

Minutes Regular Meeting of Mayor and Council – May 16, 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  
Giraldo - Present  
Gribbin – Present  
Pullia - Present  
Rodio - Present  
Torrissi - Absent  
Mayor DiDonato - Present

PRESENT ALSO

Michael Malinsky, Town Solicitor  
Nicole Rivera, Legal Administrative Assistant to Michael Malinsky  
Jerry Barberio, PWM/Business Administrator

Executive Session #R070-2016

#R 070 -2016  
TOWN OF HAMMONTON  
AUTHORIZING EXECUTIVE SESSION

**WHEREAS**, while the Sen. Byron M. Baer Open Public Meetings Act (N.J.S.A. 10:4-6 et seq.) requires all meetings of Hammonton Town Council to be held In public, N.J.S.A. 10:4-12(b) sets forth nine (9) types of matters that may lawfully be discussed in “Executive Session,” i.e. without the public being permitted to attend, and

**WHEREAS**, Hammonton Town Council has determined that 9 issue(s) is/are permitted by N.J.S.A. 10:4-12(b) to be discussed without the public in attendance and shall be discussed during an Executive Session to be held on this Resolutions Adopted Date Indicated Below at 6:00 P.M., and

**WHEREAS**, the exception(s) to public meetings set forth in N.J.S.A. 10:4-12(b) are listed below, and next to each exception is a box within which the number of issues to be privately discussed that fall within that exception shall be written, and after each exception is a space where additional information that will disclose as much information about the discussion as possible without undermining the purpose of the exception shall be written.

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**“(1) Any matter which, by express provision of Federal law, State statute or rule of court shall be rendered confidential or excluded from public discussion.”** The legal citation to the provision(s) at issue is: \_\_\_\_\_ and the nature of the matter, described as specifically as possible without undermining the need for confidentiality is \_\_\_\_\_;

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**“(2) Any matter in which the release of information would impair a right to receive funds from the federal government.”** The nature of the matter(s), described as specifically as possible without undermining the need for confidentiality is \_\_\_\_\_;

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**“(3) Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to information relative to the individual’s personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any**

individual, unless the individual concerned (or in the case of a minor or incompetent, guardian) shall request in writing that the same be disclosed publicly.” The nature of the matter(s), described as specifically as possible without undermining the need for confidentiality is \_\_\_\_\_;

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“(4) Any collective bargaining agreement, or the terms and conditions of which are proposed for inclusion in any collective bargaining agreement, including the negotiation of terms and conditions with employees or representatives of employees of the public body.” The collective bargaining contract(s) discussed are between the Town and \_\_\_\_\_;

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“(5) Any matter involving the purchase lease or acquisition of real property with public funds, the setting of bank rates or investment of public funds where it could adversely affect the public interest if discussion of such matters were disclosed.” The nature of the matter(s), described as specifically as possible without undermining the need for confidentiality is:

Lease with Icarus Aerospace Inc. Solicitor updated Mayor and Council on status of lease negotiations and timeline.

Hammonton Hawks Lease Agreement with Hammonton Board of Education Solicitor advised the proposed agreement has been rejected by BOE via correspondence from their Solicitor requesting changes to contract wording. Solicitor to amend wording and re-submit.

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“(6) Any tactics and techniques utilized in protecting the safety and property of the public provided that their disclosure could impair such protection. Any investigations of violations or possible violations of the law.” The nature of the matter(s), described as specifically as possible without undermining the need for confidentiality is \_\_\_\_\_;

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“(7) Any pending or anticipated litigation or contract negotiation in which the public body is or may become a party. Any matters falling with the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.” The nature of the discussion(s), described as specifically as possible without undermining the need for confidentiality,

Michael William v. Mark Cospito, ATL-L-1228-15 suit not against the Town of Hammonton but involves the Town of Hammonton. Claimant requesting Hammonton Police Department Internal Affairs files which are unavailable to claimant because the town is not specifically named in suit. Solicitor to argue the matter and defend Police Department in not releasing Internal Affairs files. Solicitor to attend Corporal Pinto deposition in this matter as well.

COAH Litigation Brian Howell, Conflict Solicitor, requesting additional \$2,000 to pay Consortium for Contribution of Defense Fund in the ongoing COAH Litigation. As part of COAH the Inclusionary Development Zone Ordinance was distributed for action this evening.

Inclusionary Development Zone (IDZ) Ordinance was distributed and discussed. Ordinance will also be reviewed and approved by Planning Board. Ordinance attached to Executive Session Minutes.

Memorandum of Understanding between NJ Future and Town of Hammonton Solicitor reviewed and made some changes for Administrator to forward to Louise Wilson, Executive Director of NJ Future.

Bellevue Property Assoc. LLC v. Hammonton Councilman Gribbin Recused. Solicitor updated Mayor and Council on status of proposed project.

Joseph Maimone v. Town of Hammonton Mediation set June 15 & 16 at Michael Malinsky’s, Fox Rothchild Office located at 1301 Atlantic Ave. St, 400, Atlantic City, NJ 08041.

Mark Fiorentino v. Town of Hammonton Mediation anticipated to also be set at Mr. Malinsky’s office.

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“(8) Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance, promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting.” Subject to the balancing of the public’s interest and the employee’s privacy rights under South Jersey Publishing Co. v. New Jersey Expressway Authority, 124 N.J. 478, the employee(s) and nature of the discussion, described as specifically as possible without undermining the need for confidentiality is \_\_\_\_\_;

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“(9) Any deliberation of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party as a result of an act of omission for which the responding party bears responsibility.” The nature of the matter, described as specifically as possible without undermining the need for confidentiality is \_\_\_\_\_;

**WHEREAS**, the length of the Executive Session is estimated to be **60 minutes** after which the public meeting of the Town Council shall reconvene and action may be taken;

**NOW, THEREFORE, BE IT RESOLVED** that Hammonton Town Council will go into Executive Session for only the above stated reasons;

**BE IT FURTHER RESOLVED** that the Town Council directs the Town Clerk to make ten (10) photocopies of this resolution immediately after it passes and to distribute those photocopies to the public in attendance prior to the Executive Session commencing.

**BE IT FURTHER RESOLVED** that the blank spaces within this form of resolution are to be filled out in conformity with a Consent Judgment (w/ Hammonton Town only) and Memorandum of Understanding dated October 26, 2009 that arose out John Paff v. Absecon Custodian, et al, Docket No. ATL-L-3392-08.

**BE IT FURTHER RESOLVED** that the Town Council hereby declares that its discussion of the aforementioned subject(s) will be made public at a time when the public’s interest in disclosure is greater than any privacy or governmental interest being protected from disclosure. For each of the above items, the estimated date by which such disclosure can be made and/or the occurrence that needs to take place before disclosure can be made are listed below (attach separate sheet if necessary)

Subject of Discussion	Estimated Date	Necessary Occurrence
Michael William v Mark Cospito ATL-L-1228-15	Regular Meeting of Council held 5/16/16	
COAH Litigation	Regular Meeting of Council held 5/16/16	

Inclusionary Development Zone	Regular Meeting of Council held 5/16/16
MOU NJ Future	At time of Signed Agreement within 1 month
Lease Icarus Aerospace	At time of Signed Lease August 1, 2016
Bellevue Property Assoc.	At time of final approval within 2 years
Joseph Maimone	At time of settlement Unknown
Mark Fiorentino	At time of settlement Unknown
Hammonton Hawks Lease	At time lease signed Unknown

**BE IT FURTHER RESOLVED** that the minutes of this Executive Session shall become available to the public within 14 days of this meeting or at noon 2 business days before Council’s next Regular Meeting, which ever is shorter. The Clerk is authorized to release the portion of the minutes that may be made available to the public per Consent Judgment filed October 26, 2009 Docket No. L-3392-08 which states that the Custodian of Records may release Public and Non Public Minutes to the Public prior to formal approval of Council.

Motion by Councilman Furgione, seconded by Councilman Giraldo, the resolution is adopted.

**ROLL CALL**

Councilman:  
Furgione - Yes  
Giraldo - Yes

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

Mayor DiDonato declared the motion carried.

RESUME REGULAR MEETING-ROLL CALL

Councilman:

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

PRESENT ALSO

Michael Malinsky, Town Solicitor  
Nicole Rivera, Legal Administrative Assistant to Michael Malinsky

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

Rock Colasurdo

Mr. Colasurdo asked questions and gave opinions concerning the proposed budget, Pinelands and salaries to which Mayor and Council responded.

APPROVAL OF MINUTES

Executive Session – April 18, 2016  
Regular Meeting – April 18, 2016  
Special Executive – May 2, 2016  
Special Meeting – May 2, 2016

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

ROLL CALL

Councilman:

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

Mayor DiDonato declared the motion carried.

DISPENSE WITH REGULAR ORDER OF BUSINESS  
Presentation Lions Club – Sesquicentennial Commemorative Throw

Hearing Ordinance #007-2016 COLA

TOWN OF HAMMONTON  
CALENDAR YEAR 2016  
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK  
(N.J.S.A. 40A: 4-45.14)

**WHEREAS**, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 0% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

**WHEREAS**, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

**WHEREAS**, the Town Council of the Town of Hammonton in the County of Atlantic finds it advisable and necessary to increase its CY 2016 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

**WHEREAS**, the Town Council hereby determines that a 3.5% increase in the budget for said year, amounting to \$324,235.86 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

**WHEREAS** the Town Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

**NOW THEREFORE BE IT ORDAINED**, by the Town Council of the Town of Hammonton, in the County of Atlantic, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2016 budget year, the final appropriations of the Town of Hammonton shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$324,235.86, and that the CY 2016 municipal budget for the Town of Hammonton be approved and adopted in accordance with this ordinance; and,

**BE IT FURTHER ORDAINED**, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

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

ROLL CALL

Councilman:

Furgione - Yes

Giralo - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Absent

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

PUBLIC HEARING ON 2016 BUDGET

Motion by Councilman Rodio, seconded by Councilman Gribbin, the hearing on the budget is now open to the public. Motion carried.

No one desired to be heard.

Motion by Councilman Rodio, seconded by Councilman Gribbin, the hearing is closed. Motion carried.

Councilman Furgione advised the public that the budget amendment is due to refinancing bonds in which the Town realized a significant savings on the Utility portion of the budget.

#R071-2016 Amend 2016 Budget for Refunding/Debt Service  
Attached

Motion by Councilman Furgione, seconded by Councilman Giraldo, the 2016 Budget Amendment is adopted.

ROLL CALL

Councilman:

Furgione - Yes

Giraldo - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Absent

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

Hearing Ordinance #008-2016 Amend Chapter 226 Sewer Connections

ORDINANCE #008 - 2016  
AN ORDINANCE TO AMEND CHAPTER 226, ARTICLE 1  
AND ARTICLE 3 OF THE GENERAL ORDINANCES OF  
THE TOWN OF HAMMONTON

**BE IT ORDAINED** BY THE MAYOR AND COUNCIL OF THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC AND STATE OF NEW JERSEY AS FOLLOWS:

**SECTION 1. Chapter 226, Article 1, Section 226-9 is amended to read as follows:**

§226-9(D) Any owner required to be connected to the sewage facilities of the Town of Hammonton pursuant to §226-28, that fails to connect to such facilities within the time frame set forth in §226-30, shall be charged annual sewer rates in accordance with §226-9(A-C) above. It is determined to be in the public interest that all owners required to connect to the sewage facilities of the Town of Hammonton contribute towards the cost of maintaining and operating such sewage facilities.

**SECTION 2.** Chapter 226, Article 3, Section 226-31 of the Ordinance is amended to read as follows:

§226-31(A) Any person, association, partnership, company or corporation who or which shall violate this Article shall be subject to one or more of the following: a fine of not more than \$1,000.00, imprisonment for a period not to exceed ninety (90) days or a period of community service not to exceed ninety (90) days for every day that the mandatory connection is not made after the person, association, partnership, company or corporation receives the appropriate notice, issued in accordance with the provisions of this Article, setting forth the date that the connection must be made.

§226-31(B) In addition to the penalties set forth in §226-31(A) above, any owner required to be connected to the sewage facilities of the Town of Hammonton pursuant to §226-28, that fails to connect to such facilities within the time frame set forth in §226-30, shall be provided written notice in accordance with §226-29(B) identifying the property required to be connected, describing the required connection and stating, that, unless connection shall be completed within thirty (30) days of service of notice, the Town of Hammonton shall proceed to make the connection or cause it to be made. Upon the failure of the owner to make this required connection within the thirty (30) day period, the Town of Hammonton shall make the connection or cause it to be made and shall send an itemized bill/invoice

for the cost of the connection to the property owner. This bill/invoice shall be payable within thirty (30) days of the Town sending the owner the bill/invoice. If the owner fails to pay the bill/invoice within thirty (30) days of the Town sending the owner the bill/invoice, then such amount, together with an administrative fee of five hundred dollars (\$500.00) to address the Town's administrative expenses shall be a lien against the property and recorded and collected as provided by the statutes of the State of New Jersey.

**SECTION 3.** All Ordinances or parts of Ordinances inconsistent with the provisions of this Ordinance are repealed to the extent of the inconsistency.

**SECTION 4.** If any section, sentence, or other part of this Ordinance is adjudged unconstitutional or invalid, that judgment shall not affect, impair, or invalidate the remainder of this Ordinance, but shall be limited in its effect to the specific section, sentence or other part of this Ordinance directly involved in the controversy in which the judgment shall have been rendered.

**SECTION 5.** This Ordinance shall take effect immediately upon final adoption and publication as required by law.

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

ROLL CALL

Councilman:

Furgione - Yes

Giralo - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Absent

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

Hearing Ordinance #009-2016 Amend Chapter 275 Access to Water Meters

ORDINANCE #009 – 2016  
AN ORDINANCE TO AMEND CHAPTER 275, ARTICLE 1  
OF THE GENERAL ORDINANCES OF  
THE TOWN OF HAMMONTON

**BE IT ORDAINED** BY THE MAYOR AND COUNCIL OF THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC AND STATE OF NEW JERSEY AS FOLLOWS:

SECTION 1. Chapter 275, Article 1, Section 275-11 is amended to read as follows:

(A) Any person violating a provision of this Article shall, upon conviction in the Hammonton Municipal Court, be subject to one or more of the following: a fine of not more than \$1,000.00, imprisonment for a period not to exceed ninety (90) days or a period of community service not to exceed ninety (90) days.

(B) If a person has previously been convicted for a violation of Section 275-13 in the Hammonton Municipal Court then, upon a second conviction in the Hammonton Municipal Court for a violation of Section 275-13, the Town of Hammonton may proceed to install a meter pit which shall be located inside the property line. The Town reserves the right to determine the size and kind of meter pit for the premises. The Town of Hammonton shall send an itemized bill/invoice for the cost of the installation of the meter pit to the property owner. This bill/invoice shall be payable within thirty (30) days of the Town sending the owner the bill/invoice. If the owner fails to pay the bill/invoice within thirty (30) days of the Town sending the owner the bill/invoice, then such amount, together with an administrative fee of five hundred dollars (\$500.00) to address the Town's administrative expenses shall be a lien against the property and recorded and collected as provided by the statutes of the State of New Jersey.

SECTION 2. Chapter 275, Article 1, Section 275-13 is added which reads as follows:

All premises receiving water from the Town of Hammonton shall be subject to inspection and access between sunrise and sunset by the Town of Hammonton's employees or any other person duly authorized and appointed by the Town to perform inspections of water meters for the purpose of determining the rate of water consumption. It shall be a violation of this Article for any person to hinder, obstruct, delay, resist or prevent any such inspection as is described herein and such person shall be subject to the violations and penalties set forth in §275-11, above.

SECTION 3. All Ordinances or parts of Ordinances inconsistent with the provisions of this Ordinance are repealed to the extent of the inconsistency.

SECTION 4. If any section, sentence, or other part of this Ordinance is adjudged unconstitutional or invalid, that judgment shall not affect, impair, or invalidate the remainder of this Ordinance, but shall be limited in its effect to the specific section, sentence or other part of this Ordinance directly involved in the controversy in which the judgment shall have been rendered.

SECTION 5. This Ordinance shall take effect immediately upon final adoption and publication as required by law.

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

Councilman Furgione asked for the publics cooperation in allowing access to Utility Personnel who will be scheduling with them to change their water meters.

ROLL CALL

Councilman:

Furgione - Yes

Giralo - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Absent

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

Hearing Ordinance #010-2016 Amend Chapter 247 Curb and Sidewalk

ORDINANCE # 010 - 2016  
AN ORDINANCE TO AMEND CHAPTER 247, ARTICLE IV  
OF THE GENERAL ORDINANCES OF  
THE TOWN OF HAMMONTON

**BE IT ORDAINED** BY THE MAYOR AND COUNCIL OF THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC AND STATE OF NEW JERSEY AS FOLLOWS:

**SECTION 1. Chapter 247, Article IV, Section 247-24 is amended to read as follows:**

It is hereby determined to be in the public interest that all persons constructing (as defined in §175-10 "Construction") any residential or commercial buildings or engaged in development (as defined in §175-10 "Development") within the Town of Hammonton shall build simultaneously with said construction and/or development curbs and sidewalks on the area of the premises fronting on public roads of the Town of Hammonton, and that the cost of the said curbs and sidewalks shall be borne by the abutting property owners.

**SECTION 2.** Chapter 247, Article IV, Section 247-25 is amended to read as follows:

No person, partnership, corporation or group of persons shall construct any residential or commercial building or engage in development within the Town of Hammonton without providing for the construction of curbs and sidewalks on all roads upon which the affected property fronts, and such person, partnership, corporation or group of persons who shall henceforth apply for a permit to construct said building shall present to the Construction Code Official of the Town of Hammonton, with the plans and specifications as to the building to be constructed, plans and specifications showing the proposed construction of said curbs and sidewalks consistent with the provisions contained in the Town's lot grading Ordinance #31-2005 of the Town of Hammonton. No certificate of occupancy shall be issued by the Building Inspector for the building so constructed until the curbs and sidewalks provided for in the plans and specifications have been satisfactorily completed at the applicant's expense.

**SECTION 3.** Chapter 247, Article IV, Section 247-27 is amended to read as follows:

The primary function of concrete curbs and sidewalks shall be to provide for safe pedestrian movement throughout various parts of the town. Unless specifically waived by the Planning Board or Zoning Board, curbs/sidewalks shall be installed along all streets for all types of development within the Town of Hammonton.

A. For the purpose of this section, the town shall be divided into three curb/sidewalk areas to provide flexible curb/sidewalk requirements and encourage a functional and usable curb/sidewalk system. The areas will be referenced by zoning districts as designated on the current zoning map for the town that fall within the Pineland Town boundary designation.



(1) Curb/Sidewalk Area #1 shall consist of the following zone districts as depicted on current zoning map for the town: All Downtown DT-1 through DT-4, all Gateway, GW-1 through GW-3, R-1, R-2, M2-A, R-3A and the HB, Highway Business Districts. Curb/Sidewalk Area #1 includes those portions of the town where the highest pedestrian traffic is anticipated. The continuation of the existing curb/sidewalk system is, therefore, very important for the safe movement of pedestrians and also allows connections to existing and future pedestrian traffic generators, downtown and commercial corridor businesses, parks, public transportation and residential segments.

(2) Curb/Sidewalk Area #2 generally includes those portions of the town located just beyond the more heavily developed Curb/Sidewalk Area #1 and shall include the following Zoning Districts: M1, M2 and R3. Because of the proximity to schools and existing future pedestrian traffic generators, transit facilities and parks, the need for curbs/sidewalks in these areas is high.

(3) Curb/Sidewalk Area #3 consists of all lands within the RR (Rural Residential) and REC (Recreational Zone Districts) Curb/Sidewalk Area #3 is similar to Curb/Sidewalk Area #2, with the exception that the maximum permitted residential densities are lower. The need for curbs/sidewalks is high in the vicinity of pedestrian traffic generators, schools, parks and transit facilities and commercial corridors, etc.

B. The requirements of this section relating to the construction of curb/sidewalks may be modified and/or waived by the Planning Board or Zoning Board, if requested by the applicant/developer, upon the Board's determination that both the area to be developed and the entire town would be better served by waiving the requirement for the installation of curb and sidewalk. The Planning Board or Zoning Board shall have sole jurisdiction to waive curb and/or sidewalks. The Planning Board shall hear all applications for a waiver in cases where no subdivision or site plan application is involved. The Planning Board or Zoning Board shall review such requests taking into consideration §247-27(A)(1-3), the location, topography and particular characteristics of the land in relation to the Master Plan and Land Development Ordinances of the Town of Hammononton.

C. Where the requirements of this section relating to the construction of curb/sidewalks have been waived by the Planning Board or Zoning Board, a ten-foot-wide cleared and graded area (parallel to the roadway) shall be provided, partly to provide for pedestrian safety and partly to provide area for future curb/sidewalk construction if the need arises. The composition of the graded area shall be at the discretion of the Planning Board or Zoning Board.

D. A 12-foot wide pedestrian easement perpendicular to the roadway may be required by the Planning Board or Zoning Board through the center of blocks more than 600 feet long to provide circulation or access to schools, playgrounds, shopping or other community facilities.

E. The Town Engineer has the right to increase the dimensions referenced in paragraphs C and D above for unusual configurations and/or the requirement for additional circulation with a commensurate increase in the cost.

F. Material and construction. Walks shall be constructed of portland cement concrete. Concrete shall be Class C having a 28-day compressive strength of 4,000 pounds per square inch, unless otherwise stipulated by the governing body having jurisdiction over the affected roadway frontage.

G. Joint fillers shall be of the preformed bituminous cellular type and preformed bituminous type.

H. Dimensions of the concrete walks shall be at least five feet wide and at least four inches in thickness, except at points of vehicular crossing where the minimum thickness shall be six inches.

I. The walks shall be located at least five feet back from the curbface.

J. Expansion joints shall be provided with filler materials not more than 20 feet apart.

K. Transverse surface grooves shall be cut in the walk between expansion joints at intervals equal to the walk width.

L. All edges shall be neatly rounded to 1/4 inch.

M. The finish shall be made with a wood float, followed by brushing with a wet soft-hair brush to a neat and workmanlike surface.

N. Handicap ramps shall be provided at all intersections and other areas of expected pedestrian crossing in accordance with the latest NJDOT and ADA standards.

O. The walk shall be gently graded toward the gutter line with a slope of 2%.

P. For any development or developments not involving subdivision or site plan review if the requirements pertaining to the installation of curbs/sidewalks in a specific area are impractical or exact undue hardship to an applicant due to peculiar or unusual conditions of the land in question, the applicant may apply for a waiver of the requirements set forth in this Chapter. Public notice shall not be required.

Q. The approval to allow for the developer/applicant to receive a curb/sidewalk waiver does not relieve the developer/applicant and owner from entering into an agreement with the Town that should the municipality at a future date elect to install curbs and sidewalks along the affected road, said applicant and owner shall give an irrevocable authorization which shall be binding on any future owner to the Town Clerk/Administrator to vote his/her front footage for the assessment of benefits proposal which authorization shall run with the land (with the cost of any recording of same to be borne by the applicant). Upon the curb and sidewalk improvements being subsequently installed in front of his/her premises pursuant to an assessment of benefits procedure, the cost shall be assessed against the property owner in the same manner as all other municipal improvements.

**SECTION 4.** All Ordinances or parts of Ordinances inconsistent with the provisions of this Ordinance are repealed to the extent of the inconsistency.

**SECTION 5.** If any section, sentence, or other part of this Ordinance is adjudged unconstitutional or invalid, that judgment shall not affect, impair, or invalidate the remainder of this Ordinance, but shall be limited in its effect to the specific section, sentence or other part of this Ordinance directly involved in the controversy in which the judgment shall have been rendered.

**SECTION 6.** This Ordinance shall take effect immediately upon final adoption and publication as required by law.

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

No one desired to be heard.

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

ROLL CALL

Councilman:

Furgione - Yes

Giraldo - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Absent

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

Hearing Ordinance #011-2016 Valley Avenue Project

Ordinance #011-2016

BOND ORDINANCE PROVIDING FOR VARIOUS ROAD AND UTILITY IMPROVEMENTS IN AND BY THE TOWN OF HAMMONTON, IN THE COUNTY OF ATLANTIC, NEW JERSEY, APPROPRIATING \$3,500,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$3,500,000 BONDS OR NOTES OF THE TOWN TO FINANCE PART OF THE COST THEREOF.

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:

The improvement described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Town of Hammonton, in the County of Atlantic, New Jersey (the "Town"). For the improvement or purpose described in Section 3, there is hereby appropriated the sum of \$3,500,000. No down payment is required pursuant to N.J.S.A. 40A:2-11(c) since the project authorized herein is an environmental infrastructure project being funded by a loan from the New Jersey Environmental Infrastructure Trust.

In order to finance the cost of the improvement or purpose, negotiable bonds are hereby authorized to be issued in the principal amount of \$3,500,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

(a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is for the design, permitting, construction, construction management and the administration of various roadway improvements to Valley Avenue, Broadway and various other Roadways in Town and utility improvements, including, but not limited to water, sewer, sanitary and storm water, curbing replacements, handicap ramps and roadway improvements, including acquisition and installation of all equipment and materials and all work necessary therefore or incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to 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 purchasers thereof upon receipt of payment of the purchase price plus accrued interest 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 ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

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 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.

The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense. It is an improvement or purpose that the Town may lawfully undertake, 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 the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this ordinance, is 30 years.

(c) 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 authorization of the bonds and notes provided in this bond ordinance by \$3,500,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$800,000 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 purpose or improvement.

(e) This bond ordinance authorizes obligations of the Town solely for a purpose described in N.J.S.A. 40A:2-7(d). This purpose is in the public interest and is for the health, welfare, convenience or betterment of the inhabitants of the Town. The amounts to be expended for this purpose pursuant to this bond ordinance are not unreasonable or exorbitant, and the issuance of the obligations authorized by this bond ordinance will not materially impair the credit of the Town or substantially reduce its ability to pay punctually the principal of and the interest on its debts and to supply other essential public improvements and services. If required, the Local Finance Board, in the Division of Local Government Services of the Department of Community Affairs of the State of New Jersey has heretofore made a determination to this effect and has caused its consent to be endorsed upon a certified copy of this bond ordinance as passed upon first reading.

Any grant moneys received for the purpose described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

The Town hereby makes the following covenants and declarations with respect to obligations determined to be issued by the Chief Financial Officer on a tax-exempt basis. The Town hereby covenants that it will comply with any conditions subsequent imposed by the Internal Revenue Code of 1986, as amended (the "Code"), in order to preserve the exemption from taxation of interest on the obligations, including, if necessary, the requirement to rebate all net investment earnings on the gross proceeds above the yield on the obligations. The Chief Financial Officer is hereby authorized to act on behalf of the Town to deem the obligations authorized herein as bank qualified for the purposes of Section 265 of the Code, when appropriate. The Town hereby declares the intent of the Town to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 8 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

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.

The full faith and credit of the Town are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Town, and the Town shall be

obligated to levy *ad valorem* taxes upon all the taxable real property within the Town for the payment of the obligations and the interest thereon without limitation of rate or amount.

This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

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

#### ROLL CALL

Councilman:

Furgione - Yes

Giralo - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Absent

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

#### COMMITTEE REPORTS

##### Administration - Councilman Gribbin

Report on Administration Meeting concerning Hawker Peddler Licensing

##### Business & Industry - Councilman Gribbin

Reported on upcoming events

##### Placement of Signs

Motion by Councilman Gribbin, seconded by Councilman Pullia, waive fees on signs.

#### ROLL CALL

Councilman:

Furgione - Yes

Giralo - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Absent

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

##### Education - Councilman Giralo

Reported on Board of Education Matters

Donated Salary to Cancer Society

##### Quality of Life - Councilman Pullia

Reported on upcoming events

##### Public Works & Transportation - Councilman Rodio

Deferred Action Items to Engineer Report

Water & Sewer - Councilman Furgione  
Report on status of various utility projects

Hire Full Time Temporary Water Treatment Plant Operator Apprentice

Motion by Councilman Furgione, seconded by Councilman Pullia, hire Gerard Perna Full Time Temporary Water Treatment Plant Operator Apprentice effective 5/25/16 at \$12.00 an hour with no benefits, pending police background check.

ROLL CALL

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

Mayor DiDonato declared the motion carried.

ENGINEER REPORT

**SEWER & WATER ACTION ITEMS:**

1. **Chew Road Drainage Improvements Phase I-A (ARH #11-60207.04):**

We met on-site with the County, the contractor and the Homeowner about completing the remaining construction items in order to close-out the project. There are a few minor changes to the pavement and lawn restoration items that we will review with the PWTC and if necessary bring before full Mayor and Council for consideration. The contractor plans to return to the site next week to finalize all remaining items.

Motion by Councilman Rodio, seconded by Councilman Furgione, approve the following project change orders:

- Construction of a bituminous swale/flume leading into the leaching pit on the westerly side of Chew Road
- Provide erosion control seed mat on the easterly side of Chew Road between the edge of pavement and the stone recharge trench to aid in the stabilization of the grass shoulder and lawn area
- Amount \$1800.00

ROLL CALL

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

Mayor DiDonato declared the motion carried.

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

The claims negotiation is ongoing. Our office previously settled all final quantities with the Contractor and prepared change orders 10 thru 12 that adjust the individual line items of the NJEIT loans. We are requesting these change orders be considered for approval by the Town. If approved, we would then request the Town approve Payment #16 to the Contractor which includes the final quantities still owed to the Contractor. We will be reviewing these items with the PWTC. Please note once the claims negotiations are finished we may need additional change orders prior to closing out this project.

Motion by Councilman Furgione, seconded by Councilman Pullia, approve Change Oder #10, #11, & #12 reflective of final quantities on the various NJEIT loans for this project which amount to a **deduction in cost**.

- If the change orders are accepted, approve Payment #16 so the Contractor can receive payment on remaining items of the Contract.

ROLL CALL

Councilman:

Furgione - Yes

Giralo - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Absent

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

**PUBLIC WORKS ACTION ITEMS:**

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

The recommendation for approval by the Pinelands Commission will occur at their May 13<sup>th</sup> meeting for the Dog Park portion of the application. We will notify Council when that approval is received.

We were also informed by the Cape Atlantic Soils Conservation District that approvals for the Phase III-A (soccer fields already constructed) and Phase III-B the parking area and stormwater basin construction adjacent to the Dog Park area will expire by the end of June of this year. In conversation with the Town's Business Administration, he requested a proposal from ARH for the following tasks:

- Request for renewal/recertification of the Phase III-A and III-B sections of the Boyer Avenue Recreation Project site.
- Provide modifications to the recertification plan and application to include the construction of the Dog Park and expansion of the garage/filter building at the Boyer Avenue site.
- Request a similar type approval from the Atlantic County Division of Planning and Regional Development for the Dog Park and garage/filter building.

We hope to have that proposal ready for Monday night's Council for approval consideration. Some of the cost for the garage/filter building work could be forwarded to SJ Gas Company for payment consideration, since it is related to building relocation/replacement for structures at the Lincoln Street site.

Motion by Councilman Furgione, seconded by Councilman Rodio, approve of ARH proposal related to work at the Boyer Avenue site to seek approvals and recertification for the garage/filter building and Phase III-A and III-B along with the modifications to include the Dog Park area in the amount of \$2,930.00.

ROLL CALL

Councilman:

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

Mayor DiDonato declared the motion carried.

**PUBLIC WORKS INFORMATION ITEMS:**

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

Bids for this project were received on April 27, 2016 at 10:00 a.m. Our office did a review and determined that Mathis Construction was the low bidder with a total bid of \$2,579,954.00 which included the base bid and alternate. Council voted to award the contract to Mathis Construction, with conditions on funding at the special meeting on May 2, 2016. The Resolution of Award and Bid Summary has been mailed to the NJEIT for review. The NJEIT will use the bid results to set the final funding amount for the loan. We anticipate a response from the NJEIT in the next few weeks. Mathis Construction has been invited to the PWTC meeting on May 12, 2016, to discuss the project with the members and to clarify any items of concern.

**Boyer Avenue Overland Drip Irrigation (ARH #11-50058):**

As authorized last year in conjunction with the Municipal Utilities Department (MUD) our office has completed the as-built drawing for the Overland Drip Irrigation. We provided copies to the County and to the MUD Superintendent to review and make any refinements to the drawings that would help them in the operation of the fields.

The Business Administrator has requested that we provide the Town with a cost to complete an as-built plan for the Underground Drip Irrigation area. We will be meeting with the (MUD) to discuss their needs for the Underground Drip and provide Council with a cost estimate to complete that work. The cost estimate will also include NJDEP Certification along with completion and submission of the monthly reports to the Pinelands Commission.

**SOLICITOR REPORT**

**Resolution Supporting Revitalization Corporation/MainStreet Hammonton Downtown Business Imp Zone Loan**

#R078-2016

Resolution in Support of Hammonton Revitalization Corporation/MainStreet Hammonton Application for a Downtown Business Improvement Zone Loan

**WHEREAS**, the Town of Hammonton finds and declares that the Hammonton Revitalization Corporation/ MainStreet Hammonton (HRC/MainStreet) is a 501(c)3 non-profit corporation that provides administrative and other services to benefit customers, consumers, promote economic growth and employment to those properties within the Town of Hammonton Downtown Improvement District; and **WHEREAS**, HRC/MainStreet is the District Management Corporation of the Town of Hammonton Downtown Improvement District; and **WHEREAS**, the Town of Hammonton recognizes the importance of the role HRC/MainStreet has played in the economic revitalization of Downtown Hammonton; and **WHEREAS**, it is appropriate for HRC/MainStreet to support the ongoing efforts to expand arts and cultural opportunities in the Downtown Hammonton Art District by submitting an application for a \$300,000, 0% interest loan from the New Jersey Department of Community Affairs, Office of Main Street New Jersey and Improvement District Programs, Downtown Business Improvement Zone Loan Fund for the acquisition and renovation of property located at 200 Vine Street, Hammonton, NJ, more particularly known as Lot 1 of Block 2811 on the current Town of Hammonton Tax Map (hereinafter referred to as the "Property"); and **WHEREAS**, HRC/MainStreet shall have a first priority mortgage on the Property until such time as the \$300,000 loan is paid back in full to the New Jersey Department of Community Affairs; and **WHEREAS**, the Town of Hammonton, in accordance with the requirements of the New Jersey Department of Community Affairs, Office of Main Street New Jersey and Improvement District Programs, certifies that it will guarantee the repayment of the Downtown Business Improvement Zone Loan set forth above in the case of nonpayment by HRC/MainStreet; and **WHEREAS**, the New Jersey Department of Community Affairs, Office of Main Street New Jersey and Improvement District Programs, Downtown Business Improvement Zone Loan Fund requires a governing body resolution in support of the application. **NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Town of Hammonton, County of Atlantic, State of New Jersey hereby supports the application of Hammonton Revitalization Corporation/MainStreet Hammonton to the New Jersey Department of Community Affairs, Office of Main Street New Jersey and Improvement District Programs, Downtown Business Improvement Zone Loan Fund.

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

ROLL CALL

Councilman:  
Furgione - Yes  
Giralo - No  
Gribbin - Yes  
Pullia - Yes  
Rodio - Yes  
Torrissi - Absent  
Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

Introduction Ordinance # 012 -2016 Inclusionary Development Zone (Executive Session Item)

Attached

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

ROLL CALL

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

Mayor DiDonato declared the motion carried.

Michael Williams v. Mark Cospito ATL-L-1228-15 (Executive Session Item)

Motion by Councilman Giralo, seconded by Councilman Gribbin, authorize Solicitor to defend Hammonton Police Department in not releasing Internal Affairs files to claimant and to attend Corporal Pinto deposition.

ROLL CALL

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

Mayor DiDonato declared the motion carried.

COAH Litigation (Executive Session Item)

Motion by Councilman Gribbin, seconded by Councilman Giralo, authorize payment, representing the Town's contribution to defense fund, in the amount of \$2,000.00.

ROLL CALL



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

Mayor DiDonato declared the motion carried.

Authorize Letter Town Employee

Motion by Councilman Gribbin, seconded by Councilman Giralo, authorize Solicitor to respond to Utility Department Employee's verbal request for a response in writing concerning his request for additional pay increase during contract term.

ROLL CALL

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

Mayor DiDonato declared the motion carried.

PWM/BUSINESS ADMINISTRATOR REPORT

Appoint Greater Egg Harbor River Council Representative

Motion by Councilman Pullia, seconded by Councilman Gribbin, appoint John Keenan as Greater Egg Harbor River Council Representative for NJ Future MOA to replace Chris Jage who has resigned.

ROLL CALL

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

Mayor DiDonato declared the motion carried.

Boyer Avenue Dog Park Approval May 12, 2016

Grants Update

Aquatic Pesticide Spraying - 19, 2016

Re-Hire Interns

Motion by Councilman Furgione, seconded by Councilman Pullia, re-hire Vincent Calderone (80 hrs/\$10.00 per hr) and Tim McWilliams (120 hrs/\$10.00 per hr) as 2016 interns for Utility and PW/CFMP.

ROLL CALL

Councilman:

Furgione - Yes

Giralo - Yes

Deputy Mayor Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Absent

Mayor DiDonato - Recused

Deputy Mayor Gribbin declared the motion carried.

Bulky Week June 6-10

Brush Week June 13-17

TOWN CLERK REPORT

Motion by Councilman Pullia, seconded by Councilman Giralo, authorize Fire Company 1 Member Cesar Euceda-Trejo.

ROLL CALL

Councilman:

Furgione - Yes

Giralo - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Absent

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

APPROVE BILL LIST & PURCHASE ORDERS

Motion by Councilman Gribbin, seconded by Councilman Giralo, approve purchase orders and bills list for May 2016.

ROLL CALL

Councilman:

Furgione - Yes

Giralo - Yes

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Absent

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

RESOLUTIONS

#R072-2016 Authorize National Night Out Event and Fireworks

RESOLUTION #072-2016

AUTHORIZE NATIONAL NIGHT OUT EVENT & FIREWORKS DISPLAY

WHEREAS, August 5th (August 6<sup>th</sup> 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.

#R073-2016 Authorize Various Refunds

# R073 - 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:

Brian Howell	Curb & Sidewalk Escrow	\$3,324.75
David Berger	Curb & Sidewalk Escrow	\$6,616.25

#R074-2016 Authorize Taxi Cab/Taxi Operator License

#R 074-2016

RESOLUTION AUTHORIZING A TAXI CAB / TAXI OPERATOR LICENSE  
IN THE TOWN OF HAMMONTON, COUNTY OF ATLANTIC, STATE OF NEW JERSEY

WHEREAS, it is a requirement of the Mayor and Common Council of the Town of Hammonton, County of Atlantic and State of New Jersey that in the matter of the authorization and issuance of Taxicab License and Taxi Operator License, a resolution be adopted, which resolution shall specifically determine and name the person(s) adjudged to be entitled to such licenses.

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 following named person(s) be and are hereby adjudged to be entitled to a Taxicab License:

Jose R. Arrobo Jimenez

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

1. That the Municipal Clerk and/or the Business Administrator of the Town of Hammonton may renew this taxicab license annually upon payment of municipal taxicab license fee, receipt of updated certificate of insurance and approval of police background check for additional operators working for Taxi Cab Licensee.

2. That the Municipal Clerk and/or the Business Administrator may add or remove taxi operator's for above referenced taxi cab license, as requested by the taxicab license owner, upon payment of municipal taxi operator fee and approval of police background check.

#R075-2016 Tax Resolution

#R075-2016

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
1803-11.34	Kelley	31 Alexander Dr	595.41	tax	refund state of nj	Rosie
4402-25.01	Harper	63 Pine Rd	3,209.43	tax	refund Nationstar Mtg. o/p	Rosie

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.

#R076-2016 Temporary Emergency Resolution

Attached

#R077-2016 Shared Service Agreement ACIA

RESOLUTION # 077-2016

RESOLUTION AUTHORIZING INTERLOCAL SERVICES AGREEMENT FOR ABANDONED PROPERTY REGISTRATION

**WHEREAS**, the Town of Hammonton is statutorily authorized to enter into Interlocal Services Agreements with State, County and Local Governments; and

**WHEREAS**, the Town of Hammonton has determined that there exists a need for Abandoned Property Registration: and

**WHEREAS**, the Atlantic County Improvement Authority provides such service;

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

1. The Agreement which is annexed hereto and made a part hereof with Atlantic County Improvement Authority is approved.
2. That the Mayor and Town Clerk are hereby authorized to execute the Agreement with the Atlantic County Improvement Authority for Abandoned Property Registration Services.

Motion by Councilman Gribbin, seconded by Councilman Furgione, resolutions 72-77 are adopted.

ROLL CALL

Councilman:

Furgione - Yes

Giralo – Yes (abstain on R77 only)

Gribbin - Yes

Pullia - Yes

Rodio - Yes

Torrissi - Absent

Mayor DiDonato - Yes

Mayor DiDonato declared the motion carried.

PUBLIC HEARD

No one desired to be heard.

MEETING ADJOURNED

Motion by Councilman Giralo, seconded by Councilman Gribbin, the meeting is adjourned. Motion carried.

April Boyer Maimone, Clerk