

TOWNSHIP OF HAMILTON  
6101 THIRTEENTH STREET  
MAYS LANDING, NJ  
TUESDAY, JANUARY 3, 2012

The annual reorganization and first regular meeting of the Township Committee of the Township of Hamilton, Atlantic County, New Jersey was held on the above date with Amy Gatto presiding until a permanent Chairperson for the year 2012 was selected. Members present when Ms. Gatto called the meeting to order were Charles Cain Jr., Dr. Harvey Kesselman and Roger Silva. Also present were Michael S. Jacobs, Township Administrator, and Joan I. Anderson, Township Clerk.

The meeting opened with the flag salute followed by the Township Clerk certifying compliance with the New Jersey Open Public Meetings Law by posting a notice of the meeting on the bulletin board in the municipal building, Mays Landing, NJ, and by e-mailing a copy of the notice along with the agenda of this meeting to the Press of Atlantic City, Atlantic County Record, Record Journal and Current newspapers, stating the annual reorganization meeting and first regular meeting would take place at 6:00 PM on Tuesday, January 3, 2012 in the municipal building, Mays Landing, New Jersey.

A special presentation was made to Thomas Palmentieri in appreciation for his twelve years on Township Committee and to the residents. Mr. Palmentieri thanked the Committee and said it was an honor serving with them. He said he thought they were a great Committee. Mr. Palmentieri said he thought these were the most challenging times he had seen in his 12 years. He said tough decisions had to be made, they were made, and the Township is better off going forward for it. Mr. Palmentieri said he thought everybody learned that sometimes the proper choice overall is not the popular choice. He said the good people know that difference, go ahead and do the right thing and avoid just trying to be popular for another 12 months. Mr. Palmentieri thanked the residents that gave him the honor to serve them for 12 years, the 12 Committee people he served with, the 5 Administrators and the one and only Clerk. He commented on having seen how other towns work over that period and said he can honestly say, trying to be subjective, that Hamilton really has one of, if not the best governments in County. He said that has been true through leadership of both parties and the various members from both parties that he served with have always done what was in the best interest of the people. Mr. Palmentieri said he thinks that is what has led to the success of Hamilton and created the good government that is still here today and has been for the last decade and probably prior to that. He said it's been an honor being part of that. Mr. Palmentieri wished the Committee good luck in the coming year and said he is sure they will have another successful year.

Robert S. Sandman, Esq., administered the oath of office to Aline L. Dix as a Township Committee Member for a three (3) year term effective January 1, 2012 through December 31, 2014. Ms. Dix's son, Gregory Edward Dix, held the Bible. Ms. Dix took her seat on the dais.

The 2011 Mayor Amy Gatto presided as Temporary Chairperson until a Permanent Chairperson (Mayor) for 2012 was selected. The Township Clerk called the roll: Ms. Dix, Mr. Cain, Ms. Gatto, Dr. Kesselman and Mr. Silva.

A moment of silence for private reflection was observed.

Temporary Chairperson Amy Gatto, recognized Assemblymen John Amodeo, Vincent Polistino and Chris Brown; Freeholders Frank Giordano, Frank Sutton and Alex Marino; former mayors, neighboring mayors and school board members and thanked them for attending the meeting.

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Mr. Cain moved, seconded by Ms. Dix, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Roger Silva be and is hereby appointed Permanent Chairperson (Mayor) for the year 2012.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "AYE", NO "NAY", NO "ABSTAIN".

Ms. Gatto moved, seconded by Ms. Dix, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Charles Cain be and is hereby appointed Deputy Chairperson (Deputy Mayor) for the year 2012.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "AYE", NO "NAY", NO "ABSTAIN".

Ms. Gatto moved, seconded by Ms. Dix, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Robert S. Sandman, as identified in the RFP from the firm Hankin, Sandman & Palladino, be and is hereby appointed Township Solicitor for the year 2012 or until a successor is appointed.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "YES", NO "NO" NO "ABSTAIN" ON ROLL CALL VOTE.

Mr. Cain moved, seconded by Dr. Kesselman, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Robert J. Smith, III, as identified in the RFP from Remington, Vernick, Walberg Engineering, be and is hereby appointed Township Engineer for the year 2012 or until a successor is appointed.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "YES", NO "NO", NO "ABSTAIN" ON ROLL CALL VOTE.

Mr. Cain moved, seconded by Ms. Gatto, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Leon Costello, as identified in the RFP from Ford Scott Associates, be and is hereby appointed the Municipal Auditor for the year 2012 or until a successor is appointed.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "YES", NO "NO", NO "ABSTAIN" ON ROLL CALL VOTE.

Ms. Gatto moved, seconded by Ms. Dix, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Joel M. Fleishman, Esq., be and is hereby appointed the Municipal Bond Counsel for the year 2012 or until a successor is appointed.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "YES", NO "NO", NO "ABSTAIN" ON ROLL CALL VOTE.

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Mr. Cain moved, seconded by Ms. Dix, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Steven Barse, as identified in the FRP from Gruccio, Pepper & DeSanto, be and is hereby appointed the Municipal Labor Counsel for the year 2012 or until a successor is appointed.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "YES", NO "NO", NO "ABSTAIN" ON ROLL CALL VOTE.

Mayor Silva said appointments for Traffic Engineer, Alternate Conflict Solicitor, Alternate/Conflict Traffic Engineer and Certified Property Appraiser were not being made at this time. He explained the Township will use the same firm that did the re-val for Property Appraiser services as needed.

Mr. Cain moved, seconded by Ms. Gatto, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Steven Filippone, as identified in the RFP from EDA Engineering Design Associates, be and is hereby appointed Alternate/Conflict Engineer for the year 2012 or until a successor is appointed.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "YES", NO "NO", NO "ABSTAIN" ON ROLL CALL VOTE.

Ms. Gatto moved, seconded by Mr. Cain, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Michelle Verno, as identified in the RFP from Law Offices of Michelle Verno, be and is hereby appointed the Municipal Court Prosecutor for the year 2012 or until a successor is appointed.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "YES", NO "NO", NO "ABSTAIN" ON ROLL CALL VOTE.

Ms. Gatto moved, seconded by Ms. Dix, that the following resolution be adopted.

JIF RESOLUTION 1-2012  
RISK MANAGEMENT CONSULTANT  
ATLANTIC COUNTY MUNICIPAL JOINT INSURANCE FUND

WHEREAS, the Township of Hamilton is a member of the **Atlantic County Municipal Joint Insurance Fund**, a self insurance pooling fund: and

WHEREAS, the Bylaws of said Fund require that each municipality appoint a RISK MANAGEMENT CONSULTANT to perform various professional services as detailed in the Bylaws; and

WHEREAS, the Bylaws indicate a fee not to exceed six percent (6%) of the municipal assessment which expenditure represents reasonable compensation for the services required and was included in the cost considered by the governing body; and

WHEREAS, the judgmental nature of the Risk Management Consultant's duties renders comparative bidding impractical,

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Hamilton does hereby appoint Dennis M. Brown and Glenn Insurance, Inc. as its Risk Management Consultant for the year 2012 at \$19,500.00 per year or until a successor is appointed in accordance with 40A:11-5; and

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BE IT FUTHER RESOLVED that the governing body is hereby authorized and directed to execute the Consultant's Agreement annexed hereto and to cause a notice of this decision to be published according to NJSA 40A:11-5(1), (a), (i).

RESOLUTION ADOPTED JANUARY 3, 2012 WITH MEMBERS DIX, GATTO, KESSELMAN AND SILVA VOTING "YES", NO "NO", AND MR. CAIN ABSTAINED ON ROLL CALL VOTE.

Mr. Cain moved, seconded by Ms. Gatto, that the following resolution be adopted.

WHEREAS the Township Committee of the Township of Hamilton solicited RFQs/RFPs for professional services for the year 2012 and appointed those individuals whose proposal was accepted,

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hamilton that the Administrator is hereby authorized to prepare formal Fair & Open Professional Services Contracts for the following for the year 2012 or until a successor is appointed:

- 1) SOLICITOR: Robert S. Sandman for firm of Hankin, Sandman & Palladino.
- 2) ENGINEER: Robert J. Smith III for firm of Remington, Vernick, Walberg Engineering.
- 3) AUDITOR: Leon Costello for firm of Ford Scott Associates.
- 4) BOND COUNSEL: Joel M. Fleishman.
- 5) LABOR COUNSEL: Steven Barse for firm of Gruccio, Pepper & DeSanto.
- 6) ALTERNATE/CONFLICT ENGINEER: Steven Filippone for the firm of EDA Engineering Design Associates.
- 7) MUNICIPAL COURT PROSECUTOR: Michelle Verno for the firm of Law Offices of Michelle Verno.
8. RISK MANAGEMENT CONSULTANT: Dennis Brown for the firm of Glenn Insurance.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "YES", NO "NO", NO "ABSTAIN" ON ROLL CALL VOTE.

Ms. Gatto moved, seconded by Dr. Kesselman, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that AtlantiCare and Atlantic Investigations be and are hereby appointed Township Physicians to be compensated on a "services as rendered" basis for the year 2012 or until a successor is appointed.

RESOLUTION ADOPTED WITH MEMBERS DIX, GATTO, KESSELMAN AND SILVA VOTING "YES", NO "NO", MR. CAIN ABSTAINED.

Zoning Board of Adjustment appointments:

Mr. Cain moved, seconded by Ms. Dix that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Wayne Choyce be appointed a regular member of the Zoning Board of Adjustment for a four (4) year term January 1, 2012 through December 31, 2015; and

BE IT FURTHER RESOLVED that Elaine Valentino be appointed a regular member of the Zoning Board of Adjustment for a four (4) year term January 1, 2012 through December 31, 2015.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "YES", NO "NO", NO "ABSTAIN" ON ROLL CALL VOTE.

No appointment was made to fill the two (2) year Zoning Board of Adjustment Alternate II position for the term January 1, 2012 through December 31, 2013.

HTMUA appointments:

Ms. Gatto moved, seconded by Mr. Cain, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Mary J. Coutts be and is hereby appointed a regular member of the Hamilton Township Municipal Utilities Authority for a five (5) year term February 1, 2012 through 2/1/2017.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "YES", NO "NO", NO "ABSTAIN" ON ROLL CALL VOTE.

No appointment was made to fill the five (5) year HTMUA Alternate I position term February 2, 2012 through February 1, 2017.

No appointment was made to fill the one (1) year unexpired HTMUA Alternate II term expiring February 1, 2013.

Industrial Commission appointments:

Mr. Cain moved, seconded by Ms. Dix, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Carmen Fichetola be and is hereby appointed to the Hamilton Township Industrial Commission for a five (5) year term January 1, 2012 through December 31, 2016.

BE IT FURTHER RESOLVED that Rocco Policarpo be and is hereby appointed to the Hamilton Township Industrial Commission for a five (5) year term January 1, 2012 through December 31, 2016.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "YES", NO "NO", NO "ABSTAIN" ON ROLL CALL VOTE.

Environmental Commission appointments:

Mayor Silva appointed Janet Mazzocca a regular member of the Hamilton Township Environmental Commission for a three (3) year term January 1, 2012 through December 31, 2014.

Mayor Silva explained he was holding appointments to fill the two (2) year unexpired Environmental Commission Regular Member term of Suzanne Marx expiring December 31, 2013, the one (1) year unexpired Environmental Commission Alternate I term expiring December 31, 2012 and the two (2) year Environmental Commission Alternate II term expiring December 31, 2013 at this time because he is waiting for the Chair to get back to him with a few more names.

Mayor Silva appointed Aline Dix the Township Committee Member on the Hamilton Township Environmental Commission for a one (1) year term expiring December 31, 2012.

Planning Board appointments:

CLASS I (The Mayor or Mayor's Designee): Mayor Silva appointed Heather Tomasello his designee as the Class I Member for a one (1) year term, January 1, 2012 through December 31, 2012.

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CLASS II (A Township Official appointed by Township Committee)

Mr. Cain moved, seconded by Ms. Gatto, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that John J. Percy III, an Emergency Management Council and Emergency Services Advisory Board, be and is hereby appointed the Planning Board Class II Member for a one (1) year term, January 1, 2012 through December 31, 2012.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "YES", NO "NO", NO "ABSTAIN", ON ROLL CALL VOTE.

CLASS III (A Township Committee Member appointed by the Committee)

Ms. Dix moved, seconded by Ms. Gatto, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Committeeman Charles Cain be and is hereby appointed the Planning Board Class III Member for a one (1) year term, January 1, 2012 through December 31, 2012.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "YES", NO "NO", NO "ABSTAIN" ON ROLL CALL VOTE.

CLASS IV (Appointed by the Mayor)

Mayor Silva appointed Wayne Choyce and David Wigglesworth Planning Board Class IV members for a four (4) year term each January 1, 2012 through December 31, 2015.

Mayor Silva appointed David Adams the Planning Board Alternate II for a two (2) year term January 1, 2012 through December 31, 2013.

Veterans' Advisory Board:

Mr. Cain moved, seconded by Ms. Gatto, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Russell Bongiovanni Sr., Michael Francis and Michael Callahan be and are hereby appointed Members of the Veterans' Advisory Board for a three (3) year term each January 1, 2012 through December 31, 2014.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "YES", NO "NO" NO "ABSTAIN" ON ROLL CALL VOTE.

Historic Preservation Commission:

Mayor Silva appointed Cheryl Fetty and John Kurtz to Regular Members of the Historic Preservation Commission for a four (4) year term each January 1, 2012 through December 31, 2015.

Mayor Silva moved Grant Wilinski from Alternate I to a Regular Member of the Historical Preservation Commission for a four (4) year term January 1, 2012 through December 31, 2015.

Mayor Silva appointed James Kerrigan to fill the one (1) year unexpired Historical Preservation Commission Regular Member term expiring December 31, 2012.

No appointment was made to fill the unexpired Historical Commission Alternate I term ending December 31, 2012. No appointment was made to the Historical Preservation Commission two (2) year Alternate II term January 1, 2012 through December 31, 2013.

Community Based Programs Advisory Board:

Mayor Silva appointed Paul LaRoche to the Community Based Programs Advisory Board as a Resident Member for a one (1) year term January 1, 2012 through December 31, 2012.

No appointments were made to fill the two vacancies. Ms. Gatto said the Committee needs to know what organizations they represented.

Emergency Management- Coordinator appoints/Mayor confirms:

Mayor Silva confirmed the appointments of Michael Petuskey and Michael Brandenberger as Co-Deputy Emergency Management Coordinators for a one (1) year term each, January 1, 2012 through December 31, 2012.

Mayor Silva confirmed the appointments of Theodore "Ted" Kinsey, John J. Percy III, Debra Fiedler, Henry Dorsey Jr., Chris Tilley, Clint Warren, Ivan Morison, George Sanders, John Sacchinelli and Arthur Shenker as Emergency Management Staff Members for a one (1) year term each, January 1, 2012 through December 31, 2012.

Mayor Silva confirmed the following appointments to the Local Emergency Planning Committee (formerly the Citizens' Advisory Council) for a one (1) year term each, January 1, 2012 through December 31, 2012:

- Robert Mattle Jr., Director (Coordinator)
- Michael Petuskey, Deputy Director (Co-Deputy Coordinator)
- Michael Brandenberger, "\*\*\*\*\*"
- Stacey Tappeiner, Chief of Police
- ESAB Chairperson
- Chief of Hamilton Township Rescue Squad
- Fire Coordinator
- Director of Public Works
- Coordinator of Emergency Management for Hamilton Township Public Schools
- Supt. of Greater Egg Harbor Regional High School
- H.T.M.U.A. Executive Director
- Mayor's Designee Amy Gatto
- Township Administrator Michael Jacobs
- South Jersey Chest Disease Representative

Mayor Silva confirmed the following appointments to the Emergency Services Advisory Board for a one (1) year term each, January 1, 2012 through December 31, 2012 pursuant to Ordinance #1345-99:

- Chiefs of the five (5) fire companies or their designees
- Chief of the Township Dive Team of the Chief's designee
- Chief of Hamilton Township Rescue Squad of the Chief's designee
- Fire Official Frank Primavera
- Fire Coordinator Dave Blair
- Chief of Police Stacey Tappeiner
- Emergency Management Coordinator Robert Mattle, Jr.
- Communications Coordinator Michael Brandenberger
- Township Committee Liaison to Public Safety Amy Gatto
- Three (3) Township Residents: Debra Fiedler, John J. Percy III and Arthur Shenker

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Mayor Silva announced the 2012 Department Liaison and Deputy Department Liaison assignments:

FISCAL VITALITY (Budget, Finance, Audit, Purchasing):

**Liaison:** Roger Silva

**Deputy Liaison:** Charles Cain

QUALITY OF LIFE (Public Works, Street Lighting, Municipal Utilities Authority, Garbage/Trash/Recycling, Recreation, Veterans' Advisory Board, Community Based Programs):

**Liaison:** Aline Dix

**Deputy Liaison:** Roger Silva

SAFETY (Police, Municipal Court, Emergency Management, Fire & Rescue, Animal Control):

**Liaison:** Amy Gatto

**Deputy Liaison:** Dr. Harvey Kesselman

SMART GROWTH (Planning, Zoning, Code Enforcement, Environmental Commission, Historic Preservation Commission, Industrial Commission)

**Liaison:** Charles Cain

**Deputy Liaison:** Aline Dix

PERSONNEL/ADMINISTRATION (Administrator, Personnel, Insurance, Tax Assessment, Tax Collection, Safety Committee, Strategic Planning Process Oversight):

**Liaison:** Dr. Harvey Kesselman

**Deputy Liaison:** Amy Gatto

Mr. Cain moved, seconded by Ms. Dix, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that the following be and are hereby designated holidays for full-time salaried employees for year 2012:

NEW YEAR'S DAY	1/2/12**	GENERAL ELECTION DAY	11/6/12
MARTIN LUTHER KING DAY	1/16/12*	VETERANS' DAY	11/12/12**
PRESIDENTS' DAY	2/20/12*	THANKSGIVING DAY	11/22/12
GOOD FRIDAY	4/6/12	FRIDAY AFTER THANKSGIVING	11/23/12
MEMORIAL DAY	5/28/12*	1/2 DAY FOR CHRISTMAS EVE	12/24/12
INDEPENDENCE DAY	7/4/12	CHRISTMAS DAY	12/25/12
LABOR DAY	9/3/12	NEW YEAR'S DAY (2013)	1/1/13
COLUMBUS DAY	10/8/12*		

\*Denotes National Monday Holiday Law observance of the holiday.

\*\*Denotes Holiday for employees whose regular work week is Monday to Friday.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "AYE", NO "NAY", NO "ABSTAIN".

Ms. Gatto moved, seconded by Dr. Kesselman, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that WELLS FARGO, BANK OF AMERICA, OCEAN CITY HOME BANK, SUN BANK, PNC BANK, and TD BANK be and are hereby the financial institutions designated as depositories for Township Funds for the year 2012.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "AYE", NO "NAY", NO "ABSTAIN".

Ms. Gatto moved, seconded by Mr. Cain that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that the ATLANTIC COUNTY RECORD, ATLANTIC CITY PRESS, RECORD JOURNAL, VINELAND DAILY JOURNAL, HAMMONTON NEWS, CAMDEN COURIER AND MAINLAND JOURNAL be and are hereby designated the official newspapers for Township legal advertising for the year 2012.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "AYE", NO "NAY", NO "ABSTAIN".

Ms. Dix moved, seconded by Ms. Gatto, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that the regular meetings of the Township Committee of the Township of Hamilton for the year 2012 shall be held on the following dates at 6:30 PM, unless otherwise noted. All meetings shall be held in the municipal building, 6101 Thirteenth Street, Mays Landing unless otherwise advertised.

Tuesday, January 3, 2012**	Monday, July 9, 2012
Tuesday, January 17, 2012**	Monday, August 6, 2012
Monday, February 6, 2012	Monday, August 20, 2012
Tuesday, February 21, 2012**	Tuesday, September 4, 2012**
Monday, March 5, 2012	Monday, September 17, 2012
Monday, March 19, 2012	Monday, October 1, 2012
Monday, April 2, 2012	Monday, October 15, 2012
Monday, April 16, 2012	Tuesday, November 13, 2012**
Monday, May 7, 2012	Monday, December 3, 2012
Monday, May 21, 2012	Monday, December 17, 2012
Monday, June 4, 2012	Tuesday, January 3, 2013 (Reorganization)
Monday, June 18, 2012	

\*\*Indicates meetings rescheduled to Tuesday due to Monday holidays

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "AYE", NO "NAY", NO "ABSTAIN".

Ms. Gatto moved, seconded by Mr. Cain, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton, that the following Memberships be and are hereby certified for the year 2012:

- Atlantic County League of Municipalities - five (5).
- Atlantic County Mayors' Association - one (1).
- Atlantic County Association of Township Officials - five (5).
- Atlantic County Mainland Chamber of Commerce.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "AYE", NO "NAY", NO "ABSTAIN".

Comments by Committee Members & Chairperson:

Ms. Dix thanked her friends, family and classmates who came tonight to see her sworn in. She said lets all get working together and for the betterment of Hamilton Township. Ms. Dix said that is why she ran to sit (on the dais) and that the view is different from there.

Dr. Kesselman reiterated his appreciation for Mr. Palmentieri and his leadership over the years.

Dr. Kesselman congratulated Ms. Dix on her victory. He commented on knowing she coveted the position and said he thinks that now she has the position she will have a whole different perspective of what it's like. He said she will do well. Dr. Kesselman thanked Ms. Gatto for doing an extraordinary job as Mayor and being a strong force in some very difficult times. He said the Committee took on some very heavy issues and commented on Mr. Jacobs's extraordinary report of their accomplishments and said he hopes it will become a public document. He said it would not have occurred without the leadership Amy provided and he thanked her for it. Dr. Kesselman thanked Mr. Cain for his work as Deputy Mayor and for graciously agreeing to continue in that role. He said Mr. Cain did a great job, was a good friend to all of them the and to the people of Hamilton Township. Dr. Kesselman said Mr. Cain had ideas, goals, objectives that were all met. He thanked Mr. Silva and said he has a lot of quiet leadership; that he is the glue that holds it all together, reaches out and wants to make sure everybody is in the know. He commented on it being very easy to be on the outside

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when you are the lone individual of a particular party on the Committee and thanked Mr. Silva for always making certain he was aware of what was going on and encouraging him to let him know what he thought about on an issue. Dr. Kesselman thanked Mrs. Anderson, Mr. Sandman, Mr. Smith, and Chief Tappeiner. He thanked all the employees and said they did a phenomenal job again under recently difficult circumstances and said they should be commended for it. Dr. Kesselman thanked Mr. Jacobs and said the Township has a really solid Administrator and no matter who is on Committee, they should make sure Mr. Jacobs stays because he has done a great job. Dr. Kesselman commented on the Committee wanting to reduce the size of government; to restore fiscal prudence, form partnerships to share services and resources, and said they have done that. He commented on the committee wanting to begin to attract quality developers for planned growth and to implement strategic planning to establish priorities and said they are doing that. Dr. Kesselman said when politicians say things across the board and deliver, that is what they are supposed to do and they don't need thanks for it; they need folks to recognize that they have delivered on what they promised. He commented on that not being the easiest thing to do sometimes and said that they did it because they worked in a bipartisan fashion; that is why it worked; and it is very easy to undo what they have been able to do. Dr. Kesselman said if the Committee continues to work together and be mindful of all views on the Board he thinks they will get it done. He thanked the people of the Township for their support and for keeping the Committee Members on their toes.

Ms. Gatto congratulated Mr. Silva and Mr. Cain on their selection as Mayor and Deputy Mayor. She congratulated Ms. Dix, welcomed her to the dais and said to take note of some of what Dr. Kesselman just mentioned. She said the name of the game is absolutely teamwork; that Ms. Dix was absolutely right that the view (on the dais) is much different; and that it is a huge changeover to go from sitting as an individual person sitting in the audience to now representing the 27,000 people the Committee Members represent every single day. Ms. Gatto said it is a daunting task and she looks forward to working with this Committee. She said it was a tremendous pleasure to serve as Mayor last year particularly with Mr. Palmentieri; that he was a tremendous asset to their team; that he will be missed; and that she feels very honored to be sitting in his seat and continuing to carry that torch. Ms. Gatto thanked Joel (Landau) for a beautiful article in the newspaper. She commented on how well he did in presenting a fair, balanced story every time and said the Committee appreciated it because it doesn't come easy from the press. Ms. Gatto thanked the residents, party members, family, friends and the employees. She commented on everyone being so supportive last year that the Committee was able to accomplish so much. Ms. Gatto said she is looking forward to continuing the long list of accomplishments Mr. Jacobs compiled. Mr. Cain said that list is pretty impressive.

Mr. Cain thanked the residents who put faith in him to sit on Committee and said that every day he looks for ways to accomplish the list he set out to accomplish when he ran for office. He thanked his family, his wife and children and said this is what he is doing when he misses hockey practice, baseball, dance and all those things. He said he appreciated their support. Mr. Cain said he appreciated the support of the Committee over the last two years. He commented on having some very challenging times under Mr. Silva's direction the first year and under Ms. Gatto's leadership last year. Mr. Cain said the Committee really stuck together and made the tough decisions but the end result is the Township is in a much better financial situation than it was this time last year. He said the Committee will continue to work not only on the financial picture but on the community events, the community itself, and try to make the Township a better place when whoever is sitting (on Committee) at reorganization in January 2013. Mr. Cain said it's a pleasure looking at the audience and not seeing people angry. He commented the Committee having many packed meetings discussing unpopular things last year but at the end of the day the Committee pulled together, made the right decisions and the Township is better off for it. Mr. Cain congratulated Ms. Dix on getting her wish and being (on the dais) and said it is different. He commented on

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having spent a lot of days on the other side of the microphone just like Ms. Dix did. Mr. Cain commented on Mr. Palmentieri's speech tonight being his shortest ever. He said he wished him all the best. Mr. Cain thanked the Committee for putting faith in him to allow him to sit in the Deputy Mayor position for the third year.

Mayor Silva congratulated Freeholders-elect John Risley and Jim Bertino and wished them a good year. He said they have a lot of tough things in front of them and he hopes they can work them out. He thanked the Committee for selecting him the Chairperson and Mayor for 2012. Mayor Silva said it is an honor and privilege to serve in that capacity. He congratulated Ms. Dix, all the appointed professionals, all the individuals appointed to Boards, welcomed them to their responsibilities and said he knows they will serve the Township well. He commented on the Committee surviving a lot of difficult challenges over the past couple of years and said they tried to stay focused on eliminating the structural deficit. He said it was a term coined here by Harry Rogers four or five years ago and that he thinks it was part of Mr. Rogers' persistence that kept the Committee focused on it. Mayor Silva said many of the Committee's goals and priorities are intertwined with their number one priority that is to cut spending and reduce debt. He commented on many households doing less with less in this economy and said the Committee is trying to do just what it is supposed to do with what they have. The Mayor thanked Dr. Kesselman for his leadership in Strategic Planning and said he brought to the forefront in 18 or 20 months goals that are meaningful, interaction from the public. He said it wasn't the Committee, it was the residents who got involved; that he thinks making the Township affordable along with a user friendly master plan and community involvement were three very significant goals; and that he thinks the Committee will be able to see the fruit of their labors because of decisions they made the last two years and even a year before that. He said he likes to think and believe they can put partisan politics and any other difference they have aside and do the work of the people. Mayor Silva said they did it in the past; that he sees no reason why they can't continue to do it in the future; and that it would make this Committee just as successful as the prior one. Mayor Silva said he looks forward to promoting unity this year and wished everyone a healthy, happy and prosperous new year.

A ten (10) minute recess was taken for pictures and congratulations.

**JANUARY 3, 2012 REGULAR MEETING MINUTES**

The meeting was recalled to order by Mayor Silva at approximately 6:56 PM.

There were no additions or deletions of late items.

No one signed up to make early public comment on agenda items not listed for public hearing.

There were no executive session confirmations to be made.

**Michele Salvemini donation of land offer to donate Block 586/Lot 4:**

Mr. Jacobs explained the offer was reviewed and it came with a condition that a religious type structure be put there. He said he isn't sure municipal government and that should be done together. Mr. Jacobs explained the recommendation was not to do it based on that circumstance. Ms. Gatto said she thinks the Township has enough other parcels that they have to do something with. Mr. Cain asked Mr. Jacobs how many parcels the township currently has. Mr. Jacobs said there are well over 3000. Mr. Sandman said no formal action was required.

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South Jersey Transportation Authority Outdoor Advertising Program:

Mr. Jacobs explained he and then Mayor Gatto met with SJTA representatives and that they do the billboards for the Expressway. He explained SJTA is offering to help the bidding, contracting, and all of it if the township had any properties along the Expressway that they wanted to consider doing billboards on. Mr. Jacobs explained there are number of parcels close enough to do billboards on but unfortunately every one is in a no-growth area where the Zoning Ordinance that doesn't allow billboards; that in speaking with Mr. Sartorio his understanding is that it is the result of Pinelands requiring the Ordinance; and if there is any interest among the Township Committee in doing it, the first step would be to discuss it with the Planning Board Attorney to see if there is a possibility. He said SJTA is making over \$13 million a year. Mayor Silva asked if it was the SJTA or some company that works with them. Ms. Gatto said they met with SJTA and the consultant they use to administer the program. She commented on being very excited by the program and said it seems like a real win-win. Ms. Gatto explained the Township basically only has to supply the land; the only caveat is that the land has to be zoned commercial; the Township has land that abuts the Expressway but when Mr. Jacobs first did the review they found the properties were not zoned commercial. She said she asked Mr. Jacobs to continue the conversation and work with Mr. Sartorio, the Planning and the Zoning Board potentially take a look at this as an option because the company seems very reputable, very willing and able to do the work that needed to be done; the Township would kind-of be the recipients of the cash; and they were going to be mindful of the type of advertising in terms of what is and isn't allowed by Township standards of what it wants on billboards. Ms. Gatto explained they also asked them if they could help in getting the electronic signs throughout the township completed through their program and said they had some great ideas for it. She said they've done it in other towns and have experience there so it looks like it could be a really good partnership for the Township. Ms. Gatto said she would like the Committee to give the Smart Growth entities the task to look at the zoning to see what the Committee can do and whether or not it is worth moving forward in that direction. Mr. Cain said he thought exploring the legalities of it and more importantly the locations of them goes along with the commitment to continue to look for alternate revenue streams. He said he sees no harm in moving it forward at least to open a dialog with Planning and Zoning to see if it is something that the Committee can do and for them to have a say in the locations. Ms. Gatto asked Mr. Jacobs to get the background document to the Planning and Zoning Chairmen and said Mr. Cain could take it to the Planning Board in his Township Committee seat (on the Planning Board). Mayor Silva asked Mr. Jacobs to mark the locations so the rest of the Committee could have an idea of what was being talked about and where they are. Mr. Jacobs said he has a map. Ms. Dix asked if the Liaisons that were just appointed were going to be involved in this. The Mayor said it was suggested it come to the Smart Growth and they will take it to the Planning Board. Ms. Gatto said Planning and Zoning come under Smart Growth. Ms. Dix said she agrees with finding new revenue streams but doesn't want to create another situation like what happened in Cologne because Liepe is going to have trouble farming because of what was done with the cell tower that went out there. She said she knows there is a difference between a cell phone tower and a billboard but it still means vehicular traffic across the land to change the billboard. Ms. Gatto explained that is why she moves things to subcommittees so they can flush out the details and come back with recommendations.

Utilization of CDBG Funds to demolish structures on properties the Township acquires through foreclosure:

Mr. Jacobs explained seven of the properties sent to the Attorney to start foreclosure proceedings on have structures that are in different states of disrepair and all but one were very unsafe and should be demolished. He explained his concern was that the liability becomes the Township's if they foreclose and become owners of the property. Mr. Jacobs explained if the Township doesn't foreclose it

has to continue paying the Board of Ed and County their share of taxes so doing nothing wasn't the best answer. He said the Township has good annual CDBG allocations and explained Mr. Sartorio asked the County if those funds could be used to demolish those properties so they would be safe and the Township could then sell them if they can. Mr. Jacobs explained the County said it is a permitted expense and that he is preparing the Committee with the suggestion that \$50,000-\$60,000, the estimated cost, be used to tear those structures down when the application cycle comes around assuming someone doesn't come in and pay off the lien and regain title. Mr. Jacobs said it is future planning but he doesn't want to take the liability on the Township for those dangerous structures. Mayor Silva commented on discussions about the Wheaton's site and that they didn't go far enough with demolition of what was destroyed by the fire that occurred several years ago and asked Mr. Sartorio if there has been communication with them to date. Mr. Sartorio explained they took the demolition to the extent approved by the certificate of appropriateness issued through the Planning Board and Pinelands Commission and that the amount of structures torn down is what they were allowed to do. Mayor Silva said the Committee will be looking for an update on Wheaton's at a later meeting. The Mayor asked if there are a lot of foreclosure properties that have to have some demolition done to them. Mr. Jacobs said these seven are the only ones he is aware of that are in the process but he doesn't know if the Township owns others that were foreclosed in prior years. Mr. Cain asked if a property that isn't being foreclosed on would qualify such as the old check-in building at Sunshine Park. He commented on it sitting right on side of the road; that the roof is caved in; that is an eyesore and is obviously a safety hazard. Mr. Jacobs explained the owner would have to qualify as to low or moderate income to be eligible for CDBG funds if it is privately owned. He said it is probably more of an enforcement issue and once the Township gets up and running with its Code enforcement they could probably send an officer out and issue the order. Ms. Dix asked if the Township is holding the tax title liens on those seven properties. Mr. Jacobs said they are seven that were sent to the Attorney to foreclose on. Ms. Dix said the Township is holding the liens then. She said the meeting for CDBG applications is usually held the beginning of March and suggested the Committee consider what they think they should apply for between now and before the application goes in because sometimes there are choices. Ms. Gatto said Mr. Sartorio gave the Committee a breakdown on CDBG options and things the Township has done in the past like roof replacements and minor home improvement types of stuff that is allowed and suggested he give the Committee a breakdown like that again. Mr. Sartorio explained one of the things included in the application packet is how the money has been allocated or reallocated over time so it will be provided. He said he thought Mr. Jacobs brought it up at this time as preplanning for the next funding cycle. Ms. Dix commented on things the Township got money for in the past and said somewhere along the way the township seems to have switched at some point and the money is going into its affordable housing. She said she didn't know where the township stood with affordable housing because it was abolished by the Governor. Ms. Dix said she thinks the Committee has time over the next six weeks to have choices of what is best put on the table. She said if demolition is part of it that the money is refunded back to CDBG after the demolition and the property is sold and they can reallocate it for roof replacement or something like that. She said that money can only be used for repairs to bring properties up to code and not for cosmetics. Ms. Gatto said she knows the township gives the money back when it sells things purchased with CDBG funds and said they would do that again if they took on these properties, did the demolition and sold them. Mr. Jacobs said it is called Program Revenue; it goes back into the program; and it can be reallocated in the next application or with an amending application to reuse it.

Items 5.J and 5.K were taken out of the Consent agenda and considered separately at the request of Mr. Cain.

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Ms. Gatto moved, seconded by Dr. Kesselman, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that the Temporary Budget as set forth below be and is hereby adopted.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "AYE", NO "NAY", NO "ABSTAIN".

TOWNSHIP OF HAMILTON  
2012 TEMPORARY BUDGET

<u>Current Fund</u>	
Total Appropriations Prior Year	26,325,271.01
Less Prior Year Appropriations For:	
Debt Service	3,248,241.00
Capital Improvements	<u>364,641.00</u>
	<u>3,612,882.00</u>
	22,712,389.01
	<u>26.25%</u>
Maximum Permitted Appropriations Before adding appropriations for Debt Service, Capital Improvement Fund	<u><u>5,962,002.12</u></u>

<u>Current Fund</u>	2011 APPROPRIATIONS <u>AS AMENDED</u>	2012 TEMPORARY <u>BUDGET</u>
<u>General Government</u>		
Township Committee		
Salaries and Wages	60,325.00	17,335.31
Other Expenses	5,100.00	3,065.00
Township Administrator		
Salaries and Wages	169,100.00	46,388.75
Other Expenses	13,300.00	3,491.25
Human Resources		
Salaries and Wages	44,800.00	12,760.00
Other Expenses	12,835.00	3,369.19
Municipal Clerk's Office		
Salaries and Wages	182,500.00	49,406.25
Other Expenses	37,950.00	9,961.88
Financial Administration		
Salaries and Wages	221,300.00	61,091.25
Other Expenses		
Annual Audit	39,500.00	39,500.00
Miscellaneous Other Expenses	16,775.00	10,403.44
Management of Information Systems		
Salaries and Wages	67,400.00	19,692.50
Other Expenses	66,550.00	17,469.38
Assessment of Taxes		
Salaries and Wages	144,700.00	39,983.75
Other Expenses	50,850.00	19,348.13
Collection of Taxes		
Salaries and Wages	154,700.00	42,608.75
Other Expenses	44,450.00	11,668.13
Legal Services and Costs		
Other Expenses:		
Special Counsel	50,000.00	13,125.00
Miscellaneous	100,000.00	26,250.00
Prosecutor's Office		
Salaries and Wages	80,000.00	21,000.00

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Engineering Services and Costs		
Other Expenses	50,000.00	13,125.00
Municipal Land Use Law (N.J.S.40:55D-1):		
Planning Board		
Salaries and Wages	193,900.00	52,898.75
Other Expenses	71,600.00	12,795.00
Board of Adjustments		
Salaries and Wages	92,200.00	24,202.50
Other Expenses	16,400.00	4,305.00
Environmental Commission		
Salaries and Wages	500.00	-
Other Expenses	700.00	383.75
Industrial Commission		
Other Expenses	25,430.00	6,675.38
Insurance:		
Other Expenses		
Liability Insurance	307,550.00	188,231.88
Employee Group Insurance	2,201,000.00	577,762.50
Workers' Compensation Insurance	642,400.00	376,130.00
Department of Public Safety:		
Fire Department		
Other Expenses:		
Rental of Buildings	65,500.00	17,193.75
Aid to Volunteer Fire Companies	261,400.00	68,617.50
Police and Traffic Control		
Salaries and Wages	5,336,900.00	1,600,936.25
Other Expenses	518,100.00	136,001.25
Ambulance Aid and Maintenance		
Other Expenses	42,900.00	11,261.25
Uniform Fire Safety Act (P.L. 1983, Ch 383)		
Salaries and Wages	47,300.00	12,416.25
Other Expenses	18,850.00	4,948.13
Office of Emergency Management Services		
Salaries and Wages	4,500.00	1,181.25
Other Expenses	3,900.00	1,023.75
Streets and Roads Departments:		
Road Repairs and Maintenance		
Salaries and Wages	1,073,600.00	256,820.00
Other Expenses	651,600.00	206,045.00
Snow Reserve Contribution	125,000.00	77,812.50
Solid Waste Collection		
Other Expenses	1,655,000.00	434,437.50
Street Lighting		
Other Expenses	230,000.00	70,375.00
Health and Welfare Department:		
Registrar of Vital Statistics		
Salaries and Wages	4,650.00	1,470.63
Other Expenses	1,120.00	494.00
Animal Control		
Other Expenses	28,800.00	8,560.00
Public Defender		
Salaries and Wages	20,000.00	5,250.00
Community Education/Recreation		
Salaries and Wages	87,300.00	-
Other Expenses	6,475.00	1,699.69
Social Services		
Salaries and Wages	23,100.00	-
Other Expenses	500.00	
Historical Advisory Board		
Salaries and Wages	500.00	-
Other Expenses	4,100.00	1,076.25
Veterans Advisory Board		
Salaries and Wages	500.00	-
Other Expenses	1,575.00	413.44
Construction Code Official		
Salaries and Wages	290,300.00	70,703.75
Other Expenses	15,150.00	3,976.88

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Housing Code Enforcement		
Salaries and Wages		7,500.00
Other Expenses		131.25
Unclassified:		
Utilities	741,500.00	194,643.75
Postage	50,000.00	18,125.00
Compensated Absence Reserve	40,000.00	10,500.00
Contingency	35,000.00	4,187.50
Statutory Expenditures:		
Contribution to:		
Public Employee's Retirement System	528,809.00	190,462.36
Social Security System (O.A.S.I.)	693,700.00	197,096.25
Police and Firemen's Retirement System of New Jersey	1,464,237.00	466,796.19
Unemployment Compensation Insurance	554,700.00	-
Disability Insurance	14,000.00	7,525.00
DCRP	2,100.00	751.25
Municipal Court		
Salaries and Wages	453,300.00	123,991.25
Other Expenses	31,050.00	8,150.63
LOSAP		
Other Expenses	80,000.00	15,000.00
	<u>20,370,831.00</u>	<u>5,962,002.12</u>
<u>Add:</u>		
Capital Improvement Fund	75,000.00	100,000.00
Payment of Bond Principal	2,680,000.00	2,850,000.00
Green Trust Loan - Principal and Interest	52,141.00	52,141.00
Interest on Bonds	516,100.00	433,250.00
	<u>3,323,241.00</u>	<u>3,435,391.00</u>
Total 2012 Temporary Budget	<u>23,694,072.00</u>	<u>9,397,393.12</u>

Ms. Gatto moved, seconded by Dr. Kesselman, that the following resolution be adopted.

RESOLUTION AUTHORIZING TAX ASSESSOR TO ACT AS AGENT FOR THE TAXING DISTRICT OF THE TOWNSHIP OF HAMILTON AND TO FILE A PETITION OR PETITIONS OF APPEALS TO INCREASE TAX ASSESSMENTS

WHEREAS, from time to time, the Tax Assessor discovers calculation, transposition, measurement, or typographical errors in the tax assessments of the tax list after the time the County Board of Taxation has certified the tax rates for the tax year; and

WHEREAS, the governing body of the Taxing District of the Township of Hamilton is desirous that every taxpayer pay his or her fair share of taxes; and

WHEREAS, if the above discovered errors are not corrected, the taxpayers affected would be paying less than their fair share of taxes; and

WHEREAS, the method for correcting such errors is to file a petition of Appeal for the current tax year with the Atlantic County Board of Taxation,

NOW, THEREFORE, BE IT RESOLVED by the governing body of the taxing District of the Township of Hamilton that the Tax Assessor is hereby authorized to act as the Agent for the Taxing District and to file a Petition of Appeal or Appeals for the tax year 2012 with the Atlantic County Board of Taxation to correct such errors and to increase the assessments to the correct value; and

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BE IT FURTHER RESOLVED that a copy of any Petition of Appeal filed with the Atlantic County Board of Taxation under this Resolution shall be filed with the Township Clerk; and

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be forwarded to the Atlantic County Board of Taxation with any such Petition of Appeal.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "AYE", NO "NAY", NO "ABSTAIN".

Ms. Gatto moved, seconded by Dr. Kesselman, that the following resolution be adopted.

RESOLUTION AUTHORIZING TAX ASSESSOR TO ACT AS AGENT FOR THE TAXING DISTRICT OF THE TOWNSHIP OF HAMILTON AND TO FILE A PETITION OR PETITIONS OF APPEALS TO DECREASE TAX ASSESSMENTS

WHEREAS, from time to time, the Tax Assessor discovers calculation, transposition, measurement, or typographical errors in the tax assessments of the tax list after the time the County Board of Taxation has certified the tax rates for the tax year; and

WHEREAS, the governing body of the Taxing District of the Township of Hamilton is desirous that every taxpayer pay his/her fair share of taxes; and

WHEREAS, if the above discovered errors are not corrected, the taxpayers affected would be paying more than their fair share of taxes; and

WHEREAS, the method for correcting such errors is to file a Petition of Appeal for the current tax year with the Atlantic County Board of Taxation,

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Taxing District of the Township of Hamilton that the Tax Assessor is hereby authorized to act as the Agent for the Taxing District and to file a Petition of Appeal or Appeals for the tax year 2012 with the Atlantic County Board of Taxation to correct such errors and to decrease the assessments to the correct value; and

BE IT FURTHER RESOLVED that a copy of any Petition of Appeal filed with the Atlantic County Board of Taxation under this Resolution shall be filed with the Township Clerk; and

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be forwarded to the Atlantic County Board of Taxation with any such Petition of Appeal.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "AYE", NO "NAY", NO "ABSTAIN". Gravelly Run Square's

Ms. Gatto moved, seconded by Dr. Kesselman that the following resolution be adopted.

**RESOLUTION**

**RESOLUTION OF THE TOWNSHIP OF HAMILTON, COUNTY OF ATLANTIC, STATE OF NEW JERSEY, FIXING THE RATE OF INTEREST TO BE CHARGED ON DELINQUENT TAXES AND SETTING THE GRACE PERIOD**

WHEREAS, N.J.S.A. 54:4-67 governs the interest rates to be charged on delinquent taxes and allows the governing body to set a grace period not to exceed ten (10) calendar days, and

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**WHEREAS**, interest on delinquent taxes may be fixed at a rate of 8% of the first \$1,500.00 of delinquency , and at a rate of 18% on that the portion of the delinquent tax balance which is in excess of \$1,500.00; and

**WHEREAS**, P.L. 1991 c.75,s.39 provides that a penalty of 6% may be charged to a taxpayer with a delinquency in excess of \$10,000.00 who fails to pay the delinquency prior to the end of the fiscal year.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Township Committee of the Township of Hamilton, County of Atlantic, State of New Jersey, as follows:

1. That the Tax Collector is hereby authorized and directed to charge 8% per annum on the first \$1,500.00 of taxes becoming delinquent after due date and 18% per annum on any amount of taxes in excess of \$1,500.00 becoming delinquent after due date.

2. That the Tax Collector is hereby authorized and directed to charge a 6% penalty to those properties who fail to pay delinquencies in excess of \$10,000.00 prior to the end of the fiscal year.

3. That the Tax Collector is instructed that no interest shall be charged if a payment of a tax installment is received by the Tax Collector within the tenth (10) calendar day following the date upon which that tax installment became payable.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "AYE", NO "NAY", NO "ABSTAIN"

Ms. Gatto moved, seconded by Dr. Kesselman, that the following resolution be adopted.

**RESOLUTION**

**RESOLUTION OF THE TOWNSHIP OF HAMILTON, COUNTY OF ATLANTIC, STATE OF NEW JERSEY, AUTHORIZING A TAX SALE PURSUANT TO N.J.S.A. 54:5-19**

**WHEREAS**, N.J.S.A. 54:5-19 provides that a municipality may, by resolution, provide for a tax sale no earlier than the last month of the municipality's fiscal year when unpaid taxes or other municipal liens or charges are in arrears in the fiscal year designated in such resolution; and

**WHEREAS**, the governing body has determined to authorize a tax sale to be held no earlier than December of 2011 and no later than December 31, 2012 for the year 2011.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Township Committee of the Township of Hamilton, County of Atlantic, State of New Jersey, as follows:

1. That the Tax Collector is hereby directed and authorized to conduct a tax sale no earlier than December of 2011 and no later than December 31, 2012 for unpaid taxes or other municipal liens or charges, or parts thereof, that are in arrears for the 2011 fiscal year.

2. That a certified copy of this resolution shall be forwarded to the Tax Collector and Chief Financial Officer for the Township of Hamilton.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "AYE", NO "NAY", NO "ABSTAIN".

Ms. Gatto moved, seconded by Dr. Kesselman, that the following resolution be adopted.

**RESOLUTION**

**RESOLUTION OF THE TOWNSHIP OF HAMILTON, COUNTY OF ATLANTIC, STATE OF NEW JERSEY, AUTHORIZING CANCELLATION OF CERTAIN TAXES WITH DELINQUENT AND CREDIT BALANCES UNDER FIVE DOLLARS**

**WHEREAS,** the Township of Hamilton will collect municipal property taxes for the 2011 and 2012 tax years; and

**WHEREAS,** there will be delinquent and credit balances for several properties on certain tax bills, amounts under \$5.00 for the 2011 and 2012 tax years; and

**WHEREAS,** it is the desire of the Township of Hamilton to authorize the Tax Collector to cancel said tax delinquent and credit balances under the amount of \$5.00 that exist throughout the year on 2011 and 2012 taxes;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Township Committee of the Township of Hamilton, County of Atlantic, State of New Jersey, that the Tax Collector be authorized to cancel said tax delinquent and credit balances under the amount of \$5.00 for the 2011 and 2012 tax years.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "AYE", NO "NAY", NO "ABSTAIN"

Ms. Gatto moved, seconded by Dr. Kesselman, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Michael S. Jacobs, township Administrator, be and is hereby appointed the J.I.F. Fund Commissioner for the year 2012.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "AYE", NO "NAY", NO "ABSTAIN".

Ms. Gatto moved, seconded by Dr. Kesselman, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Ingrid Perez, Deputy Public Works Director, be and is hereby appointed the J.I.F. Alternate Fund Commissioner for the year 2012.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "AYE", NO "NAY", NO "ABSTAIN".

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Ms. Gatto moved, seconded by Dr. Kesselman, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Mary Kelly be and is hereby appointed the J.I.F. Claims Coordinator for the year 2012.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "AYE", NO "NAY", NO "ABSTAIN".

Ms. Gatto moved, seconded by Dr. Kesselman, that the following resolution be adopted.

**"RESOLUTION"**

**CONTACT PERSON FOR THE EMPLOYMENT PRACTICES LIABILITY  
ATTORNEY CONSULTATION SERVICE  
ATLANTIC COUNTY MUNICIPAL JOINT INSURANCE FUND**

WHEREAS, the Governing Body of the Township of Hamilton hereinafter referred to as "MUNICIPALITY" , is a member of the Atlantic County Municipal Joint Insurance Fund, hereinafter referred to as "FUND"; and

WHEREAS, the FUND has adopted a policy authorizing the Employment Practices Liability Attorney Consultation Service; and

WHEREAS, the FUND has budgeted an annual allowance per member for EPL consulting services and;

WHEREAS, the FUND requires the MUNICIPALITY to designate specific managerial or supervisory individuals who will have telephone access to the EPL Hotline;

NOW THEREFORE, be it resolved that the governing body of the Township of Hamilton does hereby appoint Michael S. Jacobs, the fund Commissioner, as the EPL Hotline Contact Person.

BE IT FURTHER RESOLVED that the governing body does hereby appoint Michael Jacobs, Fund Commissioner and Mary Kelly, Human Resources Director, as additional Contact Persons.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "AYE", NO "NAY", NO "ABSTAIN"

ATTEST: \_\_\_\_\_  
Joan I. Anderson  
By: \_\_\_\_\_  
Roger Silva

MUNICIPALITY: Township of Hamilton  
TITLE: Mayor

Ms. Gatto moved, seconded by Dr. Kesselman, that the following resolution be adopted.

**RESOLUTION**

**RESOLUTION CONFIRMING THE OFFICIAL  
CASH MANAGEMENT PLAN FOR THE  
TOWNSHIP OF HAMILTON**

WHEREAS, N. J. S. A. 40A: 5-14 provides that:

"Each local unit shall adopt a cash management plan and shall deposit, or invest, or both deposit and invest, its funds pursuant to the plan."

WHEREAS, the Chief Financial Officer has worked with the Municipal Auditor, other municipal officials and employees and advisors in preparing the Cash Management Plan of the Township of Hamilton; now, therefore,

BE IT RESOLVED by the Township Committee of the Township of Hamilton that the Cash Management Plan as incorporated herein by reference hereto be and the same is adopted by the Township Committee of the Township of Hamilton; and

BE IT FURTHER RESOLVED by the Township Committee of the Township of Hamilton as follows:

1. That the Chief Financial Officer shall deposit and invest all moneys of this municipality as designated by the Cash Management Plan in accordance with the provisions of the Plan and in accordance with N.J.S.A. 40A:5-14.
2. That the Township Clerk shall file a certified copy of this resolution with the Chief Financial Officer and Municipal Auditor.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "AYE", NO "NAY", NO "ABSTAIN".

Ms. Gatto moved, seconded by Dr. Kesselman, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that the Agreement between the Township and the Hamilton Township PAL for use of the Frank Grieco Senior Citizen Center be and is hereby amended (1) to add a requirement for other user groups to provide proof of insurance before using the Center; (2) to add a requirement for outside contractors hired by PAL to provide proof of insurance including Workers' Compensation before working in the Center; and (3) to remove the requirement for PAL to maintain Workers' Compensation coverage because they have no employees.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "AYE", NO "NAY", NO "ABSTAIN".

Authorization for contiguous owner land sale - Block 938/Lot 6:

Mr. Cain said he had questions on the exact location and the ownership of the surrounding lots; that he had a discussion with the Administrator prior to the meeting; and he would like more information on the exact location before the Committee makes a decision on it. Mrs. Anderson explained the members had a paper with a map on the back of it that shows where it is and who owns what. Ms. Gatto asked if it was a time-sensitive issue. Mr. Jacobs said it wasn't to his intention. He said a couple of good questions came up in the conversation and it makes sense to table it. Mayor Silva said it would be tabled until the next meeting. Mr. Cain said there appears to be more than one adjoining owner and he wants to be sure the offer is made to both. Mrs. Anderson explained that once the Ordinance is introduced all adjoining property owners get a packet that gives them the Ordinance, an explanation of how to submit a bid, a bid form, and a deadline for submitting the bid; that once the bids come in they are opened in public and reported to the Committee at the following meeting and the Committee decides whether or not accept it. She said in this case only the man who requested it and one other person will be notified. Mr. Cain said he saw that. Ms. Gatto said she thought it was worthy of holding until the next meeting so the Committee can get more information. The Mayor said he agreed.

People in Crisis request of a non-profit charitable organization solicitation permit:

Mr. Cain said he had an issue with it from the standpoint that looking at the application he saw multiple addresses, hand written notes regarding notarized documents and he would like to see a complete packet so all the information is in on it and that it is proper before the Committee allows someone to go knocking on residents' doors and soliciting. Ms. Gatto said she agreed and that if she remember correctly they had a problem with the organization in the past. She said she believes they have to do diligence here before letting anyone go knocking on doors. Ms. Gatto recommended it be tabled. The Mayor said it would be tabled.

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Ms. Gatto referred to the JIF appointments made under the Consent Agenda and thanked Mike Jacobs, Ingrid Perez, Mary Kelly and Lisa Marcolongo for the work they have done as the JIF Commissioners in the past and the work of the Safety Committee. The Mayor thanked them also.

Mr. Cain moved, seconded by Ms. Gatto, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that the proposal from Professional Property Appraisers to provide 2012 Added and Omitted Assessment Inspections Services on an as needed basis at rates set forth below be accepted and that the Mayor, Township Clerk and Tax Assessor are hereby authorized to execute the Agreement with them on behalf of the Township.

- Class 2 new residential construction: \$30.00 per parcel.
- New commercial construction: \$100.00 per parcel.
- New condominiums: \$18.00 per parcel.
- Additions to existing parcels: \$15.00 per parcel.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "YES", NO "NO", NO "ABSTAIN" ON ROLL CALL VOTE.

Prior to the roll call vote on the resolution above, Ms. Dix asked if they had to have any kind of liability, workers comp or automotive insurance with the Township as an additional insured. Mr. Jacobs explained if they drive vehicles for the Township they will have to have auto insurance. He said all of the Township's vendors, whether professionals or contractors, must submit the required insurance and there is a procedure in place. Mr. Jacobs explained the JIF brought to the Township's attention a tragedy that occurred in another town and now they all go to the Risk Manager for review and approval before contracts are approved.

Ms. Gatto moved, seconded by Mr. Cain, that the following resolution be and is hereby adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Cynthia Lindsay, Deputy CFO, be and is hereby appointed the Qualified Purchasing (QPA) for the year 2012.

BE IT FURTHER RESOLVED that Cynthia Lindsay, Deputy CFO, be and is hereby appointed the Public Agency Compliance Officer (PACO) for the year 2012.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "AYE", NO "NAY", NO "ABSTAIN".

Mr. Cain moved, seconded by Dr. Kesselman, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Joan I. Anderson, Township Clerk, be and is hereby appointed Municipal Improvement Searcher for the year 2012.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "AYE", NO "NAY", NO "ABSTAIN".

Dr. Kesselman moved, seconded by Ms. Dix, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Renee DeSalvo, Tax Collector, be and is hereby appointed Municipal Tax Searcher for the year 2012.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "AYE", NO "NAY", NO "ABSTAIN".

Ms. Gatto moved, seconded by Mr. Cain, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Robert McRae and Mark Perna be and are hereby appointed part-time Class II Special Law Enforcement Officers as defined in the Township Code for part-time hourly employees for the year 2012 at the hourly rate set by Ordinance.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "AYE", NO "NAY", NO "ABSTAIN".

Ms. Gatto moved, seconded by Ms. Dix, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Lawrence Birch III, Kevin Chapman, and Gary Skylar be and are hereby appointed part-time Substitute Communications Officers (Dispatchers) as defined in the Township Code for part-time hourly employees for the year 2012 at the hourly rate set by Ordinance.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "AYE", NO "NAY", NO "ABSTAIN".

Ms. Gatto moved, seconded by Ms. Dix, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Janna Salani, Maria Carey and Liz Beth DeLorenzo be and are hereby appointed part-time Police Records Clerks as defined in the Township Code for part-time employees for the year 2012 at the hourly rate set by Ordinance.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "AYE", NO "NAY", NO "ABSTAIN".

Ms. Gatto moved, seconded by Mr. Cain, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Gravelly Run Square's Hamilton that William Wilkinson be and is hereby appointed a part-time Housing Inspector at \$20.00 per hour effective January 4, 2012 and not to exceed twenty-four (24) hours per week.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "AYE", NO "NAY", NO "ABSTAIN".

Ms. Dix moved, seconded by Ms. Gatto, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that William (Bill) Christman be and is hereby nominated the Great Egg Harbor National Scenic & Recreational River Council Member for the year 2012; and

BE IT FURTHER RESOLVED that Michael C. Dupras be and is hereby nominated the Great Egg Harbor National Scenic Alternate Member for the year 2012.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "AYE", NO "NAY", NO "ABSTAIN".

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Mr. Cain moved, seconded by Ms. Dix, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Francis J. Lentz be and is hereby appointed Municipal Court Public Defender for the year 2012 or until a successor is appointed.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "AYE", NO "NAY", NO "ABSTAIN".

APPROVAL OF PAYROLLS AND BILLS:

Ms. Dix said she didn't have the bill list. Mayor Silva said it is on his desk and she was welcome to it. Dr. Kesselman said they are e-mailed. Mr. Cain said there was one on the desk in the Committee Room. Ms. Dix said she would like a hard copy in the future. Ms. Gatto said Maureen usually e-mails it to the Committee Members.

Ms. Gatto moved, seconded by Dr. Kesselman, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that all properly executed and approved payrolls and bills are hereby ordered to be paid, the bill list total being \$3,659,802.93 as of December 29, 2011.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING "AYE" , NO "NAY" , NO "ABSTAIN".

Solicitor's reports: Mr. Sandman reported settlement with B & D Development, a company established by Harrison Beverage, took place December 20, 2011 on their acquisition of lots in the Industrial Park for \$507,562.51. He explained the money is available in the General Fund at the close of the year and is anticipated revenue for budgetary purposes for the year 2012. Mr. Sandman explained B & D Development has agreed to \$950,000.00 in road improvements, drainage improvements, and other utility improvements in the Business Park in addition to the hard cash paid for purchase of the property. Mayor Silva commented on speaking to Chairman RaVell and said he complimented Mr. RaVell and the rest of the Industrial Commission on probably one of the most significant sales in the Industrial Park to date with all the benefits, especially in this economy. The Mayor said it says something about the Industrial Park, this economy and this township that someone wants to invest in it. Mr. Sandman said it becomes a tax ratable as of December 20<sup>th</sup>. Dr. Kesselman said that is the purpose of the Industrial Park.

Engineer's reports: Mr. Smith thanked the Committee for their confidence in reappointing his firm for another year and said hopefully they will not disappoint the Committee. He said that they will continue to help the Committee move forward with their initiatives, the drainage basins, the road improvements, and getting pavement on the ground. He commented on Ms. Dix always calling him in the past when she had a question or concern and encouraged her to continue to do that.

Mr. Smith reported he and Mr. Jacobs met with the Comptroller for the developer of Tavistock last week and explained he thought it was best to sit down with them to see what their plan was going forward. Ms. Gatto asked if it was the meeting that the residents wanted to sit in on. Mr. Smith said it wasn't. He explained it was not to have a full scale discussion of the issues, it was to sit down and explain to him what direction the Township Committee had directed them to move with Mr. Sandman and notification to the bonding companies. Mr. Smith said the talked about some of the easier to resolve issues and they will be pouring sidewalks for a dwelling they are getting ready to finish and take care of those issues that were imminent tripping hazards. He said the discussed some of the reports, investigations and remedial work

they had done on some of the basins. Mr. Smith explained he and Mr. Jacobs basically expressed that they needed them to move forward with some of the remedial measures and get some progress with the drainage basins and swales the residents had concerns about. He commented on the laminated plan the residents presented that showed concerns they had about swales around the dwellings and said he will make a duplicate of it for Sciacca so he is aware of where the complaints are and can send their service department out to meet with some of the residents to see what's going to solve those problems. Mr. Smith said Mr. Sciacca also indicated he would start moving forward, start trying to determine some solutions for the basins and get that work underway also. Ms. Gatto asked if it was safe to assume this is all the result of what the Committee did at their last meeting. Mr. Smith said "absolutely". He explained he reached out to them after that meeting. Mr. Jacobs said he thinks it is important to follow up on is whether or not the Township has to issue building permits because additional structures are going to create additional run-off. He said he knows the Committee is waiting for a legal opinion and that there is a lot of testimony to go through but he thinks holding up permits would be the right thing to do if it the legally can. Ms. Dix said holding up CO's was a solution in the past which she was against. Mr. Jacobs commented on not wanting to hold up CO's because that hurts the homeowner. He commented on getting to the building permit and give them notice that you are going to do it but he doesn't know if it can legally be done. Ms. Gatto said especially if they are going to be pouring new foundations. Mr. Smith explained they were going to have to pour service walks and driveways for new dwellings and they asked them to do the concrete repairs at that time. He said he suggested the developer rebuild his bridge with the residents and start going to the homeowner's association meetings. Mr. Smith said he even offered to go to one with him to answer questions. He said he told him to stay in touch; to keep communication open with Mr. Jacobs and him; and that he thinks he got the message and hopefully they will see some progress on some of the issues. Mr. Sandman explained the Committee technically authorized him to notify the bonding company. He said he just received the bonds today and received Mr. Smith's file last week and that is being reviewed by his office. Mr. Sandman said he anticipates notice is going to go to the bonding companies before the next meeting. Mr. Sandman explained he hasn't reviewed the bonds yet because they were just given to him; that there is a series of bonds; this is a phased development so he has to analyze that; and he is not stopping until the Committee tells him to. Mr. Sandman explained he was going to send the Committee a 47 page appellate division opinion that was delivered two weeks ago in a case that dealt with the Egg Harbor Township Board of Education bringing suit against the developer and construction company that build drainage basins and said it will give the members a sense of what is involved if they don't work it out. He invited them to comment back after they read it. Mr. Sandman said Mr. Smith and Mr. Jacobs should not to mislead anybody because he intends to follow his marching orders. He said it is a good thing if cooperation by the developer with the folks there but if they are talking to them and all of the sudden he comes at the bonding company the developer should know about that. Dr. Kesselman asked what Mr. Sandman was suggesting. Mr. Sandman commented on the minutes of the last meeting being very long and complicated and explained he was suggesting that they be sent to the developer when Mrs. Anderson has them done and the Committee approves them. He said that is a record of the proceedings and he will be glad to wait until the day after that to send noticed to the bonding companies of the Committee wants him to do that. Mayor Silva said they wouldn't be talking to the Engineer if the Committee hadn't taken the steps that they did. He said the developer hasn't attended any of the association meetings; he doesn't return phone calls; nor has any of his representatives stepped up to the plate; so the fact he stepped up now makes him believe that what is about to be done is correct. He said he didn't think they should let off the pressure. Mr. Smith explained the discussion he and Mr. Jacobs has was more that the Committee has directed the Solicitor to take action on the bonds and that they recommended the developer do something at this point and he doesn't think they misled him in that regard.

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Mayor Silva asked if anything more was heard from Foxmoor. Mr. Smith said he reached out to Mr. Sentman twice, left him some voice mails, but hasn't heard from him since their meeting a couple of Thursdays ago and that he was a little surprised at that. Ms. Gatto said that was exactly why the Committee can relent on Tavistock. Mr. Smith said the path the Committee directed with Tavistock is the one they will take but they have already taken that path with Foxmoor and the bonding company is taking their steps to try to get the work done. He said he was a little disappointed that he didn't get some report back from the bonding engineer and that he will reach out to him again. Mr. Smith said the he may is probably extremely busy given the state of the economy and some of the developments that have defaulted. He said hopefully he will have something more concrete by the next meeting.

Committee Members reports:

Ms. Dix said she wasn't sure she had seen Mr. Jacobs written report and asked if it was e-mailed to her house. Mr. Jacobs' response indicated it was.

Ms. Dix said last spring things were very difficult around the streets of Hamilton Township and that's what caused her to run for Township Committee. She said she felt she was going to bring a new level of knowledge to this board. She read the following statement: *As a 29 year member of the HTMUA, I have strived for the best performance of all staff & professionals, best practices to minimize costs to our owners, the HTMUA ratepayers. I believe I have been successful in that effort. When I chose to run for Township Committee, I felt I brought a new source of knowledge to the Township Committee. I never intended to resign the HTMUA I intended to have a transition period with new MUA Commissioners. However, it appears that under Governor Christie, serving 2 offices is not what we are to do any longer. Therefore, I will be preparing a resignation letter in the next day or two with an effective date of February 4, 2012. To all those who have urged me to continue, I cannot thank you enough for your support and your friendship. I look forward to working just as hard for you on this Committee as I did for you over the 29 years I have served.* She said what you people never really understood is that when she was appointed to the MUA February 1 of 1978 it was a hidden rate increase that jumped people like if Nelson was in his house in 1978 on Farragut Avenue or in Harding Lakes and looking around the room Wayne might have been in his house, there's not too many that have been around real, real long. She said March 1, 1978 there was a 50% rate increase in the water bills and one-third increase in the sewer bill; if you also remember if you're old enough the inflation under Jimmy Carter was running at 12 and 14% in '78, '79 '80 because she had figures she needed for divorce court and it was astronomical so these kinds of increases were catastrophic. Ms. Dix said when she got her hands on the books and records when they were literally brought to town hall in a moving van on December 27, 1979 and this is not written, this is her mind, and everything was dumped in her lap; she had a brand new employee; nobody knew anything about anything; we had to set up the files; set up the office; train the staff; and we brought in a new auditor; 6 months later we were working on an audit and went from zero accounts receivable in 1979 to the MUA audit of 1980 showing 2590 at a time when the budget was less than three quarters of a million one-third was delinquent accounts; one specific account known as Powder Mill Springs was a quarter million dollars in delinquency besides all the people who didn't get bills because the computer was never activated so you've never really understood what I tried to do for the people of the town; hopefully you have a glimmer now. Ms. Dix said the records are available; that she turned back all her audits when she went off in the past; they are all there with all her handwriting in all the audits she digested and now that she isn't going to be doing it at the MUA after February 4<sup>th</sup> she will be doing it to the Township's audit and will be asking her questions at this location.

Mr. Cain reported it was brought to the Planning Board's attention while at a meeting on a new housing development on Somers Point Road by CHARLOR, that there may be a squatter shack on the property. He said he asked for the police department or someone to go out and check on it; that someone may be living in something without electricity; he would like a follow-up on it and to find out exactly what happened if that is the case.

Mr. Cain questioned where the township was with Hamilton Commons. Mr. Smith said he sent an e-mail to the developer a couple of meetings ago asking where they were with remedial measures for the basins and that the developer sent an e-mail back indicating they were going to pump the basins dry and do some additional test pits in the basins. He said that was a few weeks ago and he hasn't heard back but he will follow up with them. Mr. Smith said he knows they hired a consultant and that they were going to get in there and do some additional investigation. Mr. Cain said his patience with them is absolutely at an end. He said it is the time of year again when they will see the pump deployed again because the basin is up to its limit and obviously there are concerns about icing on the Black Horse Pike. Mr. Cain said he did with others and strongly suggest they fix the problem once and for all. Mayor Silva asked if the Committee could get an idea of what is left on their bonds. Mr. Smith explained Hamilton Commons is a \$216,000.00 restoration bond and Wrangleboro Consumer Square is only holding a \$75,000.00 maintenance bond. He explained Hamilton Commons Phase 3 was the only fully bonded which is Red Robin and the retail building with the Five Below store in it and said that was recently reduced. Mayor Silva asked if any of that drained into the back. Mr. Smith said it doesn't; it only drains into the swales in the front; there is an underground system under the parking lot in front of Five Below; and it was the only one that had a conventional performance guarantee that the Committee released about a year or so ago. Mr. Cain said it's obvious no maintenance has been performed on that basin and said testimony was heard on Gravelly Run Square's application before the Planning Board. He asked what other recourse the Township has to compel them to repair or do what's necessary to stop that flooding. Mr. Sandman said he isn't in a position to answer that right now but if the Committee authorizes him to, he will be in a position to. He explained it requires historical knowledge; it requires going back through the D & R's, working through the resolutions, etc.; and it is a fair amount of work. Mr. Sandman said he will go after it and look at it if the Committee wants him to. Mayor Silva said the bond would no where touch just getting equipment into the basin to try to correct it so the Committee has to find some other means, avenue or options whether it is default on the developer's part, or lack of living up to the D & R requirements. He said he thinks the Committee has to do something and that he agrees with Mr. Cain that the Solicitor should at least be allowed to look into it. Mr. Sandman explained he was choosing his words carefully because some of them may appropriately be said to the Committee in executive session. Mr. Cain suggested getting a copy of the Planning Board minutes on the application and listening to the testimony regarding the design and maintenance of that basin prior to and the date the Township was told it failed after it changed hands and was no longer maintained. Mr. Sandman asked if it was recent. Mr. Cain said it was less than a year and that Nancy Rainbow would know the date. Mr. Smith said it changed hands 5 years ago. Mr. Cain said the testimony given on that application may be beneficial because they spent great length discussing Gravelly Run Square who was the previous owner and their drainage basin across the street, what they are proposing and how the Board could expect if they designed drainage basins on one side of the street that they said were going to work fantastic and ten years later it is failing and now they are trying to convince the Board that they are going to build one across the street that will work. He said the testimony the Planning Board heard was acceptable and believable to him and was backed up with facts. Mr. Sandman said he would be glad to look at them.

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Mr. Cain questioned the status at Timber Glen. Mr. Smith explained the infiltration basin they constructed was still holding water when he went there on Friday, the 23<sup>rd</sup> and that they were losing some of the banks and a piece of the pedestrian path. He commented on sending their engineer an e-mail asking when they were going to come in, finish it and stabilize it and said that he said their staff is aware of the issues; they will get out there as soon as they can to backfill and stabilize it. Mr. Smith said he and Mr. Filippone are suppose to meet with their engineer this week to go over what's been done and what they're going to do going forward to prevent water from sitting in the infiltration area. He said hopefully by next meeting he will have a clear indication of when they are going to finish it.

Mayor Silva reported the Committee has received a flurry of e-mails over the last month or so requesting them to look at the resolution to support the Fair School Funding. He said he thought the Committee needed to know more about it so he asked Dennis Mahan, an individual involved in it, to give a power presentation on it at the next meeting so the numbers could be displayed, people can understand where the Township stands with that resolution, its impact because there are two school districts here. He said he isn't sure whether the Township would be on the up or down side and maybe a blending of the two would be beneficial. The Mayor asked if all or most of the municipalities in this County had supported it. Mr. Bongiovanni said "no" and explained he is just working on the local basis; that Dennis Mahan is the expert on it and he is supporting him. He said that Mr. Mahan is working on a power point presentation, a hand-out so the public can follow along and take it home with them. Dr. Kesselman asked if the Committee could get the power point before the meeting so they can look at the numbers carefully. Mr. Bongiovanni said he would e-mail Mr. Mahan asking when it could be completed and when he could have copies at a reasonable advance notice to the Committee.

Public Comment:

Debbie Kalai-Kenzle asked if the Engineer had a chance to look at Old Egg harbor Road and the one by Balic Winery. Mr. Jacobs said Public Works did some maintenance filling some of the potholes on Old Egg Harbor Road. He explained the Township has a paving plan on all the roads in town and is working on that schedule. Ms. Kenzle said there were still a bunch of potholes there when she was there over the weekend. It was clarified that the other road was Allegheny Avenue. Mr. Smith said he has to see where it fits in with the pavement management program and that he will go look at it. Ms. Kenzle referred to Ms. Dix's comments about resigning from the MUA and asked if the Township checked to see if other towns were taking their people off committees if they were on more than one. Mayor Silva said there are only a few towns that have Municipal Utilities Authorities and he didn't know that the Township had to check at this given point. He said Committeewoman Dix made a decision to step down; people obviously know what they should and shouldn't do; it is a personal choice and if they can live with everything that comes with holding the two position it is their decision whether or not he agrees with it. Ms. Kenzle referred to the land sale that was tabled and questioned the location of the land. Ms. Dix said it was Peach and Route 50.

Ms. Dix said Mr. Jacobs wouldn't know about conditions in the Decision and Resolution when Woods Landing was approved that certain roads were to be upgraded and after the bankruptcy and amended Decision and Resolution some of the requirements were removed so the Old Egg Harbor Road and Clover Leaf Lakes homeowners are upset at the conditions of the roads because of the extra traffic brought on by the new development and feel they are the victims. Ms. Dix questioned where it fit in the Township's scheme of things if Old Egg Harbor Road was supposed to be paved by a developer under that 2001-2002 approval when the Township relaxed the approval so it would move forward after the bankruptcy. She suggested there should be some other consideration, investigation, is it in its right sequence if it is on any sequence on any paving list. Mr. Cain said he didn't believe the Township relaxed

it and that they are still under the obligation repave it and he thinks the build out on the side closest to town triggers it. Mr. Jacobs said he was told they have to redo certain portions of the road. Mayor Silva said he rides down Old Egg Harbor Road and a lot roads that are in various conditions and that he didn't say it was a bad road; he said everything comes with time. Ms. Gatto said this is exactly why the Township has the Pavement Management Plan and explained part of that plan monitors the road condition, the number of houses on the road at a given time, the number of trips assuming there might be businesses and things like that on it so it is a living plan to update as more houses and more trips come on because the Township needs some kind of systematic way to manage 116 square miles of road to pave. Ms. Gatto commented on everyone wanting their street at the top of the list and said that is why the Committee keeps impressing on Mr. Smith to put pavement down. She said the Township had a road program but because of weather and things like that different things haven't gotten done.

Russell Bongiovanni, Sr. recommended that letters with copies of the Housing Rental Ordinance to each Association in town and ask them to notify their landlords. He said he took that upon himself and did it in Victoria Pointe and the property manager notified the home owners. He suggested going to the tax records and finding out where the mailing address is different from the property address. Mr. Jacobs said he is trying to gradually bring them in as long as they get as many as they can within a year. He said he didn't want to overwhelm the new staff all at once.

Mr. Bongiovanni asked if the Township had demanded the retention basin report from Victoria Points. Mr. Smith said letters went out to all the owners of drainage basins and Nancy Rainbow has been compiling the responses and reports. Mr. Smith said he didn't think the requirement for the inspection reports didn't commence until release of the performance guarantee. Mr. Sandman commented on the Declaration requiring annual reports and said unfortunately that wasn't done for several years but in the past couple of years when Township Committee took the drainage basin issue on they attacked the 13 worst and at the same time the enacted a program envisioned in the Declaration and Covenants but it is an awareness program because it wasn't enforced. He explained the Township is trying to put together a system now so that it happens each year. Mr. Bongiovanni commented on it saying the Township can do it and bill it back to them if they don't do it. He said his concern as a home owner in Victoria Pointe is that it is very close to being built out and there are 4 basins that aren't perking and he is concerned that the bonds isn't going to cover the actual cost. Ms. Gatto said she thought Mr. Bongiovanni brought up a good point and asked if there was something expected from developers this month and if they want to send a small reminder out. Mayor Silva said he wanted to see Ms. Rainbows compilation to see if any declined to report. He said he thinks the Committee has to look at them and push harder for it. Mr. Smith said Ms. Rainbow has received some responses; some reports have been submitted; some people were confused as to what was required; some had to hire engineers and get proposals because some are homeowner associations; some asked for more time; the original deadline for submission was December 1<sup>st</sup>. Mr. Smith said there will be a spread sheet and as they are submitted they will be checked off. He commented on not having copies of the Declarations and Covenants and asked Mr. Sandman if they are required to submit the inspection and maintenance reports yearly upon initiation of construction or release of the performance guarantee. Mr. Sandman suggested he, Mr. Smith, Mr. Jacobs, Nancy Rainbow and perhaps a representative of Township Committee sit down and see what was done last year, how it worked, and come up with a new plan. Ms. Dix said she thought she found on the internet that Baker Residential had deeded those basins to the homeowners' association and questioned who is responsible now if they deeded them to the association. Mr. Bongiovanni said he was on the Board of Directors for 3 years and the basins were not deeded over; the association didn't accept it unless it did last year when he was not on the Board.

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Joseph Nickels congratulated the Committee on a great reorganization. He said he thought it was inappropriate for Ms. Dix to have voted on appointment of the full member of the MUA and that she should have recused herself. Mr. Nickels commented on telling Ms. Dix he appreciated her 29 years on the HTMUA but he was offended by the fact that she is now the new source of knowledge in Hamilton Township and that you people never understood was something he would have expected to come out of Washington DC. He said February 4<sup>th</sup> bothered him because a motion was made at the MUA on another February 4<sup>th</sup> to give the treasurer at that time a raise to \$7,200; Ms. Dix talked about the budget being about \$750,000; \$7,200 is about 1% of that; Ms. Dix was the treasurer at that time and voted in the affirmative even though another gentleman who was to get a raise that abstained. Mr. Nickels urged Ms. Dix to get off the MUA today.

Richard DeFeo said the Committee did a great job last year. He commented on there being 100-200 people here at this time last year; people worrying about losing their jobs. He said Ms. Gatto showed people that she could do it and did a great job along with the whole Committee. Mr. DeFeo said he didn't think Mrs. Anderson gets the credit for the work she does.

Harry Rogers questioned the status of the Weymouth Road Bridge. Mr. Blankenship said a temporary bridge is supposed to be installed by February 23<sup>rd</sup>. Mr. Cain asked if that would open the road to all traffic. Ms. Dix said Mr. Maher told her today that they were looking for a February completion but didn't mention that it was a temporary bridge. Mayor Silva commented on the letter from the County Executive saying it would be a temporary bridge and he believes it will last 5 to 7 years until they could put a permanent structure in. He said he would e-mail Mr. Maher tomorrow and talk to the County engineer and try to have an update by next meeting or sooner. Mr. Rogers asked if the letter that was supposed to be sent to the residents ever happened. Ms. Gatto said they were going to send it but the township never got confirmation. She asked Mr. Jacobs to get a copy of the letter if the County asserts it was sent. Mayor Silva said he will reach out to appropriate officials and get a time line. Mr. Rogers thanked Ms. Gatto and the rest of last year's committee for a good year bringing the township along financially from a really rough start.

Carol Wright said she was here as a Police Activity League member and to publicly thank everybody involved in approving the building they will now have as a home starting with Ms. Gatto returning her calls and answering her questions, Mr. Jacobs, mostly Lisa Marcolongo who did a tremendous amount of work, and all the Committee for their support. She said they are looking forward to serving the community even better and teamwork with the Township.

There being no further questions or comments from the audience, Dr. Kesselman moved, seconded by Mr. Cain, that the public comment portion be and is hereby closed.

MOTION CARRIED WITH ALL MEMBERS VOTING "AYE", NO "NAY", "NO" ABSTAIN.

Ms. Gatto moved, seconded by Mr. Cain, that this meeting be and is hereby closed.

MOTION CARRIED WITH ALL MEMBERS VOTING "AYE", NO "NAY", NO "ABSTAIN".

ATTEST:

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JOAN I. ANDERSON, R.M.C. TOWNSHIP CLERK