

TOWNSHIP OF HAMILTON  
6101 THIRTEENTH STREET  
MAYS LANDING, NJ  
MARCH 18, 2013

The regular meeting of the Township Committee of the Township of Hamilton, Atlantic County, NJ, was held on the above date with Mayor Amy Gatto presiding. Members present were Aline Dix, Rodney Guishard, Judy Link, and Roger Silva. Also present were Michael S. Jacobs, Township Administrator, Joan I. Anderson, Township Clerk, Robert S. Sandman, Township Solicitor, and Robert J. Smith III, Township Engineer.

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 this meeting on the bulletin board in the municipal building 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 this meeting would take place at 6:30 PM on March 18, 2013 in the municipal building, Mays Landing, New Jersey.

A moment of silence for private reflection was observed.

Presentation re: Court security measures by Township Administrator:

The presentation was videotaped, recorded, and can be seen on Channel 2. Mr. Jacobs presented a slide showing the layout of the rotunda, police and court office areas; explained where the metal detector and access to the court room will be; and explained how the public will have access to the police records area, rest rooms and administrative offices not related to the court without going through the metal detector. He explained the plan was reviewed by the Chief of Police, Judge and Court personnel; they may have to tweak it once they get it set up and see if it works; the Chief is working on an operating procedure; there will be signage; the balusters with pullout tape used to create the aisle will only be up when court is in session and will be kept in the prosecutor's office when there is no court. Mr. Guishard commented on it being intrusive and unaesthetic and asked if there was any other entrance where it could be set up. Mr. Silva commented on Galloway Township having it and said it seems to be working very well. He also commented on anyone who served on jury duty or went into the court houses knowing how it works. Mr. Guishard commented on them being searched before they enter those buildings and said his concern is that people will be in the building before they are searched the way this is set up and could have a weapon and shoot a hole in the door. Mr. Jacobs said that would be a different level of security that was never requested or suggested. Mrs. Dix commented on the extensive report the members had reviewed about 4 weeks ago that included bulletproof glass, barricades under the counter and the payment window and said this seems to be the best solution for what the Township has to work with. Mr. Jacobs said he thought it would be a good idea to have walls and bulletproof glass at the court window

March 18, 2013

and the Tax Collector's window over time but it is expensive and a lot of work. He said that wasn't what was proposed; securing the court, not the building is what was proposed. Chief Tappeiner explained securing the entire building would require securing every exterior door and they would have to be monitored. He explained there are security measures throughout the building and there is good reason to implement this plan at this time. Mayor Gatto said there are plans for responding if there was any threat exterior to the court room. The Chief said the concerns brought up will be mitigated as much as possible; the double door from the foyer will be secured and its view will be obstructed. Mr. Jacobs explained how those doors will be used as an exit only when court is in session. The Chief said there will be two police officers in the court room at all times and two at the metal detector. The Mayor said she thinks the plan achieves the objective of securing the court and keeping town hall a place where people can still come in and pay taxes and those kinds of activities.

Mr. Silva moved, seconded by Mrs. Link, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that the following items be added to the agenda to be considered for action to be taken thereon tonight:

7.A Insert names of businesses:

- (1) A.C.I.R. - audio & backline sales & rental services business on Cantillon Boulevard.
- (2) Never Too Spoiled, LLC - clothing , shoes gifts store at Hamilton Mall.

7.C(4) Add Officer James Esposito

7.L Accept Mays Landing Volunteer Fire Dept. certified list of members eligible for 2012 LOSAP credit - 19 members

7.M Approve Transient Vendor License for Jack Lyon equipment auction at Atlantic City Race Course - April 4 - April 7, 2013.

12. Executive Session: Add "and a Patrol Officer".

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

There was no early public comment on agenda items not listed for public hearing.

Introduction of Ordinance #1741-2013:

Mr. Sartorio explained FEMA published their Advisory Base Flood Elevation Map in December as part of the aftermath of Hurricane Sandy; it impacts Hamilton Township along on the tidal portion of the Great Egg Harbor River and some of its tributaries; the Department of Environmental Protection published a rule proposal in January and adopted emergency rules at the same time that would make the Advisory Base Flood Maps part of the Township FEMA flood insurance package; the

March 18, 2013

Township's current maps are from the 1970s; the new mapping will come out in late summer or early fall; the D.E.P. rules require that either the existing map or the Advisory Base Map elevation, whichever is strictest, be used for new construction or if you are replacing a unit because of substantial damage. Mr. Sartorio said D.E.P. sent letters in February for municipalities and provided a draft ordinance that can be added to the Township's current ordinance; if adopted it adds points to the community flood insurance rating system and that is a benefit to residents. Mr. Silva questioned the immediate impact it had on residents living in and near those areas who aren't doing new construction. Mr. Sartorio said there is none and explained that any changes to the maps will not come until the final maps for the County are adopted; the draft maps are expected to be out in September; it will be a year to 18 months before they are finalized; and people will have a chance to comment on them and suggest where changes should be made during that time. Mr. Guishard asked if it was possible that the maps will require homes to be elevated above where they are now. Mr. Sartorio explained the base flood elevation for new construction will affect where the first floor level or habitable area is but, at this point, adoption of the maps won't require you to go back and make that change on existing structures. Mrs. Dix referred to the Catawba area on the map and expressed concern about residents' cost of Flood Insurance going up. Mr. Sartorio explained the affected area on these maps doesn't even go to the extent of the Township's current flood map. He said the base elevation level is 8-9 feet in most of the Township; the main difference between the 1977 maps and these is that they are using a different topographic base line; and he has been told that when they come in with their regular maps the elevation should be the same as or lower than the mapping the Township has now. In response to Mrs. Link's question, Mr. Sartorio explained Park Road isn't shown because that area is above tidal influence.

Mr. Silva moved, seconded by Mr. Guishard, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Ordinance #1741-2013 be and is hereby introduced and passed on first reading and the Township Clerk is authorized to advertise same in the March 27, 2013 issue of the Atlantic County Record for a public hearing to be held on April 15, 2013 at 6:30 PM in the municipal building, Mays Landing, NJ.

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

March 18, 2013

ORDINANCE NO. 1741-2013

AN ORDINANCE AMENDING CHAPTER 173, FLOOD DAMAGE PREVENTION,  
OF THE TOWNSHIP CODE:  
TOWNSHIP OF HAMILTON, ATLANTIC COUNTY NJ

BE IT ORDAINED by the Township Committee of the Township of Hamilton, County of Atlantic, State of New Jersey, as follows:

Section 1. Amend the Code of the Township of Hamilton, Chapter 173, Flood Damage Prevention as follows:

- 1) Amend §173-5.B, Definitions, by incorporating new definitions in the appropriate alphabetical location or amending existing definitions as shown:

Advisory Base Flood Elevation (ABFE) - The elevation shown on a community's Advisory Flood Hazard Map that indicates the advisory still water elevation plus wave effect ( $ABFE = SWEL + \text{wave effect}$ ) resulting from a flood that has a 1-percent or greater chance of being equaled or exceeded in any given year.

Advisory Flood Hazard Area (AFHA) - The land in the floodplain within a community subject to flooding from the 1% annual chance event depicted on the Advisory Flood Hazard Map.

Advisory Flood Hazard Map - The official map on which the Federal Emergency Management Administration has delineated the areas of advisory flood hazards applicable to the community.

Appeal - A request for a review of the floodplain administrator's interpretation of any provision of this ordinance or a request for a variance.

Digital Flood Insurance Rate Map (DFIRM) - The official map on which the Federal Insurance Administration has delineated both the areas of special flood hazards and the risk premium zones applicable to the community.

Erosion - The process of the gradual wearing away of land masses.

Highest Adjacent Grade - The highest natural elevation of the ground surface prior to construction next to the proposed walls of a structure.

Historic Structure - Any structure that is:

- [a] Listed individually in the National Register of Historic Places (a listing maintained by the Department of Interior) or preliminarily determined by the Secretary of the Interior as meeting the requirements for individual listing on the National Register;
- [b] Certified or preliminarily determined by the Secretary of the Interior as contributing to the historical significance of a registered historic district or a district preliminarily determined by the Secretary to qualify as a registered historic district;
- [c] Individually listed on a State inventory of historic places in States with historic preservation programs which have been approved by the Secretary of the Interior; or

[d] Individually listed on a local inventory of historic places in communities with historic preservation programs that have been certified either:

- (1) By an approved State program as determined by the Secretary of the Interior; or
- (2) Directly by the Secretary of the Interior in States without approved programs.

Recreational Vehicle - A vehicle which is [i] built on a single chassis; [ii] 400 square feet or less when measured at the longest horizontal projections; [iii] designed to be self-propelled or permanently towable by a light duty truck; and [iv] designed primarily not for use as a permanent dwelling but as temporary living quarters for recreational, camping, travel, or seasonal use.

Substantial Damage - Damage of any origin sustained by a structure whereby the cost of restoring the structure to its condition before damage would equal or exceed 50 percent of the market value of the structure before the damage occurred.

2) Amend § 173-7, Basis for establishing areas of special flood hazard, to read as follows:

173-7. Basis for establishing the areas of special flood hazard.

The areas of special flood hazard for the Township of Hamilton are identified and defined on the following documents prepared by the Federal Emergency Management Agency:

- a) A scientific and engineering report "Flood Insurance Study for the Township of Hamilton" dated September 1986.
- b) Flood Insurance Rate Map for the Township of Hamilton, Atlantic County, New Jersey as shown on Index and panel(s) H&I 01 - 06, whose effective date is March 15, 1977.
- c) Advisory Base Flood Elevations and Advisory Flood Hazard Maps titled: Dorothy NE dated December 14, 2012; Mays Landing NW dated December 14, 2012; and, Mays Landing SW dated December 14 2012. These documents shall take precedence over previous panels and FIS in construction and development regulations only. Where the Special Flood Hazard Area (SFHA) and the Advisory Flood Hazard Area (AFHA) maps conflict or overlap, whichever imposes the more stringent requirement shall prevail.

The above documents are hereby adopted and declared to be a part of this ordinance. The Flood Insurance Study, maps and advisory documents are on file with the Township Clerk, Township Hall, Township of Hamilton, New Jersey.

3) Amend §173-12, 173-13 and 173-14 by deleting all references to the "Code Enforcement Officer" and inserting "Floodplain Administrator" in replacement.

4) Amend §173-15, Variance procedure, by revising sections A. (2) and (3), Appeal board, as follows:

- 2) The Planning Board shall hear and decide appeals when it is alleged there is an error in any requirement, decision, or determination made by the Floodplain Administrator in the enforcement or administration of this ordinance.
- 3) Those aggrieved by the decision of the Planning Board, or any taxpayer, may appeal such decision to the Superior Court, as provided in statute.

March 18, 2013

5) Amend §173-16, General Standards, as follows:

a. Amend the first paragraph to read:

In all areas of special flood hazards, compliance with the applicable requirements of the Uniform Construction Code (N.J.A.C. 5:23) and the following standards, whichever is more restrictive, is required.

b. Amend §173-16.E., Subdivision proposals, to read:

E. SUBDIVISION PROPOSALS

[1] All subdivision proposals and other proposed new development shall be consistent with the need to minimize flood damage;

[2] All subdivision proposals and other proposed new development shall have public utilities and facilities such as sewer, gas, electrical, and water systems located and constructed to minimize flood damage;

[3] All subdivision proposals and other proposed new development shall have adequate drainage provided to reduce exposure to flood damage; and,

[4] Base flood elevation data shall be provided for subdivision proposals and other proposed new development which contain at least fifty (50) lots or five (5) acres (whichever is less).

c. Delete existing subsection F., Encroachments, and renumber existing subsection G., Enclosure openings, to be subsection F.

6) Amend §173-17. Specific standards, to read as follows:

173.17 SPECIFIC STANDARDS.

In all areas of special flood hazards where base flood elevation data have been provided as set forth in §173-7, Basis for establishing the areas of special flood hazard or in §173-14.B, Use of other base flood data, the following standards are required:

A. RESIDENTIAL CONSTRUCTION

1) New construction and substantial improvement of any residential structure shall have the lowest floor, including basement together with the attendant utilities and sanitary facilities, elevated at or above the base flood elevation or advisory base flood elevation whichever is more restrictive, plus one foot;

2) Require within any AO zone on the municipality's FIRM that all new construction and substantial improvement of any residential structure shall have the lowest floor, including basement, elevated above the highest adjacent grade one foot above the depth number specified in feet (at least three feet if no depth number is specified) or at or above the advisory base flood elevation plus one foot, whichever is more restrictive. And, require adequate drainage paths around structures on slopes to guide floodwaters around and away from proposed structures.

B. NONRESIDENTIAL CONSTRUCTION. In an Area of Special Flood Hazard, all new construction and substantial improvement of any commercial, industrial or other nonresidential structure shall have the lowest floor, including basement together with the attendant utilities and sanitary facilities shall:

either:

- [1] Elevated to or above the base flood elevation or advisory base flood elevation whichever is more restrictive, plus one foot and
- [2] Require within any AO zone on the municipality's DFIRM that all new construction and substantial improvement of any commercial, industrial or other nonresidential structure shall have the lowest floor, including basement, elevated above the highest adjacent grade one foot above the depth number specified in feet (at least three feet if no depth number is specified) or at or above the advisory base flood elevation plus one foot, whichever is more restrictive. And, require adequate drainage paths around structures on slopes to guide floodwaters around and away from proposed structures;

or

- [3] Be floodproofed so that below the base flood level plus one foot, or advisory base flood elevation plus one foot, (whichever is more restrictive) the structure is watertight with walls substantially impermeable to the passage of water;
- [4] Have structural components capable of resisting hydrostatic and hydrodynamic loads and effects of buoyancy; and,
- [5] Be certified by a registered professional engineer or architect that the design and methods of construction are in accordance with accepted standards of practice for meeting the applicable provisions of this subsection. Such certification shall be provided to the official as set forth in section 173-14.C.(2)(b).

C. MANUFACTURED HOMES

- [1]. Manufactured homes shall be anchored in accordance with §173-16.B.
- [2]. All manufactured homes to be placed or substantially improved within an area of special flood hazard shall be elevated on a permanent foundation such that the top of the lowest floor is at or above the base flood elevation or advisory base flood elevation, plus one foot (whichever is more restrictive).

5. Renumber existing §173-18, Repeal of inconsistent ordinances, to be §173-19, and insert the following as new §173-18, Floodways:

#### 173-18. FLOODWAYS

Located within areas of special flood hazard established in section 173-7 are areas designated as floodways. Since the floodway is an extremely hazardous area due to the velocity of flood waters which carry debris, potential projectiles, and erosion potential, the following provisions apply:

- [1] Prohibit encroachments, including fill, new construction, substantial improvements, and other development unless a technical evaluation demonstrates that encroachment shall not result in any increase in flood levels during the occurrence of the base flood discharge.
- [2] If the section above (section [1]) is satisfied, all new construction and substantial improvements must comply with the appropriate provisions of sections 173-16, General Standards, and 173-17, Specific Standards.

March 18, 2013

[3] In all areas of special flood hazard in which base flood elevation data has been provided and no floodway has been designated, the cumulative effect of any proposed development, when combined with all other existing and anticipated development, shall not increase the water surface elevation of the base flood more than two-tenths (0.2) of a foot at any point.

Section 2. Repealer. All Ordinances and parts of Ordinances of Hamilton Township heretofore adopted that are inconsistent with any of the terms and provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

Section 3. Severability. If the provisions of any section, subsection, paragraph, subdivision or clause of this Ordinance, or other ordinance enacted together with this Ordinance shall be judged invalid by a court of competent jurisdiction, such judgment shall not affect or invalidate the remainder of any section, subsection, paragraph, subdivision or clause of this Ordinance, and of the ordinances enacted together with this Ordinance, are hereby declared to be severable.

Section 4. Effective date. This Ordinance shall take effect upon final passage, adoption and publication in the manner prescribed by law.

ATTEST

TOWNSHP COMMITTEE  
TOWNSHIP OF HAMILTON,  
ATLANTIC COUNTY, NJ

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

\_\_\_\_\_  
AMY GATTO, MAYOR

ROLL CALL:	DIX	“YES”
	GUISHARD	“YES”
	LINK	“YES”
	SILVA	“YES”
	GATTO	“YES”

ORDINANCE NO. 1741-2013 INTRODUCED AND PASSED FIRST READING ON MARCH 18, 2013

Amendment to Chap. 170, Rural Residential Driveways:

Mayor Gatto explained the Ordinance came from the Emergency Services Advisory Board and that it grandfathers' already approved driveways. Mr. Sartorio explained that right after the Rural Driveway Ordinance became effective they found that it didn't leave any means for variance or deviation from the standards. He explained there are some driveways already approved through the Planning process that are less; they may have been recorded as easements on the tax map for years; this Ordinance gives Mr. Primavera or his successor the opportunity to work with the affected party to do what they can to incorporate as much of the standards as they can into the project design. He said they will not give an exception to the requirement that if it is on a roadway with a speed limit of more than 25 MPH they have to find some way somewhere on their property for the Emergency vehicle to turn around to drive out rather than backing out. He said

March 18, 2013

there are not a significant number of them that would be grandfathered. Mr. Silva commented on listening to the fire chiefs' concerns about the difficulty getting vehicles out of long narrow driveways in rural areas and said he thinks it is a positive Ordinance that makes a lot of sense. Mrs. Dix asked if it applied only to recorded easements or to a private driveway at a private home which isn't an easement. Mr. Sartorio explained it applies to new private driveways whether it is an easement or part of a regular application and easements are usually due to restrictions by the Pinelands or a shared driveway situation. Mr. Guishard commented on the amount of room required to turn a ladder truck and asked if what kind of fire truck was being talked about. Mr. Sartorio explained they are just being required to provide adequate location on their property for the vehicles to turn around; they aren't being required to improve it as a cul-de-sac; and the emergency vehicle may have to make a few maneuvers to turn around. Mr. Jacobs suggested the words "may modify" in #14 be changed to "grant relief". Mayor Gatto said she thought the intent was to grant relief.

Mr. Silva moved, seconded by Mr. Guishard, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Ordinance #1742-2013 be and is hereby introduced and passed on first reading and the Township Clerk is authorized to advertise same in the March 27, 2013 issue of the Atlantic County Record for a public hearing to be held on April 15, 2013 at 6:30 PM in the municipal building, Mays Landing, NJ.

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

#### Ordinance 1742- 2013

#### AN ORDINANCE AMENDING SECTION VI OF CHAPTER 170, TITLED RURAL RESIDENTIAL DRIVEWAYS, OF THE TOWNSHIP CODE: TOWNSHIP OF HAMILTON, ATLANTIC COUNTY, NJ

Be it ordained by the Township Committee of the Township of Hamilton, County of Atlantic, State of New Jersey as follows:

Section 1. Amend the Code of the Township of Hamilton, Chapter 170, Fire Prevention, Section VI, Rural residential driveways, Section C, Minimum design standards, to read as follows:

- C. Minimum design standards. Except as provided for in section 14 (below) all driveways shall be constructed in accordance with the following minimum requirements and shall be maintained by the property owner at all times.

March 18, 2013

1. Shared driveways are encouraged for new developments subject to review and approval of the access easement and maintenance agreement by the reviewing agency.
2. Driveways shall be set back a minimum of five feet from the side property line, with a minimum separation of 10 feet between adjoining driveways.
3. Driveways shall intersect the public right-of-way at an angle to as near 90° as site conditions will permit and in no case less than 60°.
4. Driveways shall have a minimum cartway width of 12 feet for a single home and 16 feet for a shared driveway. In addition a 2 foot wide strip on each side of the driveway shall be kept cleared of vegetation, or other obstructions which may hinder and limit driver view of vehicular or pedestrian traffic on the driveway or the adjacent public right-of-way. This clear width shall extend from one-foot above the driveway surface to a height of 14 feet and shall be properly maintained to preserve the public safety. The driveway shall be surfaced with a minimum of six inches of compacted gravel or quarry blend. A ten foot wide paved apron consisting of 6 inch thick reinforced class B 4500psi concrete (as required for vehicular crossings of sidewalks under NJAC 5:21-4.18(a)) is recommended at the street intersection.
5. Any horizontal curves in the driveway shall have a minimum inside radius of 40 feet.
6. Any vertical curve on a driveway shall be flat enough to prevent the dragging of any vehicle undercarriage.
7. Where access is provided to a street or road where the speed limit is over 25 miles per hour, the driveway shall incorporate a turnaround area to avoid the need for vehicles to back out into the street.
8. Driveways over 500 feet in length shall provide a midpoint passing area where the compacted surface is expanded to a minimum width of 18 feet for a minimum distance of 40 feet.
9. All driveways shall be constructed at such an angle so as to assure maximum visibility in all directions at the point of entry to the street, taking into account physical obstructions which may be present and which cannot be removed or modified. Any obstructions to vision which can be removed or modified by the person seeking to construct the driveway should be so removed or modified.
10. Where bridging or culvert is utilized, township engineer will inspect and certify the weight limit.

- 11. The house number shall be displayed near the driveway intersection with the adjacent street as required in section 505 of the International Fire Code 2009.
- 12. Any damage to the public street as a result of construction of the proposed dwelling and driveway shall be the responsibility of the property owner to repair the street to the satisfaction of the Township. All repairs shall be completed prior to issuance of a certificate of occupancy.
- 13. The construction of the driveway shall follow the NJDEP Asphalt Millings Guidance Document Regarding the use of asphalt millings.
- 14. With the exception of subsection 7 (above) the Fire Official may grant relief from the standards of this section as necessary for driveways to be constructed in access easements that were either recorded or that were approved by a Township review agency prior to December 5, 2011.

Section 2. Repealer. All Ordinances and parts of Ordinances of Hamilton Township heretofore adopted that are inconsistent with any of the terms and provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

Section 3. Severability. If the provisions of any section, subsection, paragraph, subdivision or clause of this Ordinance, or other ordinance enacted together with this Ordinance shall be judged invalid by a court of competent jurisdiction, such judgment shall not affect or invalidate the remainder of any section, subsection, paragraph, subdivision or clause of same and, to this end, the provisions of each section, subsection, paragraph, subdivision or clause of this Ordinance, and of the ordinances reenacted together with this Ordinance, are hereby declared to be severable.

Section 4. Effective date. This Ordinance shall take effect upon final passage, adoption and publication in manner prescribed by law.

ATTEST:

TOWNSHIP COMMITTEE OF THE  
TOWNSHIP OF HAMILTON,  
ATLANTIC COUNTY, NJ

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

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AMY GATTO, MAYOR

ROLL CALL:   DIX            "AYE"  
                  GUISHARD "AYE"  
                  LINK           "AYE"  
                  SILVA          "AYE"  
                  GATTO         "AYE"

ORDINANCE NO. 1742-2013 INTRODUCED AND PASSED FIRST READING ON MARCH 18, 2013.

March 18, 2013

Remington & Vernick proposals for land & hazardous materials surveys:

Mr. Jacobs explained the Township took ownership of several properties with structures on them through foreclosure; land surveys are needed to determine specifically where the property lines are, particularly on Phillips Avenue because the Township wants to install a fence on it; and once the hazardous material surveys are done specifications can be prepared to have the structures demolished. Mrs. Dix questioned how long it will take to do the environmental on said the Phillips Avenue property because it has a fire damaged structure it and is so overgrown; underground storage tanks are highly unlikely because Harding Lakes was built with public water, sewer and natural gas systems; and she wants it done and out to bid as soon as possible. Mr. Jacobs explained it could be several months because they need 30 days to complete it; Remington Vernick will do the bid specs after that; and it has to come back to Committee for award. Mr. Guishard asked why it was so expensive. Mr. Smith explained Phase 1 assessments are usually done when you are buying properties; these dwellings are proposed to be demolished; they need to know what kind of materials are in there to properly prepare the bid specifications; they will evaluate and sample the materials, have them tested so they know what they are dealing with when putting the demolition bid specs together; and that is all included in the cost. In response to Mrs. Link's question, Mr. Smith said he believed they propose to do a magnetometer survey of the site. Mr. Jacobs said he didn't disagree that there likely isn't a storage tank on the Harding Lakes site but there could be on the other one. He said Harding Lakes could be done first.

Mr. Jacobs stated it is the Township's understanding that they will able to use CDBG money for this; the County hasn't confirmed that in writing yet; but this has to be done either way. On advice of the Solicitor, the proposals were voted on separately.

Mrs. Dix moved, seconded by Mrs. Link, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that the Remington & Vernick Engineers proposal dated March 6, 2013 for providing survey services relative certain properties foreclosed on by the Township of Hamilton be and is hereby accepted and the contract for same awarded to them as follows:

<u>Service</u>	<u>Property identification</u>	<u>Not to exceed cost</u>
Land survey	Block 352/Lot 20 6921 Market Street	\$ 800.00
Land survey	Block 693/Lots 5 & 8 6212 Phillips Avenue	\$1,600.00

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

March 18, 2013

Mayor Gatto explained there are 2 addresses with 3 lots in the Hazardous Materials proposal. Mrs. Dix said one lot is vacant. Mr. Guishard asked if it was possible some hazardous material could be on the vacant lot. Mr. Jacobs explained they are only testing the structures and a Phase I assessment isn't being done on the vacant lot because Township already owns it.

Mrs. Dix moved, seconded by Mr. Silva, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that the Remington & Vernick Engineers proposal dated March 6, 2013 for providing Hazardous Materials Survey Services relative to properties foreclosed on by the Township of Hamilton as set forth below at a cost not to exceed \$4,360.00 for both properties be and is hereby accepted and the contract for same awarded to them:

- (1) Block 352/Lot 20                      6921 Market Street
- (2) Block 693/Lots 5 & 8                6212 Phillips Avenue

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

Remington & Vernick proposals for Sunshine Park land survey services:

Mr. Jacobs explained they can't demolish any structures that may be on any of the properties without surveys. Mayor Gatto said the surveys will also be a benefit if the Township wants to sell them.

Mr. Silva moved, seconded by Mrs. Link, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that the Remington & Vernick Engineers proposal dated March 13, 2013 for property survey services relative to the properties located in Sunshine Park set forth below and foreclosed on by the Township of Hamilton on a lump sum fee basis not to exceed \$4,000.00 be and is hereby accepted and the contract for same awarded to them:

- Block 1117, Lots 1, 2, 3, 5 & 8 through 21.
- Block 1118, Lot 2.
- Block 1113, Lot 1.

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

March 18, 2013

Public hearing/adoption - Ordinance #1740-2013:

Mayor Gatto named the positions being added. Mr. Jacobs gave the title changes being made and said it also adds the Historic Preservation Secretary position.

There being no questions or comments on the Ordinance, Mr. Silva moved, seconded by Mr. Guishard, that the public hearing be closed.

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

Mr. Silva said the Committee decided increasing the number of Dispatcher positions from 5 to 8 will provide a larger pool of as-needed employees but will not increase the number of employees. Mayor Gatto said the added Special Officers will increase the number of employees and possible funding methods for them through shared services have been talked about.

Mr. Silva moved, seconded by Mrs. Link, that the following resolution be adopted.

WHEREAS, Ordinance #1740-2013 was introduced and passed first reading on March 4, 2013 and was duly advertised in the March 6, 2013 issue of the Atlantic County Record for a public hearing to be held on March 18, 2013; and

WHEREAS, the public hearing has been held as advertised and closed,

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hamilton that Ordinance #1740-2013 be and is hereby adopted.

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

**TOWNSHIP OF HAMILTON  
ORDINANCE NO.: 1740-2013**

**AN ORDINANCE AMENDING EXHIBIT A, SECTION 1  
ARTICLE II OF CHAPTER 66 OF THE CODE OF THE  
TOWNSHIP OF HAMILTON, PROVIDING FOR THE  
MAXIMUM NUMBER OF EMPLOYEES.**

WHEREAS, The Township Committee has determined that increasing the number of Dispatcher Fill-In positions from five to eight will provide better larger pool of "as needed" employees when additional or replacement Dispatchers are needed; and

March 18, 2013

WHEREAS, The Township Committee has determined that there is no appreciable increase in cost as a result of adding the two additional Dispatcher Fill-In positions, since they are used on an as-needed basis; and

WHEREAS, The Township Committee considered the additional costs of adding two additional Special Police Officers Class II positions to operate metal detectors for the Municipal Court, and has determined that the increased cost is in the best interest of public safety; and

WHEREAS, additional Municipal Court revenues will be used to fund these two new positions; and

WHEREAS, the Township Committee has determined that one Maintenance position will be eliminated from the Public Works Department and in its place a new Maintenance/Carpenter position will be added; and

WHEREAS, the Township Committee has determined that because the duties of Historic Preservation Commission require official and binding actions it is in the best interest of the Township to employ a Secretary to the Commission.

WHEREAS, the Historic Preservation Commission current budget contains a line item for consultants, in the amount of \$2,500 and the Historic Preservation Commission has voted to recommend to the Committee that this line item be eliminated, and replace it with a \$2,500 salary and wage line item to fund the position, and the Township Committee has approved said recommendation; and

**NOW THEREFORE BE IT HEREBY ORDAINED** by the Township Committee of the Township of Hamilton, County of Atlantic, State of New Jersey, that Article II of Chapter 66 of the Township Code, titled Personnel, shall be amended as follows:

**SECTION 1.**

Amend Exhibit "A" Section #1, entitled PART-TIME AS NEEDED EMPLOYEES, by inserting the following additional positions:

FULL-TIME

PUBLIC WORKS

March 18, 2013

Eliminate 2 Maintenance Positions and replace them with the following:

- 1 Maintenance/Electrician Position
- 1 Maintenance/Carpenter Position

PART-TIME AS NEEDED

Dispatcher Fill-In	\$16.00 per hour
Dispatcher Fill-In	\$16.00 per hour
Dispatcher Fill-In	\$16.00 per hour

Special Police Officer Class II	\$17.00 per hour
Special Police Officer Class II	\$17.00 per hour

PART-TIME REGULAR DUAL POSITIONS

Historic Preservation Commission Secretary \$2,500

**SECTION 2. Severability and Effectiveness Clause.**

- (a) If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional, invalid, or unenforceable by a court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.
- (b) Any Ordinance inconsistent with the terms of this Ordinance is hereby repealed to the extent of such inconsistency.

**SECTION 3. Effective Date.**

This Ordinance shall take effect immediately upon final passage and publication as provided by in law.

ATTEST:

TOWNSHIP COMMITTEE OF THE  
TOWNSHIP OF HAMILTON,  
COUNTY OF ATLANTIC and  
STATE OF NEW JERSEY

\_\_\_\_\_  
Joan I. Anderson, R.M.C.  
Township Clerk

\_\_\_\_\_  
Amy L. Gatto, Mayor

March 18, 2013

ROLL CALL: DIX "YES"  
          GUISHARD "YES"  
          LINK "YES"  
          SILVA "YES"  
          GATTO "YES"

ORDINANCE #1740 - 2013 INTRODUCED AND PASSED FIRST READING MARCH 4, 2013  
ORDINANCE #1740- 2013 ADOPTED MARCH 18, 2013.

Mayor Gatto requested Consent Agenda Item 7.L Jack Lyon transient vendor license be taken separately because she has to abstain on it.

Mr. Silva moved, seconded by Mr. Guishard, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that the following Business Registration Licenses are hereby approved:

- (1) A.C.I.R. - audio & backline sales & rental services business on Cantillon Boulevard.
- (2) Never Too Spoiled, LLC - clothing/shoes/gifts store at Hamilton Mall.

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

Mr. Silva moved, seconded by Mr. Guishard, that the following resolution be adopted.

RESOLUTION RATIFYING SALE OF LAND TO CONTIGUOUS OWNER  
PURSUANT TO ORDINANCE #1738-2013

WHEREAS Ordinance #1738-2013, authorized the right of prior refusal to purchase Lot 9 in Block 396 to owner or owners of the land contiguous thereto; and

WHEREAS Ordinance #1738-2013 was finally adopted on February 4, 2013 and all contiguous owners affected thereby were notified by certified mail return receipt requested of their right to submit a sealed bid for the purchase of Lot 9 in Block 396; and

WHEREAS, the bid of Marvin McKellar, whose address is 1385 Denver Avenue, Mays Landing, NJ 08330, was the only bid received and was accepted by the Township Committee on March 4, 2013; and

WHEREAS, the bid the sum of Three Hundred Dollars (\$300.00) was equal to or exceeded the minimum bid set by Ordinance #1738-2013 and included a money order in the amount of Three Hundred Dollars (\$300.00) which equals or exceeds the minimum twenty (20%) percent deposit required by ordinance,

March 18, 2013

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hamilton, County of Atlantic and State of New Jersey that:

- 1) Acceptance of the bid of Marvin McKellar is hereby confirmed and the sale Lot 9 in Block 396, to him is hereby ratified.
- 2) The Solicitor is hereby authorized to prepare a quit claim deed conveying the Township's right, title and interest in Lot 9 in Block 396 to him.
- 3) Upon payment of the balance due on the accepted bid plus Four Hundred Twenty-five (\$425.00) Dollars to off-set the cost of advertising, legal, and recording fees the Mayor and Township Clerk are authorized to execute the Deed of Conveyance to Marvin McKellar pursuant to the terms and conditions set forth in Ordinance #1738-2013.

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

Mr. Silva moved, seconded by Mr. Guishard, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that legal representation shall be provided to Police Chief Stacy Tappeiner, Police Captain Michael Petuskey, Police Sergeant Chris Gehring and Sr. Patrol Officer James Esposito in civil action lawsuits filed against them pursuant to provisions of Chapter 17, §17-4 of the Township Code; and

BE IT FUTHER RESOLVED that aforesaid legal representation shall be by the attorney of said defendants' choosing at a rate not to exceed \$135.00 per hour and the aforesaid defendants shall be financially responsible for any legal fee in excess of \$135.00 per hour charged by the attorney they chose.

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

Mr. Silva moved, seconded by Mr. Guishard, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that purchase of a flagpole and stand from Gettysburg Flag Works, Inc., for the sum of \$165.41 is hereby authorized as recommended by the Township of Hamilton Veterans' Advisory Board, said flagpole and stand to be used for display of the "Honor and Remember" flag donated by Russell Bongiovanni, Sr., at Veterans' Advisory Board meetings and events.

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

March 18, 2013

Mr. Silva moved, seconded by Mr. Guishard, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that the Mayor is hereby authorized to sign the 2013 Municipal Aerial Mosquito Control Agreement with the Atlantic County Department of Public Works Office of Mosquito Control for aerial application of pesticide treatment in areas of the Township with high populations of mosquitoes that have become either a nuisance, a health hazard or both.

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

Mr. Silva moved, seconded by Mr. Guishard, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Philip Sartorio is hereby authorized to submit the annual Certification of Affordable Housing Trust Fund Monitoring in the CTM System.

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

Mr. Silva moved, seconded by Mr. Guishard, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that the Mizpah Volunteer Fire Company application for a permit to hold coin drops at the Estelle and Landis Avenues intersection on June 1 & 2, 2013; July 13 & 14, 2013 and August 31 & September 1, 2013 is hereby approved.

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

Mr. Silva moved, seconded by Mr. Guishard moved, that the following resolution be adopted.

**RESOLUTION CONSTITUTING A LIEN ON CERTAIN PROPERTIES FOR PROPERTY MAINTENANCE ABATEMENT CHARGES PURSUANT TO CHAPTER 238, PROPERTY MAINTENANCE CODE OF THE TOWNSHIP OF HAMILTON.**

WHEREAS, Chapter 238, Property Maintenance, Section 238-5 authorizes the unpaid charges for emergency property maintenance performed by the Township on private property, to constitute a lien on that property; and

March 18, 2013

WHEREAS, the following properties have had emergency property maintenance services performed during calendar year 2012 as detailed herein, which is also on file at the Office of the Township Clerk; and

WHEREAS, the charges listed in this Resolution shall include the total cost incurred by the Township, and an additional administrative fee in the amount of 25% of the actual labor costs, but not less than \$100 on each of the properties pursuant to Section 238-5:

<b>BLOCK/LOT/QUAL.</b>	<b>ASSESSED OWNER</b>	<b>AMOUNT DUE</b>
748/22	Gastelu, Steven	\$ 2,115.68
496/16	Gastelu, Steven	\$ 2,219.74

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

1. The total costs and the administrative fee are hereby approved as to each property; and shall constitute a lien.
2. The amount so charged shall forthwith become a lien upon the dwelling or lands and shall be added to and become and form part of the taxes next assessed and levied upon such dwelling and lands, shall bear interest at the same rate as taxes, and shall be collected and enforced by the Tax Collector, and in the same manner as taxes.
3. Costs shall be in addition to any penalties imposed for any violations of this Chapter.
4. A copy of this resolution shall be certified by the Township Clerk and filed with the Tax Collector.

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

Mr. Silva moved, seconded by Mr. Guishard, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Raffle Licenses #3-2013 and #4-2013 are hereby approved for the St. Vincent dePaul School HSA off-premises draw raffles being held on April 27, 2013.

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

Mr. Silva moved, seconded by Mr. Guishard, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Raffle Licenses #5-2013 is hereby approved for the Knights of Columbus #3451, St. Vincent dePaul Council arm chair race raffle being held on May 4, 2013.

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

March 18, 2013

Mr. Silva moved, seconded by Mr. Guishard, that the following resolution be adopted.

WHEREAS, The Mandatory Source Separation and Recycling Act, P.L.1987,c.102 has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and re cycling programs; and

WHEREAS, It is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, The New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, The recycling regulations impose on municipalities certain requirements as a condition for apply8ing for tonnage grants, including but not limited to, making and keeping accurate verifiable records of materials collected and claimed by the municipality; and

WHEREAS, A resolution authorizing this municipality to apply for such tonnage grants for 2012 will memorialize the commitment of this municipality to recycle and to indicate the assent of Township Committee to the efforts undertaken by the municipality the requirements contained in the Recycling and recycling regulations; and

WHEREAS, Such a resolution should designate the individual authorized to ensure the application is properly completed and filed,

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hamilton that Township of Hamilton hereby endorses the submission of the 2012 Recycling Tonnage Grant application to the New Jersey Department of Environmental Protection and designates Ingrid Perez to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the 2012 Recycling Tonnage Grant be deposited in a dedicated recycling trust fund to be used solely for the purpose of recycling.

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

March 18, 2013

Mr. Silva moved, seconded by Mr. Guishard, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that the following items be added to the previously approved list of equipment authorized to be posted for sale on GovDeals.com as recommended by the Public Works Department.

1. 1990 CHEVEROLET SILVERADO
  - VIN # 2GCEK14K71264181
2. 2000 DODGE NEON
  - VIN # 1B3ES46C4YD705768
3. 1997 CHEVEROLET MONTE CARLO
  - VIN # 2G1WW12M4V9247574
4. 2001 VOLKSWAGON JETTA
  - VIN # WVVAC63B11PO21606
5. Yamaha Mountain Trail 225 Dirt Bike
  - VIN # JYA4EEE08NA000293
6. Baja Motorsports 90cc Dirt Bike
  - VIN # LUAHYF20471001785
7. Grimmer Schmidt 125 Tow Behind Air Compressor With Hammer and Hoses
8. John Deer Brush Hog
  - Model: 513
9. Brush Hog 305
  - Model: 12-00847
10. 2 In Bed Husky tool Boxes
11. Calypso Kayak
12. Pelican Kayak
  - Model: ECLIPSE116ELX
13. 10 Sets of Bleachers

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

Mr. Silva moved, seconded by Mr. Guishard, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that the list of the Mays Landing Volunteer Fire Department (Reliance Hose Company #1) members eligible for 2012 LOSAP credit, as certified by its Chief, be and is hereby accepted:

Mike Errickson	154 points	Dave Connelly	165 points
Bobby Hamilton	105 points	George Samuelson	170 points
Lou DiMartine	105 points	Gene Wellington, Jr.	200 points

March 18, 2013

Rich Arroyo	123 points	Stacey Wellington	103 points
Mike Perri	155 points	Joshua Day	179 points
Joe Rogers, Jr.	100 points	Mark Jenigen	125 points
Rob Debiaso	170 points	Kevin Slater	185 points
Ken Badger Jr.	185 points	Mike Reeves	125 points
John Sauerwald	170 points	Dennis Bakker	165 points
Larry Birch	123 points		

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

Mr. Silva moved, seconded by Mrs. Dix, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that the application of Jack Lyon for a Transient Vendor License for an equipment auction to be held at the Atlantic City Race Course on April 4, 2013 through April 7, 2013 is hereby approved.

RESOLUTION ADOPTED WITH MEMBERS DIX, GUSHARD, LINK AND SILVA VOTING "AYE", NO "NAY", MAYOR GATTO ABSTAINED DUE TO HER FATHER'S EMPLOYMENT AT THE RACE COURSE.

Mr. Silva moved, seconded by Mr. Guishard, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that the minutes of the March 4, 2013 regular meeting and the March 4, 2013 executive session are hereby approved and adopted as published.

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

Mr. Silva moved, seconded by Mr. Guishard, 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 \$1,554,950.59.

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

March 18, 2013

Advertising for 2013 Cove Staff:

Mrs. Dix said she would like the hours of operation in the ad to changed from Friday to Thursday to Monday and that the Cove be open 5 days from 11-6. She said it is important to advertise early because lifeguard positions are out now. Mr. Silva said that with the scarcity of jobs as a result of the storms he thinks there will be plenty of qualified people that would apply for the positions. Mrs. Dix said a lot of them work for pool services that assign them to condo and hotel pools. Mayor Gatto said that she was in favor advertising because she agreed on the need to advertise early but she disagreed with the change of hours because it hasn't been discussed by the Committee as a governing body. She said she would be open to putting it in the ad tentatively if there was a way to do that. Mr. Jacobs said it could be advertised that it would be either a 4 or 5 day work week. He commented on needing to check see if the Ordinance has a time. Mrs. Dix said the Ordinance was for fees. Mr. Jacobs asked if the fee was going to be changed. Mrs. Dix commented on the fees being affordable and said she was willing to not lower or raise them and control expenses by running the Cove like a business. Mrs. Link said that when talking with Mr. Tuthill he commented on people swimming for free on Tuesday, Wednesday and Thursday. Mayor Gatto clarified that they are there unsupervised and at their own risk. Mrs. Link commented on talking to Mr. Tuthill about this and said his take people are swimming there for free on Tuesday, Wednesday and Thursday and if Thursday was included those people might decide to have a beach tag. She said she thought when you close something and say it doesn't exist, it takes a long, long time to get back and running. Mayor Gatto explained she is in favor of advertising with a 4 or 5 day option but she would like the Committee to discuss the things mentioned and vote on it as a body because there are a lot of questions. She commented on just being apprised that Mrs. Link and Mrs. Dix had been discussing it and the due diligence done by the Committee in 2010 when they faced a crisis with the Cove. The Mayor referred to Mrs. Dix's comment about keeping the Cove affordable and said it is the Committee's job to keep all services and programs the Township provides affordable for all the residents. Mrs. Link said Mr. Tuthill said the additional day does not affect the budget; the only thing that affects the budget is the Public Works overtime on the weekend. Mayor Gatto said that is a much bigger discussion and why she wants it as a discussion item when all the information is in front of the Members and they have heard the facts. Mr. Guishard asked if the Mayor's reason for not wanting to discuss it now was because she doesn't feel they have all the facts. Mayor Gatto explained it is because it wasn't listed as a discussion item and she has no information other than the proposed advertisement that lists the old operating hours. Mrs. Dix said she picked up the agenda package late Thursday afternoon; the ad was in the agenda package but she didn't look at it until Friday; an agenda line item doesn't give her all the detail she needs to form an opinion; she and Mrs. Link and Mr. Guishard have had conversations since January; questions can be triggered when they get the agenda package and see

March 18, 2013

all the details; it is too late to at noon time on Friday to try to change the agenda that was published the day before and that is why it isn't listed as a discussion item. Mayor Gatto said it could always be added as a late agenda item. Mr. Guishard said he thought the Mayor's proposal to advertise it with the possibility of 4 or 5 days and for the Committee to discuss it at the next meeting when they have the facts was reasonable.

Mr. Guishard moved, seconded by Mr. Silva, that the following resolution be adopted

BE IT RESOLVED by the Township Committee of the Township of Hamilton that authorization is hereby given to advertise for 2013 Cove Staff with the 4 tor 5 day schedule.

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

Mr. Silva moved, seconded by Mrs. Dix, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that **Phillip Beeler** and **Mark Sciore** be and are hereby appointed part-time Dispatchers at \$16.00 per hour, the effective date to be determined by the Chief of Police.

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

Reports:

In response to comments by Mr. Silva on the drainage basin at Timber Glen, Mr. Smith explained once they cleaned it out before they had a lot of topsoil and sediment from the side slopes in the bottom and he thinks their intention is to pump it down, remove the sediment and any unsuitable material in the bottom and replace it with suitable draining material and hoping the infiltration area will work. He said the important thing is to get the side slopes stabilized. Mr. Silva asked if they gave a start date for the work once it is drained. Mr. Smith explained they said it would start immediately and they had considered starting on Saturday if it was pumped down enough.

Mr. Guishard reported receiving information on Habitat for Humanity volunteer activities and asked how it could be gotten out to the public. Mayor Gatto asked the Administrator to have it posted on the Township website.

March 18, 2013

Mrs. Link reported her niece who swore her in, Dawn Zimmer, the Mayor of Hoboken has been given very high status in solving problems for her community regarding (storm) Sandy; she was featured in the NHU; many things she has written can be seen on the Hoboken website; and she is opposing Rubén Omaro for Mayor.

Mr. Silva showed magnets that will be given out at 200<sup>th</sup> Anniversary Hometown Celebration and will be available at various locations in a couple of weeks. He invited the public to help themselves to the magnets after the meeting adjourned. Mr. Silva reported banners will be out in front of Town Hall soon.

Mayor Gatto reported the American Conference on Diversity Atlantic Chapter will present a free program for veterans 8 AM-Noon on March 21<sup>st</sup> in the Walter Edge Theater at the ACCC Mays Landing Campus. She reported Ronnie Faist, an Oakcrest graduate, recently returned to New Jersey with the Nuclear Cowboyz for his free style motorcycling. The Mayor reported Richard Ples, another Oakcrest graduate is filming a movie in Atlantic City called the AC Chronicles that highlights some of the effects of devastation in this area after hurricane Sandy; he is looking for support of some post production work; and has it on Kickstarter.com. Mayor Gatto reported Chris Groome, owner of the Brownies Squared bakery in Mays Landing, has his project called the Gastro Emporium on the Kickstarter.com. She explained Kickstarter.com is a website for small businesses looking to get private backing for their projects. Mrs. Dix reported Jason Holstrum, a resident on 4<sup>th</sup> Street and the husband of Dr. Kesselman's niece, is Chris Groome's partner in that project.

Public Comment:

John Kurtz reported discussing with the Veterans' Advisory Board an addition to Hometown Celebration to identify veterans at the Celebration with some type of button or something they can wear during the 2-day Celebration and some other things Mr. Bongiovanni is working on with the Celebration Committee to make sure the veterans have a good showing.

Mr. Kurtz commented on the Mays Landing Merchants' Association cleaning some areas of the Cove and expressed his opinion the Public Works hours on weekends could be reduced by using more Clean Communities Funds. He explained the areas the Merchants' Association cleans and said Public Works just comes to use the beach machine and then collect the trash and put it in the dumpster. Mr. Kurtz suggested another group could be identified that might empty the cans and take them to the dumpster and that if another group was identified, between the two organizations they could reduce the number of Public Works hours. Mrs. Dix said she mentioned to Mr. Jacobs and Mr. Guishard that they need to meet with Steve Blankenship on the most expeditious way to take care of business at the Cove.

March 18, 2013

There being no further questions or comments from the public, Mr. Silva moved, seconded by Mr. Guishard, that the public comment portion be closed.

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

Mrs. Dix moved, seconded by Mr. Silva, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that this meeting be adjourned to an executive session to discuss pending litigation which is exempt from public discussion pursuant to the New Jersey Open Public Meetings Law.

BE IT FURTHER RESOLVED that the governing body will not reconvene in public session because no action is expected to result from the discussions at this time.

BE IT FURTHER RESOLVED that the results of said executive session shall be made known as soon as the basis for confidentiality is no longer confidential.

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

The public session ended at 7:43:11 PM on the recorder.

ATTEST:

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