

TOWNSHIP OF HAMILTON
6101 THIRTEENTH STREET
MAYS LANDING, NJ
OCTOBER 15, 2012

The regular meeting of the Township Committee of the Township of Hamilton, Atlantic County, New Jersey was held on the above date with Mayor Roger Silva presiding. Members present were Charles Cain Jr., Aline Dix, Amy Gatto and Dr. Harvey Kesselman. Also present were Michael S. Jacobs, Township Administrator, Joan I. Anderson, Township Clerk, Robert S. Sandman, Township Solicitor, and Robert J. Smith, 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 for 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 October 15, 2012 in the municipal building, Mays Landing, New Jersey.

A moment of silence for private reflection was observed. The Mayor asked that the Gasko family be remembered.

There was no executive session and no executive session confirmations.

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 following items be added to the agenda of this meeting for consideration and action to be taken thereon tonight:

- 9.A Insert name of business to be approved:
- (1) Valentino Inspired (#1090) - ladies accessories retail store at Hamilton Mall.
- 9.B Change effective date from October 16 to November 1, 2012 at request of applicant's attorney.
- 9.J Approve rescheduled (rain date) coin drop for Atlantic County Sheriff's Department Unity Tour Team at Estelle & Landis Avenue to October 27, 2012.
- 9.K Authorize renewal of inactive Liquor License #0112-33-026-006, Koi Fish Café, LLC, for the 2012-2013 license year pursuant to Special Ruling issued by A.B.C. October 9, 2012.
- 9.L Accept \$4,602.60 Travelers Casualty & Surety Co. of America bond #105795158 as maintenance guarantee for SBA Communications cell tower behind town hall to replace Travelers bond #105527195 posted by previous site owner, Capital Telecom Acquisition LLC.
- 9.M Establish 6 PM to 8 PM on Wednesday, October 31, 2012 as the official Trick or Treat date and time.
- 9.N Authorize Solicitor to prepare Ordinance to vacate the 10' alley between Lots 5 & 6 in Block 748.
- 11.A Authorize John Garton to do 7 hours of inspection work for Fire Alarm Devices at Oakcrest High School at his regular hourly rate of \$23.73.
14. Add Potential Litigation (2) Personnel.

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

There were no public comments on agenda items not listed for public hearing.

2013 Shared Services Agreement with PAL:

Ms. Gatto commented on this being initiated last year and on how successful the PAL programs are. Mr. Jacobs explained that PAL administers use of the building and any organization wanting to meet or run a program there just has to meet with them. Mayor Silva explained the Township's right to use it as an emergency shelter if necessary. Mr. Jacobs said the Township also uses it for elections.

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Ms. Gatto 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 Mayor is hereby authorized to sign the 2013 Shared Services Agreement with PAL for use of the Frank Grieco Center for the period January 1, 2013 through December 31, 2013.

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

Remington Vernick proposal for surveying & engineering services for proposed parking lot on Lots 2, 3 & 4 in Block 785:

Mr. Jacobs explained that the Township acquired properties across the street from Town Hall in order to expand its parking capability; there is enough property for a minimum of 75 to 80 spaces; the Township can use the right-of-ways if they need to; a meeting has been held with Pinelands and the application should be fairly simple because half the work was done on it for a prior application. Mr. Jacobs explained the engineer's proposal is for doing the design; it is a topo survey for drainage, not a metes and bounds survey; and he doesn't see any reason not to move ahead with the design if the Committee wants to do the project. Mr. Jacobs explained there is still a small lot that the Township trying to obtain but it is not critical to the project and, depending on the timing, the Township may move forward with the project without it. Mr. Smith said he didn't anticipate any problems with Pinelands. Mr. Jacobs explained the Township will have to vacate the alley and may need a use variance for the zoning. Ms. Gatto said she thought 75 to 80 spaces is a good number. Mr. Smith explained the number of spaces was estimated based on anticipated area reserved for drainage and could vary. He said once a concept is ready, he will present it to the Committee.

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 Remington & Vernick Engineering proposal to provide surveying and engineering services for the proposed parking lot on Block 785, Lots 2, 3 and 4, dated March 14, 2012, is hereby accepted and the contract for same is awarded to them for a fixed fee of \$19,750.00.

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

Public hearing/adoption - Ordinance #1729-2012:

Mr. Jacobs explained the Ordinance does nothing except move words from one section of an ordinance to another ordinance where it really should be because Chapter 80 is being eliminated. Mrs. Dix said Chapters 66 and 80 are being eliminated entirely and a new ordinance is being created to consolidate everything in one place; all the Administrator's job obligations that are already in other Ordinances are being moved into this one; and none of them were deleted.

There being no questions or comments from the public on the Ordinance, Mrs. Dix moved, seconded by Dr. Kesselman, that the public hearing be closed.

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

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

WHEREAS, Ordinance #1729-2012 was introduced and passed first reading on October 1, 2012 and was duly advertised in the October 3, 2012 issue of the Atlantic County Record for a public hearing to be held on October 15, 2012; 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 #1729-2012 be and is hereby adopted.

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

TOWNSHIP OF HAMILTON
ATLANTIC COUNTY, NJ.

ORDINANCE #1729-2012

AN ORDINANCE OF THE TOWNSHIP OF HAMILTON TO AMEND THE TOWNSHIP CODE CHAPTER 60, ARTICLE VI, ADMINISTRATOR, SUB-SECTION 35 POWERS AND DUTIES, TO INCORPORATE THE ADDITIONAL DUTIES APPROVED IN ORDINANCE #1630-2008

BE IT ORDAINED BY THE Township Committee of the Township of Hamilton, County of Atlantic, State of New Jersey that the following salary and wage ranges are hereby established for municipal officials and employees of the Township of Hamilton who are not covered by a collective bargaining unit.

SECTION 1.

Amend ARTICLE VI, ADMINISTRATOR, Sub-section 35, by adding a new letter "W." to the end of this sub-section:

W. Administrative and Personnel Actions:

The Township Administrator shall also have the authority to do the following:

1. Approve all Leaves of Absence authorized by adopted Twp Ordinances and contracts.
2. Accept all employee resignations.
3. Approve employee transfers.
4. Approve employee returns from authorized leaves.
5. Approve members to the volunteer Fire and EMS departments pending completion of all Township Committee approved procedures.
6. Approve blue light permits if designated as such by the Mayor.
7. Grant regular status to employees who have successfully completed introductory period or deny continuance of employment to employees who have not successfully completed introductory.
8. Expand clerical, non-union employee's standard work (not to exceed 40 hours per week) based on work load and budget.

SECTION 2. All ordinances or parts of ordinances or any resolutions of the Township of Hamilton inconsistent herewith are repealed in full.

October 15, 2012

SECTION 3. If any part or parts of the Ordinance are for any reason held to be invalid by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance.

SECTION 4. This Ordinance shall take effect immediately after final passage and publication as provided by law.

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

ATTEST:

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

ROGER SILVA, MAYOR

ROLL CALL: CAIN "YES"
DIX "YES"
GATTO "YES"
KESSELMAN "YES"
SILVA "YES"

ORDINANCE #1729-2012 INTRODUCED & PASSED FIRST READING ON OCTOBER 1, 2012.
ORDINANCE #1729-2012 ADOPTED OCTOBER 15, 2012.

Public hearing/adoption - Ordinance #1730-2012:

There being no questions or comments from the public on the Ordinance, Mr. Cain moved, seconded by Mrs. Dix, that the public hearing be closed.

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

Prior to the Mayor calling for a motion on adoption of the Ordinance, Mr. Jacobs explained the Ordinance requires the Handbook that has already been adopted; the new sections were already adopted in the new handbook; and it establishes a flat increase pay increase for the non-union employees instead of a percentage for 2013. He explained the PBA contract calls for a 2% raise on March 1, 2013; this Ordinance is equivalent to 2% in dollars for non-union employees effective March 1st of next year; the Teamsters aren't getting it because they got a raise this year that the police and non-union employees did not get; the Personnel Committee is recommending the non-union increase be flat dollars so that those making a lower wage get the same as those making a higher wage; the non-union employees haven't gotten a raise in two years and their health insurance contributions have gone up more than this raise. Mr. Jacobs said flat increases make sense on occasion but can't be done all the time. Ms. Gatto explained the Ordinance is worded in such a way that it has a time period limitation. Mr. Jacobs explained it creates a history that this raise is specifically a flat increase to the full time employees and it is built into their salary the same way the 2% would have been so the higher paid employees will get a little less than lower paid ones each year. Mrs. Dix asked if there is a policy as to who qualifies to get a raise and if someone hired December 1st will get a raise on March 1st. Mr. Jacobs explained a sheet showing the hourly rates and the names of every employee was attached to the information he gave to the Members; every position listed in Section 1 in the Ordinance gets the increase; those in Section 2 do not; and every part-time employee will get a 2% an hour raise. Mrs. Dix said her question was how long a person has to work for the Township before they are eligible to get a raise. Mr. Jacobs said anyone on the payroll on March 1st will get the raise. Mrs. Dix said it will be given even if they were hired February 1st and she objects to that kind of thing. Dr. Kesselman said there hasn't been a hiring spree and the higher wage earners are actually giving up a piece of the percentage to the lower wage earners. Mr. Jacobs said it is a one time thing. Mrs. Dix said she agrees 100% with lump sum dollar amounts rather than percentages but it is the concept of how long you have been on the payroll before getting a raise. Mr. Jacobs explained the only way to fill a position is when someone leaves and they don't start where the

existing employees are and the Ordinance removes minimum salaries. Mayor Silva said the history of this Committee will show that it has been very prudent, very careful, and there weren't any raises for almost 3 years. He said he understood where Mrs. Dix was coming from but Dr. Kesselman's comment was right on target. Mr. Jacobs explained the two employees in the new Housing Program are former full-time employees that were recalled as part-timers. He explained the staffing chart the Committee adopted shows every position title, the employee count allowed in that title and that the number can't be exceeded without adoption of an ordinance to amend it. Mr. Jacobs cited the staffing chart for police officers showing 49 police officers as an example and explained that if the Committee wants to have 50 officers they will have to do an ordinance to amend it and identify how they are going to pay for it but if a police officer retires and the Township Committee wants to fill the position they can do that with a resolution just as they have been doing. He explained every time the Ordinance is amended the Personnel Office is required to post it and file the other one in a book and that the Ordinance creates a history. Mr. Jacobs said some things identified in the Strategic Planning initiative are adopted in this ordinance and can now be taken out of the proposed finance ordinance.

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

WHEREAS, Ordinance #1730-2012 was introduced and passed first reading on October 1, 2012 and was duly advertised in the October 3, 2012 issue of the Atlantic County Record for a public hearing to be held on October 15, 2012; 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 #1730-2012 be and is hereby adopted.

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

TOWNSHIP OF HAMILTON
ATLANTIC COUNTY, NJ.
ORDINANCE #1730-2012

AN ORDINANCE OF THE TOWNSHIP OF HAMILTON TO AMEND AND COMBINE CHAPTER 80 SALARIES AND COMPENSATION, AND CHAPTER 66 PERSONNEL AND TO DELETE CERTAIN SUB-SECTIONS WHICH ARE REDUNDANT AND/OR CONFLICTING WITH THE TOWNSHIPS EMPLOYEE HANDBOOK AS FOLLOWS:

BE IT ORDAINED BY THE Township Committee of the Township of Hamilton, County of Atlantic, State of New Jersey that the existing Chapter 66, PERSONNEL is hereby deleted in its entirety and replaced with the following new Chapter 66 PERSONNEL:

SECTION 1.

Delete Chapters 80 SALARIES AND COMPENSATION, and 66 PERSONNEL, in their entirety and replace them with a new Chapter 66 to read as follows:

ARTICLE I

Personnel

66-1. Employee Handbook Required.

An Employee handbook dated shall be adopted by Resolution and shall include among other policies the following specific policies:

1. Employee Hiring
2. Introductory (formally known as Probationary) and Permanent Employment Status
3. Anniversary Date and Service Time
4. Definitions
5. Leave (ie. Vacations, Holidays, Personal days, Sick leave, Funeral Leave, Other Excused Absences, and Leave of Absence, Injury Leave.
6. Hours of work and Payroll Records
7. Discipline and Discharge
8. Overtime
9. Compensatory Time
10. Grievances
11. Outside Employment
12. Maintenance of Records; access
13. Resignations
14. Termination and Seniority and Benefits
15. Training; College; Continuing Education
16. Personnel Files
17. Equal Opportunity
18. Affirmative Action

This Employee Handbook shall be reviewed by the Township Labor Attorney and the Joint Insurance Fund to assure it complies with Federal, State, and Local Laws, and meets the standards to receive a reduced insurance deductible and co-pay.

66-2. Definitions

FULL-TIME EMPLOYEE

Includes all township employees who are employed 12 months a year and receive an annual salary set by ordinance and have specific basic workweeks and required hours as set by the Township Committee or by contract approved by the Township Committee. Full-time employees shall not include employees who work less than 35 hours per week.

MANAGEMENT

Those employees who are responsible for the day-to-day operations and supervision of their respective departments, responsible for the budgets for those departments and are not otherwise covered within a group by a contract approved by the Township Committee.

PART-TIME HOURLY EMPLOYEES

Those employees working on an as-needed basis and paid by the hour. Hourly rates for part-time hourly employees shall be set by ordinance. Hourly employees shall not be paid for holidays nor shall they receive benefits, including but not limited to paid sick leave, vacation leave and health insurance benefits.

PART-TIME SALARIED EMPLOYEES

Those employees who receive an annual salary set by ordinance and work 12 months per year, but not full-time. An average number of hours to be worked by part-time salaried employees may be set by the Township Committee. Part-time salaried employees shall not receive benefits provided for full-time employees.

ARTICLE II Salaries and Compensation

66-3. Purpose; effective date.

This Article establishes the maximum salaries (listed in Attachment A “Salary and Staffing Chart”) for non-aligned officers and employees of the Township of Hamilton, County of Atlantic, State of New Jersey, in accordance with the provisions of this Article, as set forth below, to be effective October 1, 2012.

66-4. Collective Bargaining Units

The Township Administrator is hereby authorized to make payment of salaries, remuneration, allowances and expenses as may be provided for by any Collective Bargaining Agreement or Employment Agreement approved by the Township Committee. The Township Administrator shall also have the authority to make step promotions contained in the Collective Bargaining Agreements, including early step promotions (not to exceed one year early) if consistent with Collective Bargaining Agreement criteria. If anything contained in a Township Committee approved agreement conflicts with this ordinance, the approved agreement shall prevail until its expiration date when the affected employee shall become subject to this ordinance.

66-5. Annual Increases for employees listed in Attachment “A - Section #1”:

- A. The Township Administrator shall have the authority to award an annual percentage increase in salary up to the following percentages based on performance, attendance and customer–service:

January 1, 2009 = 3.90%

January 1, 2010 = 3.75%

January 1, 2011 = 3.75% Repealed

January 1, 2012 = 0%

March 1, 2013 = \$1,375.00 flat increase to full time employees and 2% increase to non-full time employees, listed in Section #1 of Exhibit “A”

- B. Salaries shall be paid every other week at a sum equal to the annual salary divided by the number of pay periods in the calendar year (normally 26 but occasionally 27) or per hour wages for hourly employees.

66-6. Maximum Number of Employees.

This Article establishes a complete list of all approved Job Titles and the maximum number (listed in Attachment A “Salary and Staffing Chart”) of full and part-time employees approved to be employed in each job title, of the Township of Hamilton, County of Atlantic, State of New Jersey, in accordance with the provisions of this ARTICLE, as set forth below and in Attachment A, to be effective October 1, 2012.

66-7. Maintenance of Employee Positions and Titles.

- A. The Township Committee may back-fill vacated positions contained on Attachment “A” by resolution.

- B. The Township Committee must amend the ordinance when increasing the number of positions, increasing the maximum salary for any position, and/or adding a new Title to Attachment “A”.

- C. The Salary and Staffing Chart approved by the Township Committee shall be maintained in the Human Resources Office and posted at all times. The initial posting shall be as provided in “Attachment A” attached to this ordinance. Each and every time a change is made to this Chart a new Chart shall be posted to reflect said change and signed by the Mayor and Township Clerk and immediately reposted. Once replaced, the old Chart shall be placed in a binder, and each and every time thereafter it is replaced, the replaced exhibit, shall be placed in the same binder thereby creating lasting history of personnel changes.

66-8. Health Insurance Contribution

The Township shall provide non-aligned employees with the same health, prescription, eye, and dental insurance as it does for Teamster Employees. All non-aligned employees shall be required to continue contributing to the costs of the Health Insurance Plan, as is mandated by law, including P.L. 2011, Chapter 78 and which shall replace and not be in addition to any other contribution. Such payments shall be withheld in equal installments throughout the year from an employee’s paychecks. The Township shall maintain its Section 125 Plan so the contributions may be “pre –tax”.

66-9. Mileage Reimbursement

The mileage reimbursement for business use of an employee’s personally owned vehicle (POV) will be in accordance with the Internal Revenue Service Code Section 162 – Mileage Allowance Rate. Employees are mandated to use a Township pool vehicle unless one is not available as determined by the Department Head. Use of a POV for township business shall be kept to an absolute minimum.

SECTION 2. All ordinances or parts of ordinances or any resolutions of the Township of Hamilton inconsistent herewith are repealed in full.

SECTION 3 If any part or parts of the Ordinance are for any reason held to be invalid by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance.

SECTION 4 This Ordinance shall take effect immediately after final passage and publication as provided by law.

ATTEST:

TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF HAMILTON,
COUNTY OF ATLANTIC

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

ROGER SILVA, MAYOR

ROLL CALL: CAIN "YES"
 DIX "YES"
 GATTO "YES"
 KESSELMAN "YES"
 SILVA "YES"

ORDINANCE #1730-2012 INTRODUCED & PASSED FIRST READING ON OCTOBER 1, 2012.
ORDINANCE #1730-2012 ADOPTED OCTOBER 15, 2012.

EXHIBIT A

**LISTING OF ALL NON-UNION POSITIONS
MAXIMUM AND CURRENT SALARIES AND WAGES**

EFFECTIVE DATE October 1, 2012

SECTION # 1

TITLE	SALARY MAXIMUM
FULL-TIME DEPARTMENT HEADS	
Township Administrator	\$ 130,000
Chief of Police	\$ 130,000
Chief Financial Officer	\$ 120,000
Township Clerk	\$ 115,000
Director of Public Works	\$ 115,000
Director of Community Development	\$ 115,000
Municipal Court Judge	\$ 110,000
FULL-TIME DEPUTIES AND DIVISION CHIEFS	
Police Captain	\$ 120,000
Municipal Court Administrator	\$ 90,000
Deputy Director of Public Works	\$ 90,000
Division Chief, Plumbing Sub-Code	\$ 75,000
Division Chief, Tax Assessor	\$ 90,000
Division Chief, Tax Collector	\$ 90,000
Division Chief, Fire, Sub-Code, Rent Housing Off.	\$ 65,000
Division Chief, Planning	\$ 80,000

Deputy Chief Financial Officer	\$ 75,000
Deputy Municipal Clerk	\$ 70,000
Division Chief, Roads and Drainage	\$ 70,000
Division Chief, Maint., Rec., & Grounds.	\$ 70,000

FULL-TIME NON-UNION EMPLOYEES

Communications and Records Supervisor	\$ 70,000
Director of Management Info. Systems (MIS)	\$ 80,000
MIS Specialist	\$ 70,000
Electric & Building Sub-code	\$ 70,000
Director of Human Resources	\$ 60,000
Tax Assessing Appraiser	\$ 60,000
Administrative Assistant (Location Const. Office)	\$ 45,000
Executive Assistant to the Township Admin.	\$ 55,000
Accounts Payable/Purchasing	\$ 55,000
Executive Assistant to the Chief of Police	\$ 50,000

PART-TIME REGULAR ANNUAL AMOUNT

Emergency Management Director	\$ 6,000
Public Defender	\$ 40,000

PART-TIME REGULAR HOURLY RATE

Fire/Code/Housing Inspector	\$ 25.00 per hr.
Fire/Code/Housing Inspector	\$ 25.00 per hr.
Fire/Code/Housing Inspector	\$ 25.00 per hr.
Fire/Code/Housing Inspector	\$ 25.00 per hr.
Fire/Code/Housing Inspector	\$ 25.00 per hr.
Clerk	\$ 15.00 per hr.
Clerk	\$ 15.00 per hr.
Clerk	\$ 15.00 per hr.
Clerk	\$ 15.00 per hr.
Clerk	\$ 15.00 per hr.

PART-TIME REGULAR DUAL POSITIONS

JIF Safety Director	\$ 5,000
JIF Claims Coordinator	\$ 5,000
Alt. Fund Commissioner	\$ 5,000
Grant/Records Manager Archivist	\$ 3,000
Registrar of Vital Statistics	\$ 5,000
Deputy Registrar of Vital Statistics	\$ 4,000
Construction Code Official	\$ 30,000
Grant/Records Deputy Manager Archivist	\$ 1,500
PACO	\$ 15,000
Shared Service Egg Harbor City Dispatch	\$ 6,000
ESAB Secretary	\$ 3,500
Housing Liaison (COAH)	\$ 15,000
Fire Official	\$ 20,000

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
Laborer	\$ 15.00 per hour
Laborer	\$ 15.00 per hour

SECTION # 2

PART-TIME REGULAR ANNUAL AMOUNT

Township Committee Member	\$ 15,000
Township Committee Member	\$ 15,000
Township Committee Member	\$ 15,000
Township Committee Member	\$ 15,000
Township Committee Member	\$ 15,000

PART-TIME SEASONAL HOURLY RATE

Cove Day Manager	\$ 16.00 per hour
Head Life Guard	\$ 15.00 per hour
Life Guard	\$ 14.00 per hour

October 15, 2012

Head Beach Badge Inspector \$ 14.00 per hour
Beach Badge Inspector \$ 13.00 per hour

Township Clerk Date

Mayor Date

Introduction/Referral - Ordinance #1731-2012:

Mr. Jacobs explained this should have been listed as Introduction and Referral to the Planning Board. Mr. Cain said the Planning Board did quite a bit of work on this Ordinance; it looked like the Committee got two of the three things they requested; he believes it will be acceptable to the Planning Board and meets with their intent.

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Ordinance #1731-2012 be and is hereby introduced and passed on first reading and the Township Clerk is authorized to advertise same in the October 17, 2012 issue of the Atlantic County Record for a public hearing to be held in the municipal building, Mays Landing, New Jersey at 6:30 PM on Tuesday, November 13, 2012.

BE IT FURTHER RESOLVED that Ordinance #1731-2012 be referred to the Hamilton Township Planning Board for review and recommendations.

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

TOWNSHIP OF HAMILTON
ORDINANCE NO. 1731 - 2012

AN ORDINANCE AMENDING CHAPTER 203, KNOWN AS THE LAND USE AND DEVELOPMENT ORDINANCE OF THE TOWNSHIP OF HAMILTON, AND ORDINANCE 1722-2012 TO ADOPT AMENDED STANDARDS FOR WETLANDS MANAGEMENT AMEND THE DENSITY BONUS PROVISIONS STANDARDS FOR RESIDENTIAL CLUSTER DEVELOPMENTS IN THE PINELANDS FOREST AND RURAL DEVELOPMENT AREAS.

WHEREAS, on June 18, 2012 Township Committee adopted Ordinance #1722-2012 amending Chapter 203 of the Township Code (Land Use and Development) to incorporate amendments to the Pinelands Comprehensive Management Plan creating or amending standards for cluster development in Forest and Rural Development Areas, wetlands management and forestry; and,

WHEREAS, on October 12, 2012 the Pinelands Commission conditionally certified Ordinance 1722 -2012. as being consistent with the Pinelands Comprehensive Management Plan; and,

WHEREAS, in order to receive unconditional certification it is necessary to adopt amendments relating to wetlands management and cluster development in Forest and Rural Development Areas.

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

SECTION 1. Chapter 203, Land Use and Development, of the Code of the Township of Hamilton is hereby amended as follows:

- A. Amend Article XV, Special Regulations, §203-183, Wetlands development by replacing §203-183A (5) with the following:

(5) Fish and wildlife activities and wetlands management in accordance with NJAC 7:50-6.10.

B. Amend Article XV, Special Regulations, §203-196.1, Residential Cluster Development in the Forest Area and Rural Development Districts, by amending §203-196.1B(3)(a) to read as follows:

(3) Bonus Density:

(a) A density bonus may be applied to the cluster development and shall be calculated on the basis of the area of the parcel of land and the density permitted in subsection A(1) above. All area must be contiguous and no outparcels shall be permitted. The density bonus shall be applied in accordance with the following table.

Upland Area Size	RD-2.5 District	RD-4 District	RD-5 District	FA-10 and RD-20 Districts	FA-25 and FA-70 Districts
< 50 acres	0	0	0	0	0
50 – 99.99 acres	0	10%	15%	20%	25%
100 – 149.99 acres	0	15%	20%	25%	30%
≥ 150 acres	0	20%	25%	30%	40%

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. 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

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

ROGER SILVA , MAYOR

ROLL CALL: CAIN "YES"
 DIX "YES"
 GATTO "YES"
 KESSELMAN "YES"
 SILVA "YES"

ORDINANCE NO. 1731-2012 INTRODUCED AND PASSED FIRST READING ON OCTOBER 15, 2012.

Award of Contracts for Clam Shells & Geo-Textile Fabric:

Mr. Jacobs explained the clam shells purchase is funded by repurposed funds from the County; it is for the Underhill parking lot; the Geo-textile fabric goes under the shells to keep the dirt and hopefully the weeds from mingling with them and it allows drainage. He explained the textile fabric contract award was amended by the late list because the Township had to go with a different vendor.

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

WHEREAS, the only bid received on September 12, 2012 for supply and delivery of Clam Shells (Bid #2012-11) was submitted by Perna Construction LLC, Hammonton, NJ 08037; and

October 15, 2012

WHEREAS, the bid has been reviewed by the Deputy Chief Financial Officer/QPA and Director of Public Works and found to be responsive,

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hamilton that the bid of Perna Construction LLC be and is hereby accepted and the contract for supply and delivery of Clam Shells is hereby awarded to them in the amount of \$35.00 per cubic yard as recommended by the Deputy Chief Financial Officer/QPA.

BE IT FURTHER RESOLVED that funding for said contract shall appropriated from the Atlantic County Open Space Grant.

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

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

WHEREAS, the Township of Hamilton received the following sealed bids for Geo-textile Fabric (Bid #2012-12) on September 12, 2012:

Barbato Nursery Corp., Holbrook, NY	\$1.13 per square yard
Perna Construction, Hammonton, NJ	\$2.15 per square yard

WHEREAS, the bids have been reviewed by the Deputy Chief Financial Officer/QPA and Director of Public Works and Perna Construction LLC, Hammonton, NJ, has been determined to be the lowest responsive/responsible bidder,

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hamilton that the bid of Perna Construction LLC, Hammonton, NJ, is hereby accepted and the contract for Geo-textile Fabric (Bid #2012-12) is hereby awarded to them in the amount of \$2.15 per square yard as recommended by the Deputy Chief Financial Officer/QPA.

BE IT FURTHER RESOLVED that funding for said contract shall be appropriated from the Atlantic County Open Space Grant.

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

Award of bid for Mowing & Property Maintenance (Bid #2012-13):

Mr. Jacobs explained this was a weighted average bid; there is no minimum amount of work; it is "as needed" as the Property Maintenance Code is enforced; any cost will be placed as a lien on the property. Mrs. Dix asked if anybody is on the verge of being visited by the Code Enforcement People and said that is what she wants to look at next. She commented on properties that have been in disrepair for six months and said nothing has been done about the five that she filed complaints about. Mr. Jacobs commented on the problem with enforcement being that you can fine people all you want but it doesn't get the grass mowed but this service will. Mrs. Dix said she thought the issue is that a lot of the properties are in foreclosure. Mr. Cain asked who makes the decision to authorize it. Mr. Jacobs explained the Inspector will go out and inspect the property; when the response time lapses they will inspect it again to make sure it wasn't mowed; the inspector will do the requisition for the work; Mr. Primavera will approve it; he will inspect it after the work is done to make sure the contractor did the work; and there is an administrative fee added on top of the cost of the work. Mrs. Dix asked if it what will happen if they don't act in 30 days will be specified in writing when they are cited at the time of the initial inspection. Mr. Jacobs said it will be.

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

WHEREAS, the following bids were received on September 12, 2012 for Property Maintenance Mowing and Other Specialized Landscaping Services (Bid #2012-13):

Warriners Construction, Egg Harbor Twp., NJ	Base Bid \$339.00
Ocean Lawn Landscaping, Manahawkin, NJ	Base Bid \$342.00
Perna Construction, Hammonton, NJ	Base Bid \$465.00

WHEREAS, the bids have been reviewed by the Deputy Chief Financial Officer/QPA and Director of Public Works and Warriners Construction has been determined to be the lowest responsive/responsible bidder,

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hamilton that the bid of Warriners Construction, Egg Harbor Township, New Jersey is hereby accepted and the contract for Property Maintenance Mowing and other Specialized Landscaping Services (Bid #2012-13) is hereby awarded to them in the Base Bid amount of \$339.00 as recommended by the Deputy Chief Financial Officer/QPA.

BE IT FURTHER RESOLVED that funding for said contract shall be appropriated from the Housing Code Enforcement Other Expense line item of the 2012 Operating Budget.

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

Before the vote on the consent agenda Mr. Jacobs explained the Chapter 159 resolutions to put the \$43,000 and \$45,000 grants into the budget brought the total amount received in grants this year to about \$1 million excluding the \$400,000 that was repurposed.

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that the Business Registration License for Valentino Inspired (#1090), a ladies accessory retail store in Hamilton Mall, be and is hereby approved.

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

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

RESOLUTION AUTHORIZING A PERSON TO PERSON TRANSFER OF
PLENARY RETAIL CONSUMPTION LICENSE #0112-33-005-004

WHEREAS, an application has been filed for a Person-to-Person transfer of Plenary Retail Consumption License Number 0112-33-005-004, heretofore issued to ML Joey Corp., a limited corporation of the State of New Jersey trading as Maplewood II, for premises located at 6126 Black Horse Pike, Mays Landing, NJ, to Linda Jim, LLC, a limited liability corporation of the State of New Jersey, for premises located at 6126 Black Horse Pike, Mays Landing, NJ; and

WHEREAS, the application form submitted is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated hereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

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WHEREAS, the applicant has disclosed and the authorized municipal authority has reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the licensed business,

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Hamilton, County of Atlantic, does hereby approve the person to person transfer of aforesaid Plenary Retail Consumption License Number 0112-33-005-004 to Linda Jim, LLC, effective November 1, 2012 and the Township Clerk is hereby directed to endorse the license certificate to the new ownership as follows: "This license, subject to all of its terms and conditions, is hereby transferred to Linda Jim, LLC, a limited liability corporation of the State of New Jersey, for premises located at 6126 Black Horse Pike, Mays Landing, NJ effective November 1, 2012."

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

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

RESOLUTION AUTHORIZING A PERSON TO PERSON AND PLACE TO PLACE
TRANSFER OF PLENARY RETAIL CONSUMPTION LICENSE #0112-33-023-007

WHEREAS, an application has been filed for a Person to Person and Place to Place transfer of Plenary Retail Consumption License Number 0112-33-023-007, heretofore issued to GMRI, Inc., an inactive license with an address for mailing purposes only of 1000 Darden Center Drive, Orlando, FL to RARE Hospitality International, Inc., trading as LongHorn Steakhouse #5484, for premises located at 4417 Black Horse Pike, Mays Landing, NJ; and

WHEREAS, the application form submitted is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated hereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

WHEREAS, the applicant has disclosed and the authorized municipal authority has reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the licensed business,

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Hamilton, County of Atlantic, does hereby approve the Person to Person and Place to Place transfer of aforesaid Plenary Retail Consumption License Number 0112-33-023-007 to RARE Hospitality International, Inc., trading as LongHorn Steakhouse #5484, effective October 16, 2012 and the Township Clerk is hereby directed to endorse the license certificate to the new ownership as follows: "This license, subject to all of its terms and conditions, is hereby transferred to RARE Hospitality International, Inc., for premises located at 4417 Black Horse Pike, Mays Landing, NJ effective October 16, 2012."

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Weymouth United Methodist Church check #1020 in the amount of \$72,332.90 be and is hereby accepted to be held in escrow as a performance guarantee for site work and landscaping on Block 587, Lot 2.

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that PNC Bank cashier's check #1841252 in the amount of \$4,690.00 be and is hereby accepted to be held in escrow as a performance guarantee for John Pucci site work and landscaping on Block 1305, Lots 9.01 and 9.05.

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that the Chief Financial Officer is hereby authorized to release the sum of \$5,035.55 being held in escrow as the Cologne Garden Apartments buffer plantings maintenance guarantee for Jack Trocki Development Company, LLC, on November 9, 2012 as recommended by the Township Engineer dated June 4, 2012.

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

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

TOWNSHIP OF HAMILTON
ATLANTIC COUNTY, NEW JERSEY

WHEREAS, the New Jersey Department of Transportation (NJDOT) recently completed a traffic investigation on Route 50 in the Township of Hamilton; and

WHEREAS, NJDOT recommends a revision to the centerline pavement markings on Route 50 to create a "No Passing Zone" in the vicinity of Mile Post 19.3 (3rd Street) for safety reasons; and

WHEREAS, this project will create safer driving conditions in this area of Route 50,

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hamilton, County of Atlantic, in the State of New Jersey, that it supports the use of a "No Passing Zone" on Route 50 in the Township of Hamilton as recommended by NJDOT.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be forwarded to NJDOT as requested.

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that the following item of revenue with offsetting appropriations be and is hereby inserted in the 2012 Municipal Budget pursuant to N.J.S.A. 40A:4-87:

Revenue Title: Safe Corridors Act, the Highway Safety Fund	\$43,101.83
Appropriation Title: Safe Corridors Act, The Highway Safety Fund	\$43,101.83

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that the following item of revenue with offsetting appropriations be and is hereby inserted in the 2012 Municipal Budget pursuant to N.J.S.A. 40A:4-87:

Revenue title: Neighborhood Crime Prevention Grant Program	\$45,245.00
Appropriation title: Neighborhood Crime Prevention Grant Program	\$45,245.00

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

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

BE IT RESOLVED that the Township Committee of the Township of Hamilton does hereby support the request of the Rotary Club of Mays Landing for Atlantic County approval to close Main Street in Mays Landing from its intersection with Old Harding Highway to its intersection with Route 50 on October 30, 2012 for its annual Halloween Parade.

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that rescheduling of the previously approved coin drop for Atlantic County Sheriff's Department Unity Tour Team **from** October 7, 2012 **to** October 27, 2012 is hereby approved.

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

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

RESOLUTION AUTHORIZING RENEWAL OF INACTIVE LIQUOR LICENSE WITH SPECIAL RULING OF THE DIVISION OF ALCOHOLIC BEVERAGE CONTROL

WHEREAS, Koi Fish Cafe, LLC a limited liability corporation of the State of New Jersey, is the owner of Plenary Retail Consumption License #0112-33-026-006; and

WHEREAS, aforesaid PRC License #0112-33-026-006 has been inactive since December 16, 2000; and

WHEREAS, Koi Fish Cafe, LLC, filed the required application for renewal and paid the renewal fees for the 2012-2013 license year which was accepted by the Township Committee of the Township of Hamilton on June 18, 2000 for filing only and with no action taken to approve or deny its renewal pending receipt of the required Alcoholic Beverage Control Special Ruling for renewal; and

WHEREAS, the Division of Alcoholic Beverage Control issued a Special Ruling pursuant to N.J.S.A. 33:1-12.39 on October 9, 2012 under Agency Docket No. 09-12-7838 which authorized the Township of Hamilton, at its discretion, to renew said PRC License #0112-33-026-006 for the 2012-2013 and 2013-2014 license years; and

WHEREAS, the required Alcoholic Beverage Retail Licensee Tax Clearance Certificate for renewal purposes was issued May 8, 2012,

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NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hamilton, County of Atlantic that, pursuant to the terms and provisions of the aforesaid Division of Alcoholic Beverage Control Special Ruling Plenary Retail Consumption License #0112-33-026-006 is hereby approved and issued for the 2012-2013 license year to Koi Fish Café, LLC, with an address for mailing purposes only of c/o Thomas Lacovara, 1704 West Avenue, Linwood, NJ 08221.

BE IT FURTHER RESOLVED that the license certificate shall be retained in the office of the Township Clerk until said license is transferred and/or reactivated at a location approved by the Township Committee of the Township of Hamilton.

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Travelers Casualty & Surety Co. of America bond #105795158 in the amount of \$4,602.60 be and is hereby accepted as a maintenance guarantee for SBA Communications cell tower behind town hall to replace Travelers bond #105527195 posted by previous site owner, Capital Telecom Acquisition LLC.

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that the official Trick or Treat date and time in Hamilton Township shall be 6 PM to 8 PM on Wednesday, October 31, 2012.

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that the Solicitor is hereby authorized to prepare an Ordinance to vacate the 10' alley between Lots 5 and 6 in Block 748.

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

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 minutes of the October 1, 2012 regular meeting be and are hereby approved and adopted as published.

RESOLUTION ADOPTED WITH MEMBERS CAIN, DIX, GATTO AND SILVA VOTING "AYE", NO "NAY", DR. KESSELMAN ABSTAINED DUE TO BEING ABSENT FROM THAT MEETING.

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that all properly executed and approved bills are hereby ordered paid, the bill list total being \$5,090,132.01.

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

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Inspection work at Oakcrest High School by John Garton:

Mr. Jacobs explained Mr. Garton's resignation was just received but he is able to do the work; the Township wants to get the High School's alarm system working; and there won't be any additional cost because he will be doing it instead of a new employee. He said he was authorized to backfill the position and is still going to move forward with hiring a new employee. Ms. Gatto suggested it looked like an opportunity for a shared services agreement with the School whenever the Township has to do something like this because one tax collecting entity is now paying another tax collecting entity to perform a service for each other. She suggested it be made part of the list of things for potential discussion with the school.

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 John Garton be and is hereby authorized to do seven (7) hours of inspection work for Fire Alarm Devices at Oakcrest High School at his regular hourly rate of \$23.73.

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

Reports:

Mr. Jacobs reported he and Mr. Ruberti met with the Superintendent of Oakcrest and their IT person about Channel 2 because it still isn't working up to par; they are working on it and moving forward; they have already replaced some equipment; the Township is in a black-out period for Verizon doing work right now and it will be two months before they come back with a recommendation.

Mr. Jacobs reported the Township has storm related bills totaling \$778,694; it is eligible for a 75% reimbursement of \$584,000; and it looks like \$190,000 will be out-of-pocket. Mrs. Dix asked if the \$778,000 included the \$144,000 on tonight's bill list. Mr. Jacobs said it does; it is everything the Township has already submitted; it includes projected expenses for debris that is still hanging over the roads; the Township has six months from the date of the storm to submit its bills but FEMA wants to close out as soon as they can; and he hopes the reimbursement will come in before the end of the year.

Mr. Jacobs asked the Committee Members to look at the streets recommended for paving on the list he distributed as they ride around and give him their input. He explained it utilizes everything the Township has and they might have to bump one if they want to add one.

Mr. Sandman said he had nothing official to report. He commented on being a soccer coach and said the improvements at the soccer fields are remarkable and a job very well done. Mayor Silva commented how well the Soccer Club keeps it. Mrs. Dix said they appreciate it, take good care of it, and it is always neat and clean. Mr. Cain commented on the work done with the dugouts and retaining wall at the soccer fields and said good changes are also coming to Underhill Park. The Mayor said it makes a world of difference when the structural deficit is straightened out and money can be put into capital improvements.

Mr. Smith said he had nothing to add to his written report.

Mrs. Dix reported she attended the Wounded Warrior Golf Tournament, thanked all the veterans that were there and commented on everyone appreciating all of our Veterans.

Dr. Kesselman reported about 150 attended the free workshop Stockton offered to parents of high school students from this Township on college admission, financial aid and NCAA athletics. He said it is another way to demonstrate their commitment to work together with the school district.

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Ms. Gatto reminded the public that the Mays Landing Merchants' Associations' Association is holding its Food and Wine Festival at Lake Lenape on Saturday and Sunday and that tickets are still available from the merchants.

Ms. Gatto congratulated the new inductees to the Oakcrest Wall of Fame that recognizes graduates of Oakcrest High School. She also extended condolences to the family and veteran friends of Robert Gasko and commented on his service to the community and the Country. Ms. Gatto also commented on the passing of Arlen Specter, his statesmanship, and accomplishments and said she met him while she was in college. Mrs. Dix said she met him in Atlantic City about 30 years ago and that his voice was very recognizable when he spoke.

Mr. Cain thanked the Mayor and Ms. Gatto for addressing Mr. Gasko in their comments. He commented on Mr. Gasko being a community leader and businessman; on the old Gasko sign on display outside the funeral home; and the moving tribute by the family and veterans. Mrs. Dix said the family was very appreciative of the Mayor having the flags lowered at town hall and said they were also lowered at Oakcrest and the MUA.

Mr. Cain thanked the Rotary and expressed his appreciation for their hard work and effort in pulling the Halloween Parade together every year.

Mayor Silva reminded the public that the Weymouth Fire Company is having a breakfast on Sunday.

Mayor Silva reported he and Mrs. Dix attended the Fire Wise Presentation put on by Horizons at Woods Landing Homeowners' Association. He said it was a tremendous program on what they are doing to protect their community in the event of a forest fire. The Mayor said they came together and recognized that if there was a fire there it would jeopardize them and those in the Clover Leaf section.

Mayor Silva reported Emergency Management held a debriefing on the June 30th storm and said he didn't know if they could have prepared for it because it happened so quickly. He commented on Dispatch receiving over 500 calls in the first hour and stated "for the record" that the 911 System did not go down; there might have been some issues with the internet. Mayor Silva said Dispatch performed an outstanding job. He commented on having to plan for coordination of shelters going forward and said he thought it made a lot of sense to let the County and Red Cross handle it considering the size of the County. The Mayor commented on addressing the issue of a door-to-door or call system for people who are shut-ins and reminding people of what they should have for when a storm comes. He commented about The Press having run a full double page of information at one time telling people what they should have in case of a hurricane or tornado and suggested that, with weather patterns being what they are today, it was something they could look at and get information from Emergency Management people at the County and State level. Mayor Silva said he was thankful for the tractor trailers of water sent by Wakefern, a food supplier from North Jersey, and for the volunteers that helped distribute water and ice including the Mayor and entire Township Committee from Tabernacle. He said it might have been much worse than anyone could conceive if that storm had occurred during daylight hours and travel times. Mayor Silva said he is proud of the Police Department, Emergency Services, Dispatch, and everyone involved in Emergency Management, for the hours they put in and that it is something a place as big as this can never do without. The Mayor said they always do a review after various events; that he thought the debriefing was outstanding; and that those who attended understood exactly where they should go and what has to be done going forward. Dr. Kesselman said Florida Power and Light has some of the best material in the country on how to handle storms and suggested to the Press Reporter that it would be worth borrowing. Mayor Silva said the last phase of the clean up is probably going to be the hanging branches along the streets that could cause an accident if they came down on anyone.

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Public Comment:

David Wigglesworth commented on having large debris that was taken away last week and said it was an amazing job by the contractor.

Mr. Wigglesworth said the Mays Landing Volunteer Fire Company is having a pasta dinner on November 3rd and the public is invited.

Elmer Ripley said he hoped speeding on Old Egg Harbor Road is being addressed. Mr. Ripley asked if Trenton was contacted regarding the Sugar Hill crossing. He said he can't use his driveway because of cars coming in to make a u-turn because of the design; that he has to go into town, turn around and come back in order to get to Somers Point because you can't make a left turn there; and that Mr. Strigh said at a meeting 4 or 5 months ago that it was to be a temporary fix 20 years ago. Mr. Jacobs said the Committee adopted a resolution asking the State to look at it; that he and Mr. Silva met with the County Engineer and someone from the Department of Transportation to do a problem statement; and they are working on it. Mayor Silva said the State should look at it because there are certain inherent problems with the design but that probably won't happen too quickly. He said he will try to set up a meeting in the next couple of weeks with the lady from the State and will call Mr. Ripley to come to it so she can hear it from the point of view of a resident that has to deal with it day in and day out. Mrs. Dix commented on seeing people pull into Birch's Communications to turn around so they could go the way they wanted to. Mayor Silva said the improvements on Old Egg Harbor Road are moving along. Ms. Gatto asked Mr. Jacobs if he could get a copy of his presentation on traffic calming plans for Old Egg Harbor Road to Mr. Ripley. Mr. Jacobs said there one in his office; it is evolving; and the Committee authorized Remington Vernick to work on the Plan. Mayor Silva commented on the challenge the amount of traffic from Hamilton Mall, Wrangleboro Road and the Expressway coming through that area present for the Committee to address and said that they need the State's support in many cases to do it in a timely way.

Peter Clements said paving of Malaga started on September 19th; they went about a quarter mile past the Buena Vista line, stopped and haven't done any more work. Mr. Smith explained a proof roll over the base paving was required before they can put the surface course down; the roadway was base-paved a week ago Saturday and a couple of soft spots were identified; he is working with the contractor to address them; once they are addressed the surface course will be put in, striped, the shoulders addressed, and the job will be wrapped up.

Mr. Cain commented on it being brought to his attention that the Democrat Elect Report shows a \$1,000.00 donation from the Township of Hamilton and said that he wanted to make it clear on the record that in no way did that donation come from this Township Committee, Township employees or the Township of Hamilton because that would be illegal. He explained he wanted to bring it up before the public portion was closed if the candidate wanted to make a comment on it since he was here; that he wanted to make sure it was clarified and that Mr. Guishard could clearly state that it didn't come from this Committee, the Township of Hamilton and its employees. Mr. Guishard said that he wasn't aware of what Mr. Cain was referring to; that he has no knowledge of a \$1,000.00 contribution from the Township; he doesn't know how it got there; and that he will get back to Mr. Cain on it.

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

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

October 15, 2012

Mrs. Dix moved, seconded by Mr. Cain, 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 the following matters which are exempt from public discussion pursuant to the New Jersey Open Public Meetings Law:

1. Potential litigation - Hamilton Commons.
2. Potential litigation - Personnel

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".

ATTEST:

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