

TOWNSHIP OF HAMILTON
6101 THIRTEENTH STREET
MAYS LANDING
AUGUST 16, 2010

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, Harvey Kesselman and Thomas Palmentieri. Committeewoman Amy Gatto was absent. Also present were Rita Martino, Deputy Township Clerk, Robert Sandman, Township Solicitor, Ed Walberg, Township Engineer and Robert Morley, Director of Public Works.

The meeting opened with the salute to the flag followed by the Deputy 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 sending a copy of this notice, along with an agenda of this meeting, to The Press of Atlantic City, Atlantic County Record, Record Journal and Current newspapers stating that this meeting would take place at 6:30 PM on August 16, 2010 at the Municipal Building, Mays Landing, NJ.

A moment of silence for private reflection was observed.

Addition/Deletion of Late Agenda Items

On the motion of Dr. Kesselman, seconded by Mr. Cain that the following resolution be adopted:

BE IT RESOLVED, by the Township Committee of the Township of Hamilton that the following items are hereby added to the agenda for consideration and action to be taken thereon tonight:

5K: Resolution accepting the revised mission statement and new vision statement as recommended by the Strategic Planning Committee

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

Early Public Comment

Ms. Peg Capone stated that she felt the Red Light Cameras were just another tax and that the Committee should be looking for ways to cut spending instead of raising taxes. Ms. Capone went on to suggest ways to cut spending including: no longer allowing employees to take vehicles home, eliminating education expenses, eliminating the uniform allowance, health care savings and removing longevity pay. Ms. Capone commented that the red light cameras were just another example of growth in government and another way to get money out of the taxpayer. Ms. Capone suggested using free advertising for the administrator position.

Mr. Wayne Choyce asked for the background on the subdivision and the intent for the land. Mayor Silva said that the school had wanted to purchase the land that was taken back from Shore Memorial. Mayor Silva said that the school was asked to look at other avenues and were considering using the same footprint and just flipping where the recreation fields are to the right side of the school and utilizing the left side for expansion. Mayor Silva further explained that there had also been discussions with the County to utilize some of the open space land on the right hand side but that in order to do that there would have to be surveys done on the land and wanted the Township to pay half. Mayor Silva said that there were more land swaps considered and he would have the Administrator relay the particulars when he came back.

Mr. Choyce said that his concerns were adding more non- rateables. Dr. Kesselman stated that he was mindful of that and the objective was to exchange the parcels of land in a way

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that will be beneficial to all three entities, without giving away any valuable pieces of land and not increasing the number of non-rateables in the township.

Ms. Dix stated that it is important to have a redevelopment agreement in place for many reasons; in the case of the Cotton Mill because the Planning Board has no jurisdiction on a county road. Ms. Dix said that absent a redevelopment agreement and absent the negotiator she didn't know who would have to pay to solve the problems with the "T" intersection. Ms. Dix reminded the Committee that there is \$278,000.00 left on the Main St. Bond Ordinance from 2005 and assumed that money is going toward this repair. Ms. Dix restated that absent the redevelopment agreement they can't be made to do anything.

Mayor Silva said that it was his understanding that the County and Township worked out an agreement and money was exchanged for it. Mayor Silva said that the money was an initial offering and they understood that there was going to have to be extensive drainage work done. Ms. Dix said that she thinks this needs to be in the redevelopment agreement to make sure it is binding.

Ms. Dix said the agreement for the "new" Wheatons redevelopment needs to be negotiated too and suggested that the Committee hold an executive session on it. Ms. Dix also suggested that the Committee appoint a redeveloper to stop the property from being flipped again and again.

Discussions

Discussion of Red Light Program (con't)

At Mr. Cain's suggestion this discussion was tabled in order to give everyone time to review the 32 page report received. All members present agreed.

Update on Redevelopment Sites

In Mr. Sasdelli's absence Mayor Silva read from a Quarterly Report on Redevelopment/Rehabilitation Areas prepared by the Community Development Director. Redevelopment areas mentioned in the memo include the Mill Complex, Landfill, Old Harding Highway and the Atlantic City Race Course.

Mr. Cain reported that the Land Use Liasons have a meeting to discuss the movement on each project this Friday.

Mr. Cain stated that 21 vehicles will be auctioned on Gov Deals and appreciated the efforts of Mr. Morley and Mr. Sasdelli. Mr. Morley reported that \$54,000.00 has been earned on Gov Deals so far.

Dr. Kesselman read the new vision and mission statement as recommended by the Strategic Planning Committee. Dr. Kesselman said the Strategic Planning Steering Committee will meet on Wednesday, August 25th at 6:30 PM in Conference Room A.

Mayor Silva referred to the Power Cooperative stating the Township would realize substantial savings.

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

BE IT RESOLVED, by the Township Committee of the Township of Hamilton to authorize the Township Engineer to prepare an Outbound Survey & Minor Subdivision of a portion of Block 1127 Lot 3. Cost not to exceed \$12,475.00, one half to be paid by the Hamilton Township School District

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

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

TOWNSHIP OF HAMILTON
RESOLUTION
2010 WOMEN'S EQUALITY DAY

WHEREAS, August 26, 2010 marks the 90th anniversary of the ratification of the 19th Amendment guaranteeing women's right to vote; and

WHEREAS, the beginning of the debate over a woman's right to vote began at the world's first Woman's Rights Convention in Seneca Falls, NY in 1848; and

WHEREAS, the campaign continued for seventy-two years highlighted by the extraordinary efforts of New Jerseyan Alice Paul; and

WHEREAS, support for the movement grew and on August 26, 1920, the final state ratification for the amendment was passed and the enfranchisement of women became law; and

WHEREAS, this date also marked the re-enfranchisement of women in New Jersey after an absence of 113 years; and

WHEREAS, this year's 90th anniversary of the greatest single expansion of citizenship rights in the United States presents a remarkable opportunity both to honor the unrelenting tenacity and spirit of the multitude of women and men who worked to secure women's right to vote and also to illustrate how much can be achieved in a democratic society by the collective efforts of citizens committed to political reform; and

WHEREAS, it was the hope of our Foremothers who fought and died for Women's Suffrage that future generations of women would use that hard-won vote to make this a better world and to fight for full equality and justice for women; and

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Hamilton, that August 26, 2010, the 90th anniversary of the constitutional affirmation of women's right to vote in the United States, be celebrated by governing agencies at the local, state and national level, as well as by educational institutions, workplaces, civic organizations, places of worship, and communities throughout the nation, with programs, events, proclamations, performances, parades, conferences, and other special ceremonies worthy of this uniquely important and historic occasion.

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

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

BE IT RESOLVED, by the Township Committee of the Township of Hamilton to amend the April 12, 2010 resolution authorizing the release of the sidewalk maintenance guarantee for WAWA Store # 925 to reflect correct amount to be released \$433.50

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

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

BE IT RESOLVED, by the Township Committee of the Township of Hamilton to authorize the reduction of Bond Safeguard Insurance Bond #5033564, performance guarantee for Phase 1 of Fernmoor Homes @ Woods Landing from \$479,721.78 to \$396,783.00

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

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

BE IT RESOLVED, by the Township Committee of the Township of Hamilton to authorize the reduction of Bond Safeguard Insurance Bond #5033568, performance guarantee for Phase 4A of Fernmoor Homes @ Woods Landing from \$305,552.16 to \$ 269,924.76

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING “AYE”, NO “NAY”, NO “ABSTAIN” ONE MEMBER ABSENT

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

BE IT RESOLVED, by the Township Committee of the Township of Hamilton to authorize the sale of surplus equipment on GovDeals.com per list submitted by the Public Works Department

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING “AYE”, NO “NAY”, NO “ABSTAIN” ONE MEMBER ABSENT

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

WHEREAS, on August 4, 2010, the Township of Hamilton held a public land sale of township-owned property known as Block 663, Lot 5, on Scranton Avenue; and

WHEREAS, said property was advertised and sold with the stipulated special condition that *Bidders are advised the subject property is substantially mapped as wetlands*”; and

WHEREAS, Vanyda Xayaphachan offered a bid of Six Thousand Eight Hundred (\$6,800.00) Dollars and no other bids were received,

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hamilton that the bid of Vanyda Xayaphachan be and is hereby accepted.

RESOLUTION ADOPTED WITH ALL MEMBERS VOTING “AYE”, NO “NAY”, NO “ABSTAIN” ONE MEMBER ABSENT

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

RESOLUTION AUTHORIZING AN AWARD OF CONTRACT FOR ELECTRIC GENERATION SUPPLY SERVICES (BID A-28), FOR THE SOUTH JERSEY POWER COOPERATIVE

WHEREAS, the Township of Hamilton is a participating member of the South Jersey Power Cooperative (“SJPC”) and that the County of Camden on behalf of the SJPC publicly advertised bids for the purpose of procuring electric energy services (Bid A-28); and

WHEREAS, the County received and opened publicly advertised bids on July 22, 2010 at 11:10 a.m., Prevailing Time, for Electric Generation Supply Service for the South Jersey Power Cooperative; and

WHEREAS, bids were received from two vendors; and

WHEREAS, Hess Corporation is the lowest responsible bidder for electric Generation service and submitted the following rates:

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EDC	Rate Category	Bid Price	Duration	Service Start
ACE	FP	\$0.09147	12 Mo.	Sept/Oct., 2010
ACE	CIEP	\$0.09225	12 Mo.	June, 2011
PSE&G	FP	\$0.09068	12 Mo.	Sept./Oct., 201
PSE&G	CIEP	\$0.08246	12 Mo.	June, 2011

and

WHEREAS, there is a need to award a contract to Hess Corporation for the needs of the County of Camden and participating members of the SJPC as described above commencing on the above-specified dates; and

WHEREAS, funding for the respective contracts shall be encumbered at the rate of the above-stated per kilowatt-hour amounts to the limit of the budget appropriation for this purpose in accordance with N.J.A.C. 5:30-5.5(b)(2) and shall further be contingent upon the availability and appropriation of sufficient funds for this purpose in the Township of Hamilton's 2010 permanent budget and the temporary *and/or* permanent 2011 budgets; now, therefore,

BE IT RESOLVED by the Township Committee of the Township of Hamilton, County of Atlantic that, contingent upon the funding as described herein, the proper Township officials be and are hereby authorized to execute all documents necessary to effect the agreement described herein with Hess Corporation, One Hess Plaza, Woodbridge, New Jersey 07092, for Bid A-28, Retail Electric Generation Service for the South Jersey Power Cooperative.

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

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

BE IT RESOLVED, by the Township Committee of the Township of Hamilton to authorize the Mayor to sign Tiger II Discretionary Grant Program Applications for the Reconstruction of Malaga Road and the Reconstruction of Park Road, E. Walnut Street and Strand Avenue

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

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

BE IT RESOLVED, by the Township Committee of the Township of Hamilton to accept the revised mission statement and new vision statement as recommended by the Strategic Planning Committee

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

Dr. Kesselman moved, seconded by Mr. Palmentieri to table the discussion and resolution authorizing the execution of an agreement with Jersey Professional Management until the full Committee is present.

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MOTION ADOPTED WITH ALL MEMBERS VOTING "AYE", NO "NAY", NO "ABSTAIN" ONE MEMBER ABSENT

Mr. Palmentieri 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 regular minutes of April 12, 2010 be and are hereby approved.

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

Dr. Kesselman 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 regular and executive minutes of August 2, 2010 be and are hereby approved.

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

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

BE IT RESOLVED, by the Township Committee of the township of Hamilton that all properly executed and approved payrolls and bills be paid, the bill list total being \$1,331,952.65 as of August 12, 2010

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

Reports

Administrator- no report

Solicitor

Mr. Sandman reported that the former prosecutor has filed a lawsuit which contends that you can't get a fair trial in Hamilton Township, the implications of which are statewide. Mr. Sandman stated that oral arguments were heard before Judge Armstrong last week and the written decision is expected on September 1st. Mr. Sandman stated that the motion filed was to dismiss the claim and was joined by the County, State and Atlantic City Prosecutor. Mr. Sandman said he will report back with the results.

Engineer

Mr. Walberg reported that the municipal building roof project bid should be out in two weeks and the building renovations bid in three weeks. Mr. Walberg stated that they continue to search for grants for roadway construction.

Township Committee

Dr. Kesselman stated that on Wednesday August 25, 2010 at 6:30 PM in Conference Room A the first meeting of the Steering Committee would take place.

Mr. Palmentieri commented on the lack of progress on the Timberglen basin during this ideal time for this type of work. Mr. Palmentieri said that the response that they are too busy is not good enough and the lack of action is unacceptable. Mr. Palmentieri said he is looking to find out what can be done to make sure this is done immediately. Mr. Walberg responded there is a conference call on Tuesday to obtain a hard date for when they can start. Mr. Walberg said that a plan can be formulated with the solicitor for what steps can

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be taken if we do not have a hard date by Tuesday. Mr. Walberg said he will speak with the developer. Mr. Sandman said that we know what our remedies are.

Mr. Cain complemented the great work of the Strategic Planning Committee. Mr. Cain asked Mr. Morley if we have been able to reduce any expenses at the Cove based on the efforts of Mr. Kurtz and his crew. Mr. Morley responded that we had not but that as the season winds down he will be scaling back. Mr. Cain asked where we are as far as expenses vs. what had been budgeted. Mr. Morley said that we are at or below on the expense side. Mr. Cain said he thinks this will be proven to be a very good undertaking. Mr. Morley said that we had over \$22,000.00 in revenue.

Mayor Silva said that the growth Township Mayors meet last week and that the three communities are all facing many of the same issues, including uncollected court fines. Regarding the budget and taxes, Mayor Silva said that sometimes you can't move as quickly as you want to because there are collective bargaining agreements in place but with everyone's reminders and support he felt that the new committee going forward would be able to address these issues.

Public Comment

Mr. Steve Blankenship, Director of the MUA asked if they could be involved in the electric cooperative. Mr. Blankenship stated that the redevelopment of the track area may require infrastructure to move forward and the MUA would like to be informed and given the opportunity give comments on things that may affect the ratepayers. Dr. Kesselman asked if he would like to meet with Mr. Sartorio to be updated on a reasonable basis. Mr. Blankenship said that would be helpful.

Mr. Wayne Choyce said that he drove by the Liepe Track and there is no water for the first time. Mr. Choyce said that it would be a good time to do maintenance on it. Mr. Morley agreed that now would probably be a good time for some routine maintenance.

Ms. Lois Campbell said that 20 years ago she asked Committee for a flashing light on both ends of the curve on Pittsburgh Ave. Ms. Campbell said that the Township put up signs instead but that there has since been many accidents and loss of life. Ms. Campbell again asked Township Committee to contact the County to ask for flashing lights to be installed on either end of the curve.

Hearing nothing further from the public, Mr. Cain moved, seconded by Mr. Palmentieri to close the public portion.

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

On the motion of Dr. Kesselman, seconded by Mr. Cain and carried the meeting was adjourned at 7:25 PM.

Respectfully submitted,

Rita Martino
Deputy Township Clerk

