bonds (the "Bonds") by virtue of its final adoption by a two-thirds majority of its full membership on March 21, 2016 of a bond ordinance entitled, "Refunding Bond Ordinance of the Town of Hammonton, in the County of Atlantic, New Jersey, Providing for the Refunding of All or a Portion of the Outstanding Callable General Obligation Bonds of the Town, Consisting of \$6,400,000 General Improvement Bonds, \$2,278,000 Sewer Utility Bonds and \$3,728,000 Water Utility Bonds, Dated January 1, 2007, Issued in the Original Principal Amount of \$12,406,000, all or a Portion of the Outstanding Callable General Obligation Bonds of the Town, Consisting of \$7,450,000 General Improvement Bonds, \$840,000 Water Utility Bonds and \$1,145,000 Sewer Utility Bonds, Dated May 14, 2009, Issued in the Original Principal Amount of \$9,435,000, and All or a Portion of the Outstanding Callable Loans Issued in 1998, 2001, 2003 and 2011 By the United States Department of Agriculture – Rural Development to the Town, Appropriating Not to Exceed \$19,000,000 Therefore and Authorizing the Issuance of Not to Exceed \$19,000,000 Refunding Bonds to Provide for Such Refunding" (the "Bond Ordinance").

Section 2. The Bonds are hereby authorized to be sold to RBC Capital Markets, LLC (referred to herein as the "Underwriter") in accordance with the purchase contract to be entered into by and between the Underwriter and the Town (the "Purchase Contract") pursuant to this resolution and based on the solicitation of proposals for such financial services by Phoenix Advisors, LLC, the financial adviser (the "Financial Advisor"). The purchase price for the Bonds shall be as set forth in the Purchase Contract, plus unpaid accrued interest, if any, from the dated date of the Bonds to, but not including, the delivery date of the Bonds. The Mayor and/or Chief Financial Officer is hereby authorized to enter into the Purchase Contract on behalf of the Town with the Underwriter in a form satisfactory to McManimon, Scotland & Baumann, LLC, Bond Counsel for the Town ("Bond Counsel") for the sale of the Bonds to the Underwriter in accordance with the provisions of this resolution. The signature of the Mayor or Chief Financial Officer on the Purchase Contract shall be conclusively presumed to evidence any necessary approvals.

Section 3. The Bonds are being issued to incur interest cost savings by redeeming all or a portion of: (i) the outstanding callable General Obligation Bonds of the Town, dated January 1, 2007 issued in the original principal amount of \$12,406,000 and consisting of \$6,400,000 General Improvement Bonds, \$2,278,000 Sewer Utility Bonds and \$3,728,000 Water Utility Bonds (the "2007 Bonds"). All or a portion of the 2007 Bonds may be called for redemption (the "2007 Refunded Bonds") at the option of the Town on any date selected by the Town (the "2007 Redemption Date") at a redemption price equal to the par amount of the 2007 Refunded Bonds to be redeemed plus accrued interest, if any (the "2007 Redemption Price"), to the 2007 Redemption Date; (ii) the outstanding callable General Obligation Bonds of the Town, dated May 14, 2009 issued in the original principal amount of \$9,435,000 and consisting of \$7,450,000 General Improvement Bonds, \$840,000 Water Utility Bonds and \$1,145,000 Sewer Utility Bonds (the "2009 Bonds"). The 2009 Bonds maturing on or after January 15, 2020 may be redeemed (the "2009 Refunded Bonds") at the option of the Town on or after January 15, 2019 (the "2009 Redemption Date") at a redemption price equal to the par amount of the 2009 Refunded Bonds to be redeemed plus accrued interest, if any (the "2009 Redemption Price"), to the 2009 Redemption Date; (iii) the outstanding loan of the Town issued in the original principal amount of \$3,180,000 to the United States Department of Agriculture - Rural Development (the "USDA") and dated on or about June 30, 1998 (the "1998 Bonds"). All or a portion of the 1998 Bonds maturing on or after April 1, 2016 (the "1998 Refunded Bonds") will be called for redemption at a redemption price equal to 100% of such 1998 Refunded Bonds, plus unpaid accrued interest, if any, (the "1998 Redemption Price") to the date fixed for redemption (the "1998 Redemption Date"); (iv) the outstanding loan of the Town issued in the original principal amount of \$700,000 to the USDA and dated on or about January 26, 2001 (the "2001 Bonds"). All or a portion of the 2001 Bonds maturing on or after April 1, 2016 (the "2001 Refunded Bonds") will be called for redemption at a redemption price equal to 100% of such 2001 Refunded Bonds, plus unpaid accrued interest, if any (the "2001 Redemption Price"), to the date fixed for redemption (the "2001 Redemption Date"); (v) the outstanding loan of the Town issued in the original principal amount of \$457,300 to the USDA and dated on or about December 10, 2003 (the "2003 Bonds"). All or a portion of the 2003 Bonds maturing on or after April 1, 2016 (the "2003 Refunded Bonds") will be called for redemption at a redemption price equal to 100% of such 2003 Refunded Bonds, plus unpaid accrued interest, if any (the "2003 Redemption Price"), to the date fixed for redemption (the "2003 Redemption Date"); and (vi) the outstanding loan of the Town issued in the original principal amount of \$940,000 to the USDA and dated on or about February 24, 2011 (the "2011 Bonds" and together with the 2007 Bonds, the 2009 Bonds, the 1998 Bonds, the 2001 Bonds and the 2003 Bonds, the "Prior Bonds"). All or a portion of the 2006 Bonds maturing on or after April 1, 2016 (the "2011 Refunded Bonds" and together with the 2007 Refunded Bonds, the 2009

Refunded Bonds, the 1998 Refunded Bonds, the 2001 Refunded Bonds, and the 2003 Refunded Bonds, the "Refunded Bonds") will be called for redemption at a redemption price equal to 100% of such 2011 Refunded Bonds, plus unpaid accrued interest, if any (the "2011 Redemption Date" and together with the 2007 Redemption Date, the 2009 Redemption Date, the 1998 Redemption Date, the 2001 Redemption Date, and the 2003 Redemption Date, the "Redemption Date"), to the date fixed for redemption (the "2011 Redemption Date" and together with the 2007 Redemption Date, the 2009 Redemption Date, the 1998 Redemption Date, the 2001 Redemption Date, and the 2003 Redemption Date, the "Redemption Date").

Section 4. The Bonds shall be issued in accordance with the terms and the conditions set forth in the Purchase Contract within the parameters set forth herein:

(A) The Bonds shall be issued in a par amount determined to be necessary to pay costs of issuance and to provide for payment of the Redemption Price of the Refunded Bonds on the Redemption Date, and the interest due on the Refunded Bonds through the Redemption Date;

(B) The Bonds shall be dated such date as established in the Purchase Contract;

(C) The Bonds shall mature in the principal amounts on or about August 1, 2016 and February 1 of each year thereafter, commencing on or about August 1, 2016 and thereafter or as otherwise set forth in the Purchase Contract and shall bear interest at interest rates per annum on the unpaid principal balance on each February 1 and August 1 until maturity or earlier redemption, commencing on or about August 1, 2016 or as otherwise set forth in the Purchase Contract;

(D) The Bonds shall be issued in the form of one bond for each maturity except if all or any portion of the Bonds are issued as term bonds;

(E) The Bonds shall be numbered consecutively from R-1 upward and shall mature in such principal amounts with such mandatory call features and with such mandatory sinking fund payments as set forth below and as determined in the Purchase Contract;

(F) The Bonds may be subject to optional redemption or not as set forth in the Purchase Contract;

(G) Depending on market conditions at the time of the sale, the Bonds may be issued in one or more series as determined by the Chief Financial Officer, in consultation with Bond Counsel and with the Financial Advisor.

#R054-2016 Tax Resolution

#R054-2016

WHEREAS, Rosemarie Jacobs, Tax Collector, has approved and made amendments to utility and/or tax accounts as follows:

| B&L    | NAME      | ADDRESS       | AMOUNT   | ACCT. | REASON                       | PER     |
|--------|-----------|---------------|----------|-------|------------------------------|---------|
| 2415-1 | Vaszlavik | 113 N Grand   | 990.32   | tax   | Paid in error                | Rosie   |
| 2905-3 | Daltry    | 114 Cherry St | 2,570.86 | util  | refund 1" meter on 5/8" pipe | Anthony |

WHEREAS, if any above referenced are not approved by Mayor and Council, a retraction will take place.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Town of Hammonton that the Tax Collector's actions are approved.

#R055-2016 Transfer Resolution

**TOWN OF HAMMONTON  
RESOLUTION NO. 055 - 2016  
TRANSFER OF BUDGET APPROPRIATIONS**

**BE IT RESOLVED**, by the Mayor and Common Council of the Town of Hammonton, County of Atlantic, and State of New Jersey, that there be and hereby is authorized the following transfer from the 2015 Budget appropriations reserves with an effective date of March 21, 2016.

**CURRENT FUND**

**From:**  
Police Salary & Wages. \$ 20,000.00

**To:**  
Police– Operating Expenses \$ 20,000.00

Motion by Councilman Torrissi, seconded by Councilman Giraldo, resolutions 48-55 are adopted.

ROLL CALL

Councilman:

Furgione - Yes

Giraldo - Yes

Gribbin - Yes

Pullia - Absent

Rodio - Yes

Torrissi - Yes

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

PUBLIC HEARD

No one desired to be heard.

MEETING ADJOURNED

Motion by Councilman Giraldo, seconded by Councilman Torrissi, the meeting is adjourned. Motion carried.

April Boyer Maimone, Clerk