

TOWNSHIP OF HAMILTON
6101 THIRTEENTH STREET
MAYS LANDING, NJ
JANUARY 5, 2009

REORGANIZATION MEETING

The Annual Reorganization meeting of the Township Committee of the Township of Hamilton, Atlantic County, NJ was held on the above date with Committeeman Charles Pritchard presiding until the Chairman for 2009 was selected. Members present were Nelson Gaskill, Amy Gatto, and Roger Silva.

The meeting opened with the flag salute followed by the Township Clerk certifying compliance with the New Jersey Open Meetings Law by posting a notice on the bulletin board in the Municipal Building and by faxing a copy of said notice, along with a copy of the agenda for this meeting, to the Atlantic City Press, Atlantic County Record, Record Journal and Current newspapers stating this meeting would take place in the municipal building, Mays Landing, NJ on Monday, January 5, 2009, with the Reorganization Meeting at 6 P.M. and the regular business meeting immediately following the Reorganization.

Hon. State Senator Jim Whelan administered the oath of office to Thomas Palmentieri for a three year term January 1, 2009 through December 31, 2011. Mr. Palmentieri took his seat immediately after taking his oath of office.

A moment of silence for private reflection was observed. Mr. Pritchard asked that everyone remember Ed Young, who passed away on Christmas Day. He said Mr. Young was a true visionary and icon in the community.

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Nelson Gaskill be and is hereby appointed Chairperson (Mayor) for the year 2009.

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

Mayor Gaskill thanked the Committee Members for their confidence in him to hold the position of Mayor. He said he knows it is a lot of responsibility and he will take it seriously and do the best he can to uphold their confidence in him.

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Roger Silva be and is hereby appointed Deputy Chairperson (Deputy Mayor) for the year 2009.

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

Appointment of Township Solicitor for 2009

Mayor Gaskill moved, seconded by Mr. Pritchard, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Randolph Lafferty, as identified in the RFP from the firm of Youngblood, Lafferty and Sampoli, PA, be and is hereby appointed Township Solicitor for the year 2009 or until a successor is appointed.

MEMBERS COMMENTS PRIOR TO ROLL CALL VOTE ON APPOINTMENT OF MR. LAFFERTY:

Mr. Pritchard said that to clarify his position for voting purposes he did have a conflict last year as Mr. Lafferty represented him in a civil case and that particular case ended last January. He said that he has gotten, he did a number of inquires, through various sources including the Department of Community Affairs and everyone said there is absolutely no conflict. Mr. Pritchard said he wanted to get it on the record that that relationship has been terminated.

Ms. Gatto said Mr. Lafferty's firm did an excellent job in 2008 and saved the Township a significant amount of money in legal fees so she thinks it would be great to continue with them.

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Mayor Gaskill said he agreed with Ms. Gatto and Mr. Pritchard that the firm did a tremendous job, did everything the Committee asked of them and saved the Township around \$85,000.00 from the previous Solicitor.

Mr. Pritchard said the position of solicitor is someone the Mayor has to be very, very comfortable with. He said that throughout the course of the year last year he felt very comfortable with Mr. Lafferty's opinions, advice and guidance. He said he is sure that Mayor Gaskill feels the same way and that was why he was recommending Mr. Lafferty for the position.

Mr. Palmentieri asked Mr. Sasdelli and Mr. Lafferty, as a point of order, if the requirements of Statute 19, 40:A-20.7 were complied with, specifically evaluating the responses and scoring them. He asked if there was a formal process that had to be concluded to satisfy those 3 or 4 requirements for the Open Public Awards. Mr. Sasdelli asked if he was talking about the evaluation process after the RFP's come in. Mr. Palmentieri said he was. Mr. Sasdelli explained that last year the RFP said the Township Administrator would review them and give a recommendation to the Committee and that was changed this year and for 2008 it said the Township Committee would review the proposals. Mr. Sasdelli said the Township Committee Members all got the proposals and reviewed them on their own. Mr. Palmentieri said he understood it was changed locally but he asked if there was a higher level of requirement at the State level that the scoring be done in some formal way that is prescribed in Title 19. Mr. Lafferty said he believed it was under the Pay to Play Statute and that the Ordinance required a certification be filed by the professionals. He said it will be filed before the appointments are finalized. Mr. Lafferty said he believed the appointments tonight are subject to the filing of that certification and that clause will be included in each professional service contract so it will be fulfilled.

There being no further discussion on the motion, Mayor Gaskill asked for a roll call vote to appoint Mr. Lafferty.

RESOLUTION ADOPTED WITH MEMBERS GATTO, PRITCHARD AND GASKILL VOTING "AYE", MEMBERS PALMENTIERI AND SILVA VOTING "NAY", NO "ABSTAIN"

Appointment of Township Engineer for 2009

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

BE IT RESOLVED by the Township of Committee of the Township of Hamilton that Edward J. Walberg and Daniel DePasquale, as identified in the RFP from the firm of Remington, Vernick & Walberg Engineers be and is hereby appointed the Township Engineers for the year 2009 or until a successor is appointed.

Prior to the vote, Ms. Gatto said the firm did a good job for the Committee in 2008 and there was also a bit of savings there. She said she thought it would be opportune for the Committee to continue with that firm.

There being no further discussion or comments on the motion, Mayor Gaskill asked for a roll call vote.

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

Appointment of Township Auditor for 2009

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Leon Costello, as identified in the RFP from the firm of Ford-Scott Associates, LLC, be and is hereby appointed Township Auditor for the year 2009 or until a successor is appointed.

Prior to the vote, Mr. Pritchard said they did an outstanding job and a tremendous job in guiding the Committee not only for 2008 but also putting them on target for the next few years and preparing the for what will be some challenging years. He said their guidance was very instrumental in preparing for the future. Mr. Silva said they were also the only firm to submit an RFQ. He said that didn't take anything away from them because they did an outstanding job.

There being no further comments, the Mayor asked for a roll call vote.

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Ronald Ianoale, as identified in the RFP from the firm of McManimon and Scotland, be and is hereby appointed Township Bond Counsel for the year 2009 or until a successor is appointed.

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Liz Garcia, as identified in the RFP from Parker McKay, be and is hereby appointed Township Labor Counsel for the year 2009 or until a successor is appointed.

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

No appointments were made for Township Traffic Engineer or Alternate/Conflict Traffic Engineer because the appointed Township Engineers are from a multifaceted firm that has the required staff to perform those duties.

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Marc Friedman be and is hereby appointed Alternate/Conflict Solicitor for the Township of Hamilton for the year 2009 or until a successor is appointed.

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Kevin Dixon be and is hereby appointed Alternate/Conflict Engineer for the Township of Hamilton for the year 2009 or until a successor is appointed.

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

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

"RESOLUTION"
RISK MANAGEMENT CONSULTANT
ATLANTIC COUNTY MUNICIPAL JOING INSURANCE FUND

WHEREAS, the Governing Body of the Township of Hamilton is a member of the **Atlantic County Municipal Joint Insurance Fund**, a self insurance pooling fund, following a detailed analysis; and

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

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

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Hamilton does hereby appoint Nicholas Cashan III, Area President of Arthur J. Gallagher Risk Management Services, Inc., as identified in the RFP from Arthur J. Gallagher Risk Management Services, Inc. the Risk Management Consultant for the year 2009 in accordance with 40A:11-5; and

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

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

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Mr. Silva 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 Administrator is hereby authorized to prepare formal Fair & Open Professional Services Contracts for the following appointees for 2009 or until a successor is appointed:

- Randolph Lafferty, Township Solicitor
- Edward Walberg/Daniel DePasquale, Township Engineers
- Leon Costello, Township Auditor
- Ronald Ianoale, Township Bond Counsel
- Liz Garcia, Township Labor Counsel
- Marc Friedman, Alternate/Conflict Township Solicitor
- Kevin Dixon, Alternate/Conflict Township Engineer
- Nicholas Cashan, III Risk Management Consultant

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Robert Pinizzotto be and is hereby appointed Municipal Court Prosecutor for the Township of Hamilton, at salary set by Ordinance, for the year 2009 or until a successor is appointed.

RESOLUTION ADOPTED WITH MEMBERS GATTO, PALMENTIERI, PRITCHARD AND SILVA VOTING "AYE", NO "NAY", MAYOR GASKILL ABSTAINED DUE TO A CONFLICT.

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Michelle Verno be and is hereby appointed Alternate/Conflict Municipal Court Prosecutor for the Township of Hamilton, at salary set by Ordinance, for the year 2009 or until a successor is appointed.

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Frank J. Lentz be and is hereby appointed Municipal Court Public Defender for the Township of Hamilton, at salary set by Ordinance, for the year 2009 or until a successor is appointed.

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Michael Peyton be and is hereby appointed Alternate/Conflict Municipal Court Public Defender for the Township of Hamilton, at salary set by Ordinance, for the year 2009 or until a successor is appointed.

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Joan I. Anderson, Township Clerk, be and is hereby appointed the Municipal Improvement Searcher for the year 2009.

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Renee DeSalvo, Tax Collector, be and is hereby appointed the Municipal Tax Searcher for the year 2009.

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Kessler Occupational Health Service and AtlantiCare Occupational Medicine be and are hereby appointed Township Physicians for the year 2009 with compensation to be on a "Services as Rendered" basis.

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

Following the vote on the foregoing resolution, Ms. Gatto said that she is employed by AtlantiCare but she works for a different subsidiary than the Medical Center so there is no conflict of interest.

Zoning Board of Adjustment appointments

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Kathy Lentz be appointed a regular member of the Zoning Board of Adjustment for a four (4) year term effective January 1, 2009 through December 31, 2012; and

BE IT FURTHER RESOLVED that Frank Tomasello be moved from Zoning Board of Adjustment Alternate II to a regular member for a four (4) year term effective January 1, 2009 through December 31, 2012.

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton, that Elaine Valentino be and is hereby appointed Zoning Board of Adjustment Alternate I for a two (2) year term effective January 1, 2009 through December 31, 2010; and

BE IT FURTHER RESOLVED that David Grassi be and is hereby appointed to fill the Zoning Board of Adjustment Alternate II vacancy created by moving Frank Tomasello to a regular member, said vacancy expiring December 31, 2009.

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

Mr. Pritchard asked that letters be sent to all persons who are not reappointed tonight thanking them for their years of service.

Hamilton Township Municipal Utilities Authority (HTMUA) appointments

Mr. Palmentieri moved reappointment of Walter Hand as a Regular Member of the Hamilton Township Municipal Utilities Authority for a five (5) year term effective February 1, 2009 through February 1, 2014.

MOTION **DIED** FOR LACK OF A SECOND.

Mayor Gaskill announced Robert Mattle, Jr. sent a letter resigning his present term as the appointee to fill the HTMUA unexpired term of Roger Silva effective January 31, 2009, said term expiring February 1, 2011 and requested he be considered for appointment to the a full five (5) year term commencing February 1, 2009.

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that William Mangels be and is hereby appointed to fill the unexpired Regular Member term of Robert Mattle, Jr., effective February 1, 2009 and expiring February 2, 2011.

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Robert Mattle, Jr. be and is hereby appointed a Hamilton Township Municipal Utilities Authority Regular Member for a five (5) year term effective February 1, 2009 through February 2, 2014.

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Gordon Craig and Ariana H. Newman be and are hereby appointed to the Hamilton Township Industrial Commission for a five (5) year term each effective January 1, 2009 through December 31, 2013.

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

Mayor Gaskill appointed Janet Mazzocca a Regular Member of the Environmental Commission for a three (3) year term effective January 1, 2009 through December 31, 2011.

Mayor Gaskill appointed Roger Silva the Township Committee Member on the Environmental Commission for a one (1) year term effective January 1, 2009 through December 31, 2009.

Mayor Gaskill announced he was deferring his appointment to fill the two (2) year Environmental Commission Alternate II position.

Planning Board Appointments

CLASS I: Mayor Nelson Gaskill for one (1) year term to be held by the Mayor or his designee per Statute.

CLASS II: Mayor Gaskill appointed Wayne Choyce the Class II Member for a one (1) year term effective January 1, 2009 through December 31, 2009.

CLASS III: one (1) year term effective January 1, 2009 through December 31 2009-Township Committee Member appointed by the Township Committee:

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Committeeman Charles Pritchard be and is hereby appointed the CLASS III Member of the Planning Board for a one (1) year term effective January 1, 2009 through December 31, 2009.

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

CLASS IV: four (4) year terms - appointed by the Mayor:

Mayor Gaskill appointed John Kurtz and Richard Cheek to a four (4) year term each as CLASS IV Members effective January 1, 2009 through December 31, 2012.

ALTERNATE I: two (2) year term effective January 1, 2009 through December 31, 2010 - appointed by the Mayor:
Mayor Gaskill appointed Henry Dorsey

ALTERNATE II: Vacancy in term to expire December 31, 2009:
Mayor Gaskill announced he would defer an appointment.

Veterans' Advisory Board (VAB)

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Melvin Williams and Michael Callahan be and are hereby appointed members of the Veterans' Advisory Board for a three (3) year term each effective January 1, 2009 through December 31, 2011.

Prior to the vote, Mayor Gaskill explained the Committee is trying to make a new policy in town to try to limit the number of Boards any individual is on. He said Mr. Campbell is currently on the Veterans' Board, the MUA and the Zoning Board. The Mayor said that in an effort to keep to a policy of bringing diversity and people in the community that want to volunteer, he is leaving that appointment open until Mr. Campbell decides if he wants to stay on the Veterans' Board. He said everyone is all for that because Mr. Campbell has done a terrific job for the Veterans. Mayor Gaskill said he will hold the appointment open for now in order to bring more people in.

There being no further comment or discussion on the motion, Mayor Gaskill asked for a roll call vote.

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

Mayor Gaskill confirmed the following appointments made by the Emergency Management/Disaster Control Advisory Council Director, Chief Jay McKeen for a one (1) year term each effective January 1, 2009 through December 31, 2009:

Local Emergency Planning Committee (formerly known as the Citizens' Advisory Council) as

- Emergency Services Advisory Board (ESAB) Chairperson
- Chief of Hamilton Township Rescue Squad
- Fire Coordinator
- Director of Public Works
- Coordinator of Emergency Management for Hamilton Township Public Schools
- Superintendent of Greater Egg Harbor Regional High School
- H.T.M.U.A. Executive Director
- Mayor or the Mayor's Designee
- Township Administrator
- Kessler Occupational Health Services
- AtlantiCare Occupational Medicine

Emergency Management Staff

- Ivan Merilsen
- John J. Percy III
- Lee Schick
- Theodore "Ted" Kinsey
- Henry Dorsey

Deputy Director of Emergency Management/Disaster Control:

- Robert Mattle, Jr.

Historic Preservation Commission and Community Education/Recreation Advisory Board (CER) appointments:

Mayor Gaskill explained he was deferring the Historic Commission and Community Education/Recreation Advisory Board (CER) appointments in conjunction with and furthering the Committee's goal of consolidating some of these Committees. He said one has been having a lot of trouble meeting because they haven't been able to make a quorum. He said in light of some of the budgetary issues he would like to hold off on those appointments. Mayor Gaskill said he believes the Planning Board and Zoning Office can handle Historical situation if it becomes necessary.

Emergency Services Advisory Board (ESAB)

Mayor Gaskill appointed the following persons to the ESAB Board for a one (1) year term each effective January 1, 2009 through December 31, 2009 pursuant to Ordinance #1345-99:

- Chief of each of the five (5) fire companies or their designees
- Chief of the Dive Team or the Chief's designee
- Chief of the Rescue Squad or the Chief's designee
- Chief of Police
- Emergency Management Coordinator
- Township Committee Liaison to Public Safety, Roger Silva
- Residents of the Township: Jon Schliefer, Adam Greco and John J. Percy III

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Mayor Gaskill announced the following Liaison and Deputy Liaison Assignments for 2009:

ADMINISTRATION & FINANCE: AMY GATTO, Liaison
THOMAS PALMENTIERI, Deputy Liaison

- Administrator
 - Personnel
 - Insurance
- Finance
 - Audit
 - Purchasing
- Tax Assessment
- Tax Collection
- Safety Committee

PUBLIC WORKS: NELSON GASKILL, Liaison
AMY GATTO, Deputy Liaison

- Public Works
 - Street Lighting
- Garbage/Trash/Recycling
- Recreation

PUBLIC SAFETY: ROGER SILVA, Liaison
CHARLES PRITCHARD, Deputy Liaison

- Police
- Municipal Court
- Emergency Management
- Fire & Rescue
- Animal Control

PLANNING/ZONING (COMMUNITY DEVELOPMENT): CHARLES PRITCHARD, Liaison
NELSON GASKILL, Deputy Liaison

- Planning
 - Environmental Commission
 - Historic Preservation Commission
- Zoning
- Code Enforcement
- Industrial Commission
- Municipal Utilities Authority

SOCIAL SERVICES/SPECIAL EVENTS THOMAS PALMENTIERI, Liaison
ROGER SILVA, Deputy Liaison

- Senior Citizens
- Veterans' Advisory Board
- Special Events:
 - . Hometown Celebration
 - . 911 Ceremonies
 - . Halloween Parade
 - . Tree Lighting
 - . POW/MIA Day
 - . Veterans' Day

Mr. Pritchard 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 following be and are hereby designated paid holidays for full-time salaried employees for the year 2009:

NEW YEAR'S DAY	1/1/09	COLUMBUS DAY	10/12/09*
MARTIN LUTHER KING DAY	1/19/09*	GENERAL ELECTION DAY	11/3/09
PRESIDENTS' DAY	2/16/09*	VETERANS' DAY	11/11/09
GOOD FRIDAY	4/10/09	THANKSGIVING DAY	11/26/09
MEMORIAL DAY	5/25/09*	FRIDAY AFTER THANKSGIVING	11/27/09
INDEPENDENCE DAY	7/3/09**	1/2 DAY CHRISTMAS EVE	12/24/09
LABOR DAY	9/7/09	CHRISTMAS DAY	12/25/09

* Denotes National Monday Holiday Law observance of the holiday.

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

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

Mr. Pritchard moved, seconded by Mr. Palmentieri, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that WACHOVIA BANK, N.A., BANK OF AMERICA, OCEAN CITY HOME BANK, SUN BANK, PNC BANK and TD BANK be and are hereby designated depositories for Township Funds for the year 2009.

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

Mr. Pritchard moved, seconded by Mr. Palmentieri, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that the ATLANTIC COUNTY RECORD, ATLANTIC CITY PRESS, RECORD JOURNAL, VINELAND DAILY JOURNAL, HAMMONTON NEWS, CAMDEN COURIER and MAINLAND JOURNAL be and are hereby designated the official newspapers for municipal legal advertising for the year 2009.

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that the regular meetings of the Township Committee of the Township of Hamilton for the year 2009 shall be held on the following dates at 6:30 PM, unless otherwise noted. All meetings shall be held in the municipal building, 6101 Thirteenth Street, Mays Landing unless otherwise advertised.

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|---------------------------------------|-----------------------------|
| Monday, January 5, 2009 6 P.M. | Monday, July 6, 2009 |
| Tuesday, January 20, 2009 | Monday, July 20, 2009 |
| Monday, February 2, 2009 | Monday, August 3, 2009 |
| Tuesday, February 17, 2009 | Monday, August 17, 2009 |
| Monday, March 2, 2009 | Tuesday, September 8, 2009 |
| Monday, March 16, 2009 | Monday, September 21, 2009 |
| Monday, April 6, 2009 | Monday, October 5, 2009 |
| Monday, April 20, 2009 | Monday, October 19, 2009 |
| Monday, May 4, 2009 | Monday, November 9, 2009 |
| Monday, May 18, 2009 | Monday, December 7, 2009 |
| Monday, June 1, 2009 | Monday, December 21, 2009 |
| Monday, June 15, 2008 | Monday, January 4, 2010 *** |

*** 2010 ANNUAL REORGANIZATION - 6 P.M.

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

Mr. Pritchard moved, seconded by Mr. Palmentieri, that the following resolution be adopted.

BE IT RESOLVED by the Township Committee of the Township of Hamilton that the five (5) memberships in the Atlantic County League of Municipalities, one (1) membership in the Atlantic County Mayors' Association, five (5) memberships in the Atlantic County Association of Township Officials and membership in the Atlantic County Mainland Chamber of Commerce be and are hereby authorized for the year 2009.

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

Township Committee Members Comments

Mayor Gaskill thanked the Members for having the confidence to appoint him Mayor and said he was flattered by their confidence. He said they can only be successful as a team. The Mayor said there is a unique and diversified blend of talent, background and ideas on the governing body and he sees that as a strength, not a weakness. Mayor Gaskill said he looked forward to a free and open exchange of ideas. He said he looked forward to working with all of the Members and the residents to move the Township forward. The Mayor summarized accomplishments of 2008: Award of the Skip Morgan Drive and Third Street Bridge replacement contracts, both project soon to be completed; Approval of a \$1 million dollar road resurfacing program. He said the road program was neglected for too many years allowing the roads to deteriorate and causing the cost of the road projects to be much more; Award of the Township-wide property revaluation to comply with a court order; Passage of Mandatory Ethics Training for Elected and Appointed officials, Pay-to-Play and Anti-nepotism ordinances to increase the public's confidence

January 5, 2009 REORGANIZATION MEETING

in the government. The Mayor said they have been open to the public as no Committee before them has been and those ordinances will continue that practice now and into the future. He said the Committee started a process to make government more efficient and streamlined by consolidation, reorganizing the structure going from 13 Departments to 6; they dissolved the Garbage District and authorized a fire study to consider the benefits of consolidating the 5 fire departments into 1; made government smaller with less people working in 2008 than in 2007. The Mayor said the Township's workforce is second to none. He said their dedication and work ethic are a tribute to how they feel about the town and what they do for it. Mayor Gaskill said \$77,000.00 was saved by negotiating employee health insurance co-pays into all the labor agreements. The Mayor challenged the other Members to continue the progress made in 2008, to specifically to continue to look for opportunities of consolidation in the Township and pursue it where it makes sense for the taxpayer; to be sensitive to the taxpayers in these tough times and insure their money is spent wisely, efficiently and sparingly. He said the Committee will continue to explore cost-saving opportunities; explore alternative energy options to determine whether solar or wind can be used to generate Township electrical power. Mayor Gaskill said an option is being pursued to turn the 16-acre landfill site into the largest solar energy field in the state. He said they are working with Trevor Howard and DEP. The Mayor said it may be a good way to close the landfill and save the taxpayers a lot of money and maybe generate revenue. Mayor Gaskill said the biggest challenge to be faced is the economic downturn, its effect on the community and the Township's ability to provide municipal services. The Mayor said that demands for services are increasing as the population grows but revenue is decreasing because of the economic crisis. He said the 2009 budget will require tough decisions and drive most of the Committee's policy decisions. The Gaskill said the Committee will have to say "no" to some really good ideas because the tax burden on the citizens can't be increased any more than necessary. Mayor Gaskill pledged to keep the government transparent and to do the public's business in public whenever possible. He said the Committee only had 2 executive sessions last year. The Mayor said numerous appointments were made to Boards and Commissions tonight and that while they are not insignificant, they truly pale in light of the economic situation the citizens are now facing. He said the citizens face foreclosures, loss of their homes and their jobs; parents are moving in with their children and children are moving back in with their parents; families are moving in with their friends; seniors are forced to choose between food and medicine. The Mayor said those are the real issues the community faces and are concerned about. Mayor Gaskill said the government has to be compassionate to those issues. He said that is the way the community was when he moved here over 50 years ago. Mayor Gaskill said he believed he was put (on Committee) and on earth to help people and he pledged to do that with all of his powers and abilities. He said this is a great community and has to pull together. The Mayor said the Township Committee must focus on people not politics. Mayor Gaskill closed his remarks by pledging to do his very best to foster good government in the Township and to get to work immediately on the 2009 budget.

Mr. Silva wished everyone a happy new year, thanked the Members for selecting him Deputy Mayor, congratulated Mr. Gaskill on being selected Mayor and welcomed Mr. Palmentieri to the Committee. He said he hoped the Committee could put partisan politics aside and do the work of the people. Mr. Silva congratulated all those appointed to boards tonight. He said that in the past year all meetings on Township business were held before the public except two executive sessions; they were recorded so those who didn't have a chance to attend could view them later; and he thought that was significant. Mr. Silva said he has asked the Administrator to make sure all proceedings on the upcoming budget are held before the public and that all the discussions be in the open. He said that with the challenges this Committee facing greater challenges than any preceding Committee faced, he thinks the Members should focus on coming together, not blaming anybody, to find solutions to what they face this year and said that would define them as a Committee. Mr. Silva said the Committee should be committed to making the tough decisions and not putting off until tomorrow what they should be handling today. He said he thought that will be significant as the Committee faces the budget tasks at hand. Mr. Silva commented on a saying that understanding the problem is half of the solution. He said the Township is facing a \$1.25 million shortfall and constrained by budget and tax caps you can see what the Committee is facing. Mr. Silva said the solution is very obvious to him, the Committee has to cut spending and if they can't cut spending and bring it in line with revenues none of them deserve to sit there and represent the community. He said his single priority going forward this year will be the budget and its impact on the taxpayers. Mr. Silva thanked everyone for their encouragement and support and said he looked forward to the challenges ahead.

Mr. Pritchard thanked everyone for their support last year. He said it was very challenging but pales in comparison to what the Committee faces in 2009, 2010 and probably successive years after that. Mr. Pritchard said that as Mr. Gaskill and Mr. Silva mentioned the Members were not always in agreement, there were a lot of 3-2 and 4-1 votes but everyone always voted their conscience and did what they thought was right. He thanked Ms. Gatto, Mr. Silva, Mr. Gaskill and Mr. Nickels for that and Mr. Nickels for his knowledge as well. Mr. Pritchard said all of the Township employees did a phenomenal job and are willing and understanding of the current situation in 2009. He said everyone has to tighten their belts and thankfully the employees understand that and realize that they will do whatever they have to do to make the Committee successful. Mr. Pritchard said the Committee will have to work hard and sharpen their pencils because they have a huge deficit to make up this year. He it will be a very challenging year and expressed hope it will be a successful year. Mr. Pritchard congratulated Mr. Gaskill on being selected Mayor and said it was well-deserved. Mr. Pritchard welcomed Mr. Palmentieri back.

Ms. Gatto congratulated Mr. Gaskill and Mr. Silva welcomed Mr. Palmentieri. She wished everyone a happy new year. Ms. Gatto commented on said she isn't a huge fan of change but feels you should embrace it when it is upon you. Ms. Gatto read a quote from President-elect Obama's victory speech "It cannot happen without you, without a new spirit of service, a new spirit of sacrifice so let us summon a new spirit of patriotism, service and responsibility for each of us to pitch in and work harder and look after not only ourselves but each other. Ms. Gatto said she thought that the Committee has to keep those words in mind in getting through these tough budget years. She said she thought it was a good motto and it is one she will live by. Ms. Gatto said she believes that in a tough budget year more than ever the budget has to reflect the priorities of the governing body. She said she believes them to be public health and safety meaning police, fire, rescue, roads and anything else that contributes to that goal. Ms. Gatto said urged the citizens of all ages to embrace the words of President-elect Obama and adopt a new spirit of patriotism and service in order to achieve some of the community services that may be reduced or potentially cut. Ms. Gatto said it will take a community effort to maintain the safe family oriented community everyone calls home. She said she hoped the Committee could make themselves more business friendly to make Main Street thrive while Wall Street is working on it.

Mr. Palmentieri congratulated Mr. Gaskill and Mr. Silva on their selection as Mayor and Deputy Mayor. He wished them luck. Mr. Palmentieri thanked all of the Board Members who saw their terms ended for all their service and hard work. He said he echoed the sentiments expressed by the other members. Mr. Palmentieri said this is his 10th year on the dais and he can safely say with confidence that it is the toughest year he has seen. He said two things that people will be hearing a lot of this year is living within our means and doing more with less. Mr. Palmentieri said it will be a difficult year and instead of talking about things the Committee wants to do they will be talking about which things they can do without. He said it is unfortunate but it is the reality of things. Mr. Palmentieri said he thought the Committee's marching orders were clear, that they have a job to do and they will be starting it shortly.

There being no further Reorganization Business to be conducted, Mr. Pritchard moved, seconded by Mr. Palmentieri, that the Reorganization Meeting adjourn to the Regular Business Meeting.

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

A 15-MINUTE RECESS WAS DECLARED (6:50 PM - 7:10 PM)

JANUARY 5, 2009 REGULAR BUSINESS MEETING MINUTES

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that approval of the December 15, 2008 regular meeting minutes be deleted from the agenda of this meeting.

BE IT FURTHER RESOLVED that the following items be added to the agenda for consideration and action to be taken thereon tonight:

- 6.I Insert name of business to be approved; Cartridge World - ink cartridge sales in Consumer Square
- 6.P Authorize refund of 2008 tax overpayment- \$5,836.93 Block 1132.18/Lot 51

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

January 5, 2009

Early public comment on agenda items not listed for public hearing

Susan Diefenbeck addressed her comments to Agenda Item 4.A, John Pucci request for reconsideration of variance rescission. She said she didn't think it should have been on this agenda for setting up a date to consider reconsideration. Mrs. Diefenbeck said Mr. Scerni gave two reasons in his letter for why the Committee should consider reconsidering. She said one was that Mr. Pucci didn't have an attorney. Mrs. Diefenbeck said that isn't a reason.

Mr. Lafferty said tonight is simply a calendar event. He said the Committee will decide what date, according to the Committee's schedule, permits this matter to be placed on the agenda. Mr. Lafferty said that at that time the Committee will have two issues to address, one is the procedural issue of whether there should be reconsideration and if the Committee concludes that there should be reconsideration, then the substantive reconsideration of the issue. Mr. Lafferty said tonight is simply a calendaring event for the Committee to determine, based on their work load, what is a propitious meeting for this matter to be scheduled on; it is nothing else, nothing procedural, nothing substantive.

Mayor Gaskill explained that any one Committee Person can put something on the agenda and that was what happened in this case. The Mayor explained that, as the Solicitor had said, the Committee cannot hear or speak anything on the merits of the case or the letter Mr. Scerni sent.

Mrs. Diefenbeck said the Committee used the letter to put it on the agenda and asked if she could talk about the letter. Mr. Lafferty said the conclusion of the letter read "trusting the Township Committee will consider this request, please advise as to the date when such reconsideration will take place". Mr. Lafferty said tonight is not to deal with the procedural or substantive issues, it is simply for the Committee to decide when they can consider the issue in its entirety, both procedurally and then if they decide to do it substantively thereafter, substantively. Mrs. Diefenbeck asked Mr. Lafferty if the appellate clock stopped for Mr. Pucci if the Board decides to set a time to consider reconsidering. Mr. Lafferty said that will be an issue for Mr. Pucci to discuss with his counsel and if Mr. Pucci has competent counsel, he will have to deal with that issue. Mrs. Diefenbeck asked if she could talk about Mr. Scerni's letter if she felt this was put on the agenda based on Mr. Scerni's letter and Mr. Scerni's letter is not true, whether something in it is factual or not factual. Mr. Lafferty said he wouldn't tell Mrs. Diefenbeck she couldn't talk publicly but the appropriate time for that would be when the Committee sets it down for consideration and Mrs. Diefenbeck can raise all of those issues at that time.

Mayor Gaskill said he was sure Mrs. Diefenbeck would concur that the Board has been very open in allowing lengthy testimony from both her and Mr. Pucci. He said he thought the Committee has been more than fair to all the people in the open session. The Mayor said the Committee is just going to set a date and Mrs. Diefenbeck will be able to make any comments at that time. Mayor Gaskill said that the Committee will not discuss anything but setting a date and that would be done tonight because a Committee Member put it on the agenda to be considered.

Mr. Silva said he was the Committee Member that asked to have it put on the agenda for consideration. Mrs. Diefenbeck said her only concern is that it was done based on a letter that wasn't valid. Mr. Silva said that may or may not be the case as Mrs. Diefenbeck will hear when the discussion starts.

Mr. Lafferty said Mrs. Diefenbeck raised an issue in an e-mail to him relative to adequate notice. He said it was a valid issue and concern that explained that notice will be given in accordance with the same notice requirements relative to the original appeal that she filed and that she will get formal notice.

There were no other requests to make early public comment.

There were no executive session confirmations to be made.

Discussion - John Pucci request for reconsideration of variance rescission.

Mr. Silva said he would move to take up the request at the next meeting based on the comments the Solicitor made and given the conversation that took place tonight. Mr. Palmentieri said that if it was a motion he would second it.

Mr. Silva moved, seconded by Mr. Palmentieri, that the request of Alfred Scerni, Jr., on behalf of John and Deborah Pucci, for the Township Committee to reconsider the action memorialized in a Resolution adopted December 1, 2008 denying an extension of time to comply with certain conditions of a "D" Variance be taken up at the January 20, 2008 meeting.

Ms. Gatto asked to if the motion was to consider the letter received from Mr. Scerni. Mayor Gaskill said it is to consider discussing reconsidering the decision that was made on December 1st. Mr. Lafferty said it is first to address procedurally whether the Committee wants to reconsider the issue and, assuming that they elect to do that, then to do a substantive review based upon whatever is submitted.

There being no further discussion on the motion, a roll call vote was taken. MOTION CARRIED WITH ALL MEMBERS VOTING "AYE", NO "NAY", NO "ABSTAIN"

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

WHEREAS, on October 1, 2008 the following RFP proposals for Revaluation Services for non-commercial properties were received:

Professional Property Appraisers, Inc., Delran, NJ	\$876,000.00
Vital Communications, Inc. Trenton, NJ	\$917,000.00

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hamilton that the proposal from Professional Property Appraisers Inc. be accepted and the contract for Revaluation Services for non-commercial properties be award to them in the amount of \$876,000.00 as recommended by the Tax Assessor.

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

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

WHEREAS, on October 1, 2008 the following RFP proposals for MAI Revaluation Services for commercial properties were received:

BRB Valuation & Consulting Services, Freehold, NJ	\$129,000.00
Appeals	\$150.00 per hour
Sockler Realty Services Group, Inc., Ewing, NJ	\$86,500.00
Appeals	\$175.00 per hour

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hamilton that the proposal of Sockler Realty Services Group Inc. be accepted and the contract for MAI Revaluation Services for commercial properties be awarded to them in the amount of \$86,500.00 and \$175.00 per hour for Appeals as recommended by the Tax Assessor.

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

Animal Control Contract

Mr. Sasdelli explained that the present contract will have to be extended temporarily because no bids were received when the Animal Control Services Contract was put out to re-bid on December 31, 2008. Mr. Silva asked if the present contractor indicated they wouldn't bid or were not interested in continuing. Mr. Sasdelli said they hadn't. He said there was some confusion about the bid bond. Mr. Silva said that after reviewing his monthly reports he thought the present contractor did an excellent job and he hoped they bid it the contract went out to bid again.

Bleacher supply and/or installation

Mr. Sasdelli explained the funding will be from a 2006 Capital Ordinance for bleachers not the Off-site Improvement Fund and is correctly shown on the fiscal impact statement the Members received. He said that he had given Mrs. Anderson the wrong information when she did the agenda.

January 5, 2009 REGULAR BUSINESS MEETING

Ms. Gatto said this is in line with the Recreation Survey and also because what the Township has is not up to the safety standard requirements.

Mr. Silva asked if the Township would have salvage on the old bleachers that are being taken down. Mr. Morley said they would.

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

WHEREAS, the following bids were received on December 3, 2008 for the supply and/or installation of bleachers at various Township recreation sites:

Accent Fence Inc., Egg Harbor, NJ	Supply: \$77,064.00
	Installation: \$60,000.00
BTW Enterprises Inc., Tuckerton, NJ	Supply: \$73,260.00
	Installation: \$36,000.00
Green Lane S. J., Inc., Mullica Hill, NJ	Supply: \$48,950.00
	Installation: \$37,500.00
Landsite Construction, Roselle Park, NJ	Supply: \$ 4,960.00/per set
	Installation: \$ 1,890.00/per set
Louis Barbato Landscape Holbrook, NY	Supply: \$52,170.00
	Installation: \$20,868.00
WhirlCorp Inc., Port Monmouth, NJ	Supply: \$ 4,200.00/per set
	Installation: \$ 3,600.00/per set
Bleachers International, Kiowa, CO	Supply: \$ 2,800.00/per set
	Installation: NO BID

and

WHEREAS, the Director of Public Works has reviewed the bids and recommended the lowest responsible bidders,

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hamilton that the bid of Bleacher International be accepted and purchase of twelve (12) sets of bleachers from Bleacher International at a cost of \$33,600.00 (\$2,800.00 per set) pursuant to their bid is hereby authorized; and

BE IT FURTHER RESOLVED that the bid of Landsite Construction for installation of said bleachers be accepted and Landsite Construction be authorized to install them at a cost of \$22,600.00 (\$1,890.00 per set) pursuant to their bid.

BE IT FURTHER RESOLVED that funding for the purchase and installation hereby authorized shall be from Capital Ordinance #1565-2006.

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

Adoption of Temporary Budget

Mr. Pritchard said that a couple of meetings ago Mr. Sasdelli graciously offered to forego his salary increase this year. He said it was a generous offer in keeping with the police and all the employees trying to work with the Township Committee in a very difficult year. He said that since then Aline Dix suggested the Township Committee show their good will by foregoing their salary increases too. Mr. Pritchard suggested that be done if no one had any objections. He said it isn't a huge amount but it shows the employees the Committee Members are giving up the same percentage as the Administrator.

Mr. Silva said he concurred with Mr. Pritchard.

Ms. Gatto said she was totally on board with it.

Mayor Gaskill said it was a great suggestion. Mr. Silva said he would not want in any way to give the impression that the amount being approved for the temporary budget tonight could hold through for the year. He said that he knows a temporary budget is needed to move forward but as the Committee looks at the figures and some of the things they have to deal with it should not send a message that is the way things are going to go forward.

Mr. Palmentieri moved, seconded by Mr. Silva, that adoption of the temporary budget be removed from the Consent Agenda and taken up after the rest of the Consent Agenda is completed.

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

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

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

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED by the governing body of the taxing District of the Township of Hamilton that the Tax Assessor is hereby authorized to act as the Agent for the Taxing District and to file a Petition of Appeal or Appeals for the tax year 2009 with the Atlantic County Board of Taxation to correct such errors and to increase the assessments to the correct value; and

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

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

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

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

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

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Taxing District of the Township of Hamilton that the Tax Assessor is hereby authorized to act as the Agent for the Taxing District and to file a Petition of Appeal or Appeals for the tax year 2009 with the Atlantic County Board of Taxation to correct such errors and to decrease the assessments to the correct value; and

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

WHEREAS, the governing body has determined to authorize a tax sale to be held no earlier than December 2008 and no later than December 31, 2009 for the year 2008,

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

1. That the Tax Collector is hereby directed and authorized to conduct a tax sale no earlier than December 9, 2008 and no later than December 31, 2009 for unpaid taxes or other municipal liens or charges, or parts thereof, that are in arrears for the 2008 fiscal year.

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

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

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

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

WHEREAS, the Township of Hamilton will collect municipal property taxes for the 2008 and 2009 tax years; and

WHEREAS, there will be delinquent and credit balances for several properties on certain tax bills, amounts under \$5.00 for the 2008 and 2009 tax years; and

WHEREAS, it is the desire of the township of Hamilton to authorize the Tax Collector to cancel said tax delinquent and credit balances under the amount of \$5.00 that exist throughout the year on the 2008 and 2009 taxes,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Hamilton, County of Atlantic, State of New Jersey, that the Tax Collector be authorized to cancel said tax delinquent and credit balances under the amount of \$5.00 for the 2008 and 2009 tax years.

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that the Township Administrator be and is hereby authorized to execute the Vegetative Waste Collection Contract with the Atlantic County Utilities Authority.

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that the following appointments be and are hereby made as required by the Atlantic County Municipal Joint Insurance Fund (J.I.F.) for the year 2009:

- (1) Fund Commissioner: Edward M. Sasdelli, Township Administrator.
- (2) Alternate Fund Commissioner: Ingrid Perez
- (3) Safety Coordinator: Lisa Hedrick
- (4) Claims Coordinator: Mary Kelly

BE IT FURTHER RESOLVED that the J.I.F. Safety Committee for 2009 shall be as follows:

- (1) Fund Commissioner or Alternate Fund Commissioner
- (2) Safety Coordinator
- (3) Claims Coordinator
- (4) ESAB Secretary
- (5) Chief of Police or their designee
- (6) Director of Public Works or their designee
- (7) Court Administrator or their designee
- (8) Risk Management Consultant as a non-voting AD Hoc Member

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that the Business Registration License for Cartridge World, retail ink cartridge sales in Consumer Square, be and is hereby approved.

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

January 5, 2009 REGULAR BUSINESS MEETING

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

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

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

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

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

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

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

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

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that the Township Administrator be and is hereby authorized to sign an agreement with the P.B.A., on behalf of the Township, establishing conditions for K9 dog and officer.

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

Township Towing Rotation List approval

Mr. Silva asked if it was verified that all those listed have Business Registration Licenses. Mrs. Anderson said they do because the Police Department won't take their application unless they do.

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that the following Towing Operators be and are hereby approved for the Township Towing Rotation List for 2009 as recommended by the Chief of Police:

- (1) American Auto Salvage & Recycling
- (2) E & T Auto Body
- (3) Ed's Auto
- (4) Dirkes Garage

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Payment #2 (Final) in the amount of \$11,189.11 is hereby authorized to be made to A. E. Stone, Inc., for the widening of McKee Avenue at Volunteer Way project as recommended by Robert J. Smith, III, Township Engineer for the project in letter dated December 16, 2008.

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

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

RESOLUTION RATIFYING SALE OF LAND TO CONTIGUOUS OWNER
PURSUANT TO ORDINANCE #1638-2008

WHEREAS Ordinance #1638-2008, authorized the right of prior refusal to purchase Lot 15 in Block 12 to owner or owners of the land contiguous thereto; and

WHEREAS Ordinance #1638-2008 was finally adopted on November 10, 2008 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 15 in Block 12; and

WHEREAS, the bid of Mary R. Benhayon, whose address is 7450 Jackson Road, Mays Landing, NJ 08330 was the only bid received; and

WHEREAS, Mary R. Benhayon bid the sum of Three Thousand One Hundred (\$3,100.00) Dollars which was equal to or exceeded the minimum bid set by Ordinance #1638-2008 and included a certified check in the amount of Six Hundred Twenty (\$620.00) Dollars which equals or exceeds the minimum twenty (20%) percent deposit required by ordinance,

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 Mary R. Benhayon and is hereby confirmed and the sale Lot 15 in Block 12, to her 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 15 in Block 12 to Mary R. Benhayon.
- 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, recording and related fees the Mayor and Township Clerk are authorized to execute the Deed of Conveyance to Mary R. Benhayon pursuant to the terms and conditions set forth in Ordinance #1638-2008.

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

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

RESOLUTION RATIFYING PUBLIC LAND SALE

WHEREAS the Township Committee of the Township of Hamilton has determined the following lands are of no use for public purposes and are not needed for public use; and

WHEREAS said lands were advertised for sale at public auction in accordance with statute in such case made and provided (N.J.S.A. 40A:12-13); and

WHEREAS at a public auction held on December 15, 2008 an offer of One Thousand Dollars (\$1,000.00) was made by Marvin McKellar, whose address is 1385 Denver Avenue, Mays Landing, NJ 08330; and

WHEREAS no higher bid was offered,

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hamilton, County of Atlantic, State of New Jersey, that the offer of One Thousand Dollars (\$1,000.00) made by Marvin McKellar for the following described parcel of land be and is hereby accepted and the sale of same to him is hereby ratified subject to all terms and conditions of sale as advertised and as presented at the time of sale:

<u>BLOCK/LOT NUMBERS</u>	<u>LOT SIZE</u>	<u>LOCATION</u>
395 / 2 and 15	1.04 acres	West Jersey Boulevard & Denver Avenue

SPECIAL CONDITIONS IMPOSED: NONE

BE IT FURTHER RESOLVED that the proper officers are hereby authorized to prepare and execute a Deed of Conveyance for aforesaid parcel to Marvin McKellar pursuant to the terms and conditions of sale as set forth in the Notice of Sale published in the December 3, 2008 and the December 10, 2008 issues of the Atlantic County Record copies of which were distributed to the public at the time of sale and all bidders acknowledged in writing that they had read and understood same.

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

January 5, 2009 REGULAR BUSINESS MEETING

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

WHEREAS, on December 15, 2008 the Township Committee approved a request from the Engle Group LLC for return of the performance guarantees they submitted for their Renaissance at Mays Landing project because they will not be able to proceed with the project (formerly known as Glen Eyre, Palette II, Phases I and II) due to the economic downturn in the housing market and unavailability of financing; and

WHEREAS, Engle Group LLC has notified the Township Clerk that their written request inadvertently omitted Bond Safeguard Insurance Company bond #5034399, the \$23,115.90 performance guarantee for the sales trailer site work was from the list of performance bonds requested for release,

NOW, THEREFORE, BE IT RESOLVED by the Township Committee Bond Safeguard bond #5034399, in the amount of \$23,115.90, is hereby authorized to be released and returned.

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

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

RESOLUTION OF THE TOWNSHIP OF HAMILTON,
COUNTY OF ATLANTIC, STATE OF NEW JERSEY,
TO REFUND A TAX PAYMENT

WHEREAS, there appears that taxes were assessed against Block 1132.18, Lot 51 for a 2008 Added Assessment in the amount of \$5,836.93; and

WHEREAS, the Tax Assessor generated this Added Assessment in error as this assessment was already on the 2008 books; and

WHEREAS, the owner's Mortgage Company, First American Real Estate Tax Service, paid the Added Assessment as billed and therefore must be refunded due to the Tax Assessor's duplication,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Hamilton, County of Atlantic, State of New Jersey that \$5,836.93 be refunded to the Mortgage Company due to the error.

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Edward M. Sasdelli be and is hereby appointed the Township of Hamilton Qualified Purchasing Agent for the year 2009.

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

Adoption of 2009 Temporary Budget

Mayor Gaskill asked Mr. Sasdelli to give a quick overview of the necessity of a temporary budget and the process.

Mr. Sasdelli explained the budget calendar requires budget introduction by February 10th and adoption by March 20th but the bills and payrolls still have to be paid. He said the temporary budget can't exceed 26.25% of the total budget to allow the Township to operate until the February 10th, March 20th deadline. Mr. Sasdelli said the sooner the budget is completed, the sooner the Township can operate with a real budget. Ms. Gatto said the budget can't be finished until the State information is received. Mr. Sasdelli said last year Governor Corzine extended both of the budget dates by 30 days. He said it isn't in the Township's interest to delay it. Mr. Sasdelli said that the sooner it is done the better because if the Township wanted to inject a cost saving measure into the budget, and if it isn't done until June, six months of that money will already have been used.

Mr. Palmentieri proposed that in the adoption of the temporary budget the Committee impose a freeze on new spending and new hires. Mr. Silva added a freeze on back-filling any positions that are vacated. Mr. Pritchard said there may be emergency items needed. Mr. Palmentieri suggested the freeze be on new spending unless the Committee has debated it thoroughly and determined that it is a necessity. Mr. Sasdelli said he thought he knew what the Committee wants and, unless it is necessary spending he will not approve it

unless he brings it to the Township Committee for their approval. He said he will not routinely approve them while the Township is on the temporary budget. Mayor Gaskill said he had confidence that Mr. Sasdelli will do that. Ms. Gatto said he has started giving the Committee fiscal impact statements on items.

Mr. Pritchard 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 Temporary Budget be and is hereby adopted.

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

TOWNSHIP OF HAMILTON
2009 TEMPORARY BUDGET

Current Fund

Total Appropriations Prior Year		23,980,072.31
Less Prior Year Appropriations For:		
Debt Service	3,838,841.00	
Capital Improvements	75,000.00	
		3,913,841.00
		20,066,231.31
		26.25%
Maximum Permitted Appropriations Before adding appropriations for Debt Service, Capital Improvement Fund		5,267,385.72

<u>Current Fund</u>	2008 APPROPRIATIONS AS AMENDED	2009 TEMPORARY BUDGET
<u>General Government</u>		
Township Committee		
Salaries and Wages	58,200.00	15,277.50
Other Expenses	5,435.00	1,426.69
Township Administrator		
Salaries and Wages	258,900.00	67,961.25
Other Expenses	64,540.00	16,941.75
Municipal Clerk's Office		
Salaries and Wages	176,100.00	46,226.25
Other Expenses	37,965.00	11,965.81
Financial Administration		
Salaries and Wages	228,700.00	60,033.75
Other Expenses		
Annual Audit	38,500.00	40,000.00
Miscellaneous Other Expenses	28,640.00	7,518.00
Assessment of Taxes		
Salaries and Wages	161,300.00	42,341.25
Other Expenses	52,250.00	13,715.63
Collection of Taxes		
Salaries and Wages	151,900.00	39,873.75
Other Expenses	26,700.00	7,008.75
Legal Services and Costs		
Other Expenses:		
Special Counsel	20,000.00	5,250.00
Miscellaneous	130,000.00	34,125.00
Prosecutor's Office		
Salaries and Wages	85,900.00	22,548.75
Engineering Services and Costs		
Other Expenses	63,500.00	16,668.75
Municipal Land Use Law (N.J.S.40:55D-1):		
Planning Board		
Salaries and Wages	180,300.00	47,328.75
Other Expenses	93,900.00	24,648.75

Board of Adjustments		
Salaries and Wages	104,300.00	27,378.75
Other Expenses	17,325.00	4,547.81
Environmental Commission		
Salaries and Wages	2,300.00	603.75
Other Expenses	780.00	204.75
Industrial Commission		
Other Expenses	50,580.00	13,277.25
Insurance:		
Other Expenses		
Liability Insurance	275,111.00	145,755.00
Employee Group Insurance	2,220,100.00	582,776.25
Workers' Compensation Insurance	498,566.00	287,715.00
Department of Public Safety:		
Fire Department		
Other Expenses:		
Rental of Buildings	65,500.00	17,193.75
Aid to Volunteer Fire Companies	244,000.00	64,050.00
Police and Traffic Control		
Salaries and Wages	6,185,000.00	1,623,562.50
Other Expenses	749,000.00	196,612.50
Ambulance Aid and Maintenance		
Other Expenses	42,900.00	11,261.25
Uniform Fire Safety Act (P.L. 1983, Ch 383)		
Salaries and Wages	117,800.00	30,922.50
Other Expenses	11,900.00	3,123.75
Office of Emergency Management Services		
Salaries and Wages	1,900.00	498.75
Other Expenses	9,200.00	2,415.00
Streets and Roads Departments:		
Road Repairs and Maintenance		
Salaries and Wages	1,127,100.00	295,863.75
Other Expenses	645,000.00	169,312.50
Snow Reserve Contribution	40,000.00	15,475.08
Street Lighting		
Other Expenses	213,000.00	55,912.50
Health and Welfare Department:		
Registrar of Vital Statistics		
Salaries and Wages	3,800.00	997.50
Other Expenses	960.00	252.00
Animal Control		
Other Expenses	24,600.00	6,457.50
Community Education/Recreation		
Salaries and Wages	124,800.00	32,760.00
Other Expenses	30,000.00	7,875.00
Social Services		
Salaries and Wages	123,000.00	32,287.50
Other Expenses	5,000.00	1,312.50
Historical Advisory Board		
Salaries and Wages	2,400.00	630.00
Other Expenses	5,000.00	1,312.50
Veterans Advisory Board		
Salaries and Wages	2,300.00	603.75
Other Expenses	1,750.00	459.38
Construction Code Official		
Salaries and Wages	312,200.00	81,952.50
Other Expenses	42,100.00	11,051.25
Unclassified:		
Utilities	775,000.00	203,437.50
Postage	45,000.00	11,812.50
Compensated Absence Reserve	40,000.00	10,500.00
Contingency	30,000.00	7,875.00
Statutory Expenditures:		
Contribution to:		
Public Employee's Retirement System	251,995.20	96,148.74
Social Security System (O.A.S.I.)	776,300.00	203,778.75
Police and Firemen's Retirement System of New Jersey	1,005,087.00	323,835.34
Unemployment Compensation Insurance	25,000.00	6,562.50
Disability Insurance	15,000.00	3,937.50
DCRP	700.00	183.75
Municipal Court		

Salaries and Wages	503,400.00	132,142.50	
Other Expenses	39,800.00	10,447.50	
LOSAP			
Other Expenses	36,000.00	9,450.00	
	<u>18,705,284.20</u>	<u>5,267,385.72</u>	DIFF
			(0.00)
<u>Add:</u>			
Capital Improvement Fund	75,000.00	75,000.00	
Payment of Bond Principal	2,390,000.00	2,390,000.00	
Green Trust Loan - Principal and Interest	52,141.00	52,141.00	
Interest on Bonds	625,000.00	625,000.00	
Interest on Notes	136,100.00	136,100.00	
	<u>3,278,241.00</u>	<u>3,278,241.00</u>	
 Total 2009 Temporary Budget	 <u>21,983,525.20</u>	 <u>8,545,626.72</u>	

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Frank Primavera be and is hereby appointed the Fire Official for the year 2009 at the salary set by Ordinance.

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

Mr. Pritchard moved, seconded by Mr. Silva, 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 appointed a Fire Prevention Inspector at the salary set by Ordinance, said appointment being temporary and effective January 1, 2009 until the 2009 Municipal Budget is finalized.

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Genevieve Whitcraft be and is hereby appointed a Fire Prevention Inspector at the salary set by Ordinance, said appointment being temporary and effective January 1, 2009 until the 2009 Municipal Budget is finalized.

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Edward Marinelli, Richard Rocap and Bryan Hamilton be and are hereby appointed part-time, not to exceed 20 hours per week) Class II Special Law Enforcement Officers for the year 2009 at the hourly rate set by Ordinance.

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Lawrence Birch III, Kevin Chapman and Gary Skylar be and are hereby appointed part-time Substitute Communications Officers (Dispatchers) for the year 2009 at the hourly rate set by Ordinance.

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

January 5, 2009 REGULAR BUSINESS MEETING

Mr. Pritchard 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 minutes of the December 1, 2008 regular meeting and the December 23, 2008 Special Meeting be and are hereby approved and adopted as published.

RESOLUTION ADOPTED WITH MEMBERS GATTO, PRITCHARD, SILVA AND GASKILL VOTING "AYE", NO "NAY", MR. PALMENTIERI ABSTAINED (He was not a Member in 2008)

Mr. Silva moved, seconded by Mr. Pritchard, 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 paid, the bill list total being \$3,637,239.79 as of December 31, 2008.

RESOLUTION ADOPTED WITH MEMBERS GATTO, PRITCHARD, SILVA AND GASKILL VOTING "AYE", NO "NAY", MR. PALMENTIERI ABSTAINED (He was not a Member in 2008)

Reports

Mr. Lafferty congratulated Mr. Gaskill on being selected Mayor.

Mr. Lafferty reported the closing on the purchase of the property across from Town Hall from Decathlon Construction had successfully taken place on December 29th and the Township now owns it.

Mr. Sasdelli commented on Mr. Mangels having brought up the flooding at Timber Glen and Hamilton Walk at the last meeting. He said he went there with the Engineer the next day. He said some temporary fixes were made and there are some long range fixes to be made. Mr. Sasdelli asked Mr. DePasquale to give an update on it. Mr. DePasquale explained the day after the last meeting he, Mr. Sasdelli, Mr. Morley and Brett Noll met out there with the engineer from Edgewood Properties to look at it. He said that some temporary measures that Mr. Sasdelli authorized were taken were taken at the first meeting and that essentially stopped the flooding at Hamilton Walk. He said it was temporary until they come up with something better. Mr. DePasquale said Hamilton Walk was getting 2 feet of water in their streets. He said they subsequently met with Steve Catanni, the engineer for Edgewood Properties, rode around the field for about half an hour and then went to his office. Mr. DePasquale said he brought out the plans and discussed them and some of his suggestions with Mr. Catanni. He said the biggest problem is that the lake nearest Lombard Street isn't as high as it should be. Mr. DePasquale said they went over the designs, where the elevations were and what was happening. He said Mr. Catanni said Edgewood Properties will be coming up with a permanent fix to this but the temporary fix will continue for a while. and will essentially alleviate the problem at Hamilton Walk. Mr. DePasquale said his understanding from talking to Mr. Morley is that come summertime Public Works will drain the basin at Hamilton Walk to see if they can do some improvements to the bottom to get some filtration. He said he hoped that by then they would have some solutions to what is happening on at Timber Glen. Mr. DePasquale said he is 99% sure that what is causing the flooding isn't from when they converted the basins from dry to wet basins. He said the water from those basins doesn't come across the street. Mr. DePasquale said improvements he sees will be more to the existing lake that has been there a long time and is really the problem. Mr. DePasquale said Edgewood's engineer now knows that. He said that he explained the levels and that you could tell when the water was too high in Timber Glen. He said (Mr. Catanni) is looking into it and promised to get back to him in January. Mr. Silva said he understood Pinelands didn't approve that basin. Mr. DePasquale said Pinelands apparently hasn't approved the conversion of dry to wet basins. He said that, in his opinion, that isn't the problem or reason for the flooding. Mr. DePasquale said the problem is the lake right before Lombard Street is getting too high and it isn't the because of the conversion. He said (Mr. Cantanni) is aware that Pinelands hasn't approved it and wants to come up with solutions because, now that Pinelands knows there is a problem, they aren't going to approve it until there is some solution to the existing problem. Mr. Silva asked if there are any maintenance bonds still in place. Mr. DePasquale said none of the bonds on the original project have been released and they are still under the performance guarantee. Mayor Gaskill said the situation was probably made worse by the record rain in December. Mr. DePasquale said the level was already above the approved plan before the rain came. He said it isn't supposed to be that high in a 100-year storm and that wasn't a 100-year storm or even a 50 year storm. Mayor Gaskill commented on everyone knowing that is the issue and said Mr. Silva has been championing the examination of the basins throughout the Township. Mr. DePasquale said Mr. Sasdelli gave him very strict marching orders about it having to get

fixed and they are on it as best they can be. Mr. Silva said there are other basins besides this one that are in trouble and asked if the Township was going to be able to come up with criteria for evaluating some of the other basins that are in trouble now. Mr. DePasquale said there was a meeting with Pinelands in November or December and they talked over the biggest problems, the Hamilton Mall, Consumer Square and Adams Branch Creek area. He said Mr. Lafferty was at the meeting too. Mr. DePasquale said there are limited things that he can do when they are out of the performance and maintenance guarantees. He said he didn't know if they could come up with anything concrete as to how to enforce it. Mr. Silva said he isn't sure whether they are retention or detention basins but when you look at the one at Hamilton Mall it was assumed that it was always supposed to have water in it. He said it very seldom reached what he considered a comfortable level. Mr. Silva said it breached the side during the last rainfall and the Township should always be prepared for that. He said if it had turned cold there would have been an icy condition there. Mr. Silva said it is a hazard waiting to happen. He said something has to be done about it at some point. Mr. Silva said the Environmental Commission brought it to the Committee's attention, the number of basins has been looked at and he thinks the Committee owes it to the residents. He said that some of them have suffered flood damage and they have no recourse because it isn't covered by their homeowner's insurance. He said he thought that with the Engineer's help on what solutions they can get along with the hammer of performance and maintenance bonds, the Committee could move it so the residents could feel a little safer when these things occur. Bill Mangels thanked the Committee for the action taken and said he saw more action in the past two weeks than he had seen in the past two years.

Mr. DePasquale thanked the Committee for the reappointment as Township Engineers.

Public Comment

Lorraine Granese said attorney fees are normally based on the amount of work done during the year, In Rem Foreclosures, tax appeals, etc. and asked Mr. Sasdelli if that influenced the amount of money paid to the solicitor in any given year. Mr. Sasdelli said it did because they are not on salary, they bill hourly. Ms. Granese said it could be assumed, correctly or incorrectly, then that the less work done the less money spent. She said that it may not have been the attorney that saved the money but the circumstances that led to the amount of work or lack of work. Mayor Gaskill said Ms. Granese was correct that the attorney fees were based on the amount of work but that doesn't mean that his services aren't better, cheaper and that he didn't bill the Township as much. The Mayor said part of the equation was consolidation and efforts put together by Mr. Sasdelli helped cut the cost of the solicitor fees. He said when the Committee goes to Mr. Sasdelli he doesn't have to call the solicitor where the former administrator had to rely more on the solicitor. The Mayor said there was approximately 600 hours difference between the two. Ms. Granese said it was insulting to the former solicitor and his business for that kind of remark to be made while that when he was in the audience and lead people to believe the Township was overcharged.

Ms. Granese said one thing that was left out the Mayor's list of accomplishments, deliberately or accidentally, was that nobody gave Joe Nickels credit for the amount of work and money he spent on the Senior Center. Mayor Gaskill said that was done at the last meeting. He said full acknowledgement was made of Mr. Nickels service to the community and for all of his years of service not just for the past year.

Mr. Granese said she doesn't believe this is a transparent and open government. She said she thought the Committee marched to the tune of outside entities that are calling the shots and have been for the past year and the Committee does what they say. Ms. Granese said she wasn't going to name them but she is working on a document she calls "connect the dots" and she will show the Committee and rest of the residents in the municipality how things really work in Hamilton Township. She said the Committee has to be very careful when they say things because she has things on tape, written and e-mails that will show it. Ms. Granese said the Committee may want people to think everything is wonderful here but they aren't. She said she knows some of the Committee do it because they are backed into a corner because she knows how politics works. Ms. Granese said she has a copy of an e-mail she sent out about a year ago indicating her concerns and mentioning the same things she is saying now so she doesn't want the Committee to go out now saying she is making trouble because she didn't get the MUA appointment. Ms. Granese said she knows why she didn't get it; that she had it last week and this week she didn't; and she didn't get it because the outside entities put the squeeze on the Committee it. She said she thinks things are going to change in the Township. Ms. Granese said everybody said things were going to change and be more transparent but they got worse. She said she would be back in two weeks to present her case and then let the people decide.

January 5, 2009 REGULAR BUSINESS MEETING

Bruce Strigh said he and Ms. Granese didn't talk before this but he has to agree with her because it is becoming more apparent. He said he knows the Committee talked about is the budgetary concerns tonight and he understands they have a big job ahead but budgets come and go. He said economic cycles come and go but the American Spirit will get us through anything that comes. Mr. Strigh said Planning and Zoning are forever and the decisions made at the Planning and Zoning Boards don't go away. He said things aren't transparent in the Township and he agrees with Ms. Granese. Mr. Strigh said he had the privilege of serving on Township Committee and the Planning Board. He said he has looked at and been concerned about Planning and Zoning issues in his neighborhood. Mr. Strigh commented on having brought his concerns to the Committee and said he shares Ms. Granese's concern that outside influences are blurring the lines between the political influences and the influences of the developers, particularly with Magic Sports, Riverview Tavern and the Pucci variance. He said he thought these matters are becoming issues because of bad government, bad planning, bad zoning and bad influences that are skewing the decisions of the Township Committee and the Planning Board and Zoning Board Members. Mr. Strigh said he was a little distressed to see two members not reappointed to the Planning Board. He said Chris Jensen had 30 years of experience on the Board. Mayor Gaskill said he called Mr. Jensen and Mr. Jensen he no longer wanted to be on the Planning Board. Mr. Strigh said he thought Mr. Jensen probably wanted to be in his heart. He said Mr. Jensen was one of the consciences of the Planning Board. Mr. Strigh said Mr. Jensen's interest was the community, community planning and the residents of the township. He said he was also distressed that Mr. Percy wasn't reappointed and that Mr. Percy was another conscience on the Planning Board who wouldn't be persuaded by political influences and would speak his mind. Mr. Strigh said the loss of Mr. Percy and Chris Jensen are a disservice to the community. He said he knows Mr. Percy will be missed and that he was sorry to see Mr. Jensen gone whether he wanted be there or not. Mr. Strigh said he agreed with Ms. Granese 100%

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

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

There being no further business to come before the Committee, Mr. Pritchard moved, seconded by Mr. Silva, that this meeting be and is hereby adjourned.

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

ATTEST:

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