

A special Reorganization meeting of the Township of Hamilton Zoning Board of Adjustment was held on the above date with Chairperson, Robert J. Campbell, Sr., presiding. Members present were Charles Cain, Wayne Choyce, Eduardo Freire, Kim Melton, Werner Raff, and Agnes Simmons. Alternates present were Joseph Mattia III and Frank Tomasello. Also present was Robert J. Campbell, Solicitor.

The Statement of Compliance was read.

Oath of Service – Solicitor, Robert J. Campbell administered the Oath of Service to the following: Wayne Choyce 12/31/11, appointed as a Regular Board Member; Charles Cain 12/31/11, appointed as a Regular Board Member; and Frank Tomasello 12/31/09, appointed as Alternate #2 Board Member.

Some discussion ensued regarding the lateness of submission of several Professional's proposals (RFQ's) to the Board. Ms. Simmons moved, seconded by Mr. Freire, to accept for consideration the Professional's proposals submitted after the deadline date of December 14, 2007.

ROLL CALL VOTE ON THE ABOVE MOTION:

MR. CAIN - <i>NAY</i>	MR. CHOYCE – AYE	MS. MELTON – AYE
MR. CAMPBELL, SR. – AYE	MR. FREIRE - AYE	MR. RAFF – AYE
		MS. SIMMONS – AYE

SAID MOTION CARRIED.

Election of Chairperson for 2008 – Mr. Raff moved, seconded by Mr. Freire, to elect Robert J. Campbell, Sr. for the position of Chairperson of the Township of Hamilton Zoning Board of Adjustment for the year 2008.

ROLL CALL VOTE ON THE ABOVE MOTION:

MR. CAIN – <i>ABSTAIN</i>	MR. CHOYCE – AYE	MS. MELTON – AYE
MR. CAMPBELL, SR. – AYE	MR. FREIRE – AYE	MR. RAFF – AYE
		MS. SIMMONS – AYE

SAID MOTION CARRIED.

Election of Vice-Chairperson for 2008 – Mr. Freire moved, seconded by Ms. Melton, to elect Werner Raff for the position of Vice-Chairperson of the Township of Hamilton Zoning Board of Adjustment for the year 2008.

ROLL CALL VOTE ON THE ABOVE MOTION:

MR. CAIN – AYE	MR. FREIRE - AYE	MS. RAFF – AYE
MR. CHOYCE - AYE	MR. MELTON – AYE	MS. SIMMONS - AYE
		MR. CAMPBELL, SR. – AYE

SAID MOTION CARRIED.

Appointment of Secretary for 2008 – Ms. Simmons moved, seconded by Mr. Choyce, to appoint Jeanne deVecchis to the position of Secretary to the Township of Hamilton Zoning Board of Adjustment for the year 2008.

ROLL CALL VOTE ON THE ABOVE MOTION:

MR. CAIN – AYE	MR. FREIRE – AYE	MR. RAFF – AYE
MR. CHOYCE – AYE	MS. MELTON – AYE	MS. SIMMONS – AYE
		MR. CAMPBELL, SR. – AYE

SAID MOTION CARRIED.

Appointment of Solicitor for 2008 - Mr. Freire moved, seconded by Mr. Melton, to appoint Robert J. Campbell, Esq. to the position of Solicitor to the Township of Hamilton Zoning Board of Adjustment for the year of 2008.

NOTE: Chairperson, Robert J. Campbell, Sr. commented that although he does not see a conflict, he is recusing himself from participation on Motion & Vote of Robert J. Campbell, Esq. as Solicitor.

Mr. Cain moved, seconded by Mr. Choyce, to appoint John H. Rosenberger, Esq. to the position of Solicitor to the Township of Hamilton Zoning Board of Adjustment for the year of 2008. Mr. Choyce commented that he feels he cannot support anyone who has a direct relationship with someone on the Board.

Mr. Freire commented that he has never seen any indication of inappropriate actions from either Mr. Campbell, Jr. or Mr. Campbell, Sr., since serving on the Board. He stated he does not have any reason to believe there is any conflict.

Mr. Cain commented that he does not believe there is any problem with Mr. Campbell, Jr., however, I have never seen this situation with any other Board in the State of New Jersey. He stated that Mr. Rosenberger is qualified.

Ms. Simmons commented that in all of the years she has served on the Zoning Board, Mr. Campbell, Jr. has done an excellent job serving as Solicitor of this Board. Mr. Mattia commented that the integrity of this Board has always been upheld.

Ms. Melton questioned the possibility of a conflict and suggested that the Board table the appointment of Solicitor at this time. More discussion ensued. Mr. Freire moved, seconded by Ms. Melton, to table the appointment of Solicitor at this time.

ROLL CALL VOTE ON THE ABOVE MOTION TO TABLE:

MR. CAIN – AYE	MR. FREIRE – NAY	MR. RAFF – NAY
MR. CHOYCE – AYE	MS. MELTON – NAY	MS. SIMMONS – NAY
		MR. MATTIA – NAY

SAID MOTION DENIED TO TABLE.

ROLL CALL VOTE ON THE ABOVE MOTION FOR ROBERT J. CAMPBELL, ESQ. AS SOLICITOR:

MR. CAIN – NAY	MR. FREIRE – AYE	MR. RAFF – AYE
MR. CHOYCE – NAY	MS. MELTON – AYE	MS. SIMMONS – AYE
		MR. MATTIA – AYE

SAID MOTION CARRIED.

Mr. Campbell, Jr. thanked the Board for his appointment.

Appointment of Alternate Solicitor I – Mr. Choyce moved, seconded by Mr. Cain, to appoint John H. Rosenberger, Esq. to the position of Alternate Solicitor I to the Township of Hamilton Zoning Board of Adjustment for the year of 2008.

Mr. Raff moved, seconded by Mr. Freire, to appoint John J. Markwardt, Esq. to the position of Alternate Solicitor I to the Township of Hamilton Zoning Board of Adjustment for the year of 2008.

ROLL CALL VOTE ON THE ABOVE:

MR. CAIN – ROSENBERGER
MR. CHOYCE – ROSENBERGER
MR. FREIRE – MARKWARDT
MS. MELTON – ROSENBERGER
MR. RAFF – MARKWARDT
MS. SIMMONS – MARKWARDT
MR. CAMPBELL, SR. – MARKWARDT

SAID MOTION CARRIED FOR JOHN MARKWARDT AS ALT. SOLICITOR I.

Appointment of Alternate Solicitor II – Mr. Freire moved, seconded by Ms. Simmons to John H. Rosenberger, Esq. to the position of Alternate Solicitor II to the Township of Hamilton Zoning Board of Adjustment for the year of 2008.

ROLL CALL VOTE ON THE ABOVE MOTION:

MR. CAIN – AYE	MR. FREIRE – AYE	MR. RAFF – AYE
MR. CHOYCE – AYE	MS. MELTON – AYE	MS. SIMMONS – AYE
		MR. CAMPBELL, SR. – AYE

SAID MOTION CARRIED.

Appointment of Planner – Mr. Cain moved, seconded by Mr. Choyce to appoint Mott Associates, LLC to the position of Planner to the Township of Hamilton Zoning Board of Adjustment for the year of 2008.

Mr. Freire moved, seconded by Mr. Raff, to appoint Bach Associates to the position of Planner to the Township of Hamilton Zoning Board of Adjustment for the year of 2008.

ROLL CALL VOTE ON THE ABOVE:

MR. CAIN – MOTT ASSOCIATES, LLC
MR. CHOYCE – MOTT ASSOCIATES, LLC
MR. FREIRE – BACH ASSOCIATES
MS. MELTON – BACH ASSOCIATES
MR. RAFF – BACH ASSOCIATES
MS. SIMMONS – BACH ASSOCIATES
MR. CAMPBELL, SR. – BACH ASSOCIATES

SAID MOTION CARRIED FOR BACH ASSOCIATES AS PLANNER.

Appointment of Alternate Planner – Mr. Raff moved, seconded by Mr. Freire, to appoint Fralinger Engineering to the position of Alternate Planner to the Township of Hamilton Zoning Board of Adjustment for the year of 2008.

Mr. Cain moved, seconded by Mr. Choyce, to appoint Mott Associates, LLC to the position of Alternate Planner to the Township of Hamilton Zoning Board of Adjustment for the year of 2008.

ROLL CALL VOTE ON ABOVE:

MR. CAIN – MOTT ASSOCIATES, LLC
MR. CHOYCE – MOTT ASSOCIATES, LLC
MR. FREIRE – FRALINGER ENGINEERING
MR. MELTON – FRALINGER ENGINEERING
MR. RAFF – FRALINGER ENGINEERING
MS. SIMMONS – FRALINGER ENGINEERING
MR. CAMPBELL, SR. – FRALINGER ENGINEERING

SAID MOTION CARRIED FOR FRALINGER ENGINEERING AS ALT. PLANNER.

Appointment of Engineer – Ms. Simmons moved, seconded by Mr. Cain, to appoint Mott Associates, LLC to the position of Engineer to the Township of Hamilton Zoning Board of Adjustment for the year of 2008.

ROLL CALL VOTE ON THE ABOVE MOTION:

MR. CAIN – AYE	MR. FREIRE – AYE	MR. RAFF – AYE
MR. CHOYCE – AYE	MS. MELTON – AYE	MS. SIMMONS – AYE
		MR. CAMPBELL, SR. – AYE

SAID MOTION CARRIED.

Appointment of Alternate Engineer – Mr. Freire moved, seconded by Mr. Raff, to appoint Churchill Engineering to the position of Alternate Engineer to the Township of Hamilton Zoning Board of Adjustment for the year of 2008.

Mr. Cain moved, seconded by Mr. Choyce, to appoint Dixon Associates to the position of Alternate Engineer to the Township of Hamilton Zoning Board of Adjustment for the year of 2008.

ROLL CALL VOTE ON THE ABOVE:

MR. CAIN – DIXON ASSOCIATES
MR. CHOYCE – DIXON ASSOCIATES
MR. FREIRE – CHURCHILL ENGINEERING
MS. MELTON – CHURCHILL ENGINEERING
MR. RAFF – CHURCHILL ENGINEERING
MS. SIMMONS – CHURCHILL ENGINEERING
MR. CAMPBELL, SR. – CHURCHILL ENGINEERING

SAID MOTION CARRIED FOR CHURCHILL ENGINEERING AS ALT. ENGINEER.

Appointment of Traffic Engineer – Ms. Simmons moved, seconded by Mr. Choyce, to appoint Alexander Litwornia & Associates to the position of Traffic Engineer to the Township of Hamilton Zoning Board of Adjustment for the year of 2008.

ROLL CALL VOTE ON THE ABOVE MOTION:

MR. CAIN – <i>NAY</i>	MR. FREIRE – AYE	MR. RAFF – AYE
MR. CHOYCE – AYE	MS. MELTON – AYE	MS. SIMMONS – AYE
		MR. CAMPBELL, SR. – AYE

SAID MOTION CARRIED.

Appointment of Alternate Traffic Engineer – Mr. Cain moved, seconded by Mr. Choyce, to appoint Dixon Associates to the position of Alternate Traffic Engineer to the Township of Hamilton Zoning Board of Adjustment for the year of 2008.

Mr. Freire moved, seconded by Mr. Raff, to appoint Shropshire Associates to the position of Alternate Traffic Engineer to the Township of Hamilton Zoning Board of Adjustment for the year of 2008.

ROLL CALL VOTE ON THE ABOVE:

MR. CAIN – DIXON ASSOCIATES
MR. CHOYCE – DIXON ASSOCIATES
MR. FREIRE – SHROPSHIRE ASSOCIATES
MS. MELTON – SHROPSHIRE ASSOCIATES
MR. RAFF – SHROPSHIRE ASSOCIATES
MS. SIMMONS – SHROPSHIRE ASSOCIATES
MR. CAMPBELL, SR. – SHROPSHIRE ASSOCIATES

SAID MOTION CARRIED FOR SHROPSHIRE ASSOC AS ALT TRAFFIC ENGINEER

Appointment of Lighting Engineer – Mr. Raff moved, seconded by Mr. Freire, to appoint Litwornia Associates to the position of Lighting Engineer to the Township of Hamilton Zoning Board of Adjustment for the year of 2008.

ROLL CALL VOTE ON THE ABOVE MOTION:

MR. CAIN – <i>ABSTAIN</i>	MR. FREIRE – AYE	MR. RAFF – AYE
MR. CHOYCE – AYE	MS. MELTON – AYE	MS. SIMMONS – AYE
		MR. CAMPBELL, SR. – AYE

SAID MOTION CARRIED.

Appointment of Landscape Consultant – Mr. Freire moved, seconded by Mr. Raff, to appoint J. Adamson & Associates to the position of Landscape Consultant to the Township of Hamilton Zoning Board of Adjustment for the year of 2008.

ROLL CALL VOTE ON THE ABOVE MOTION:

MR. CAIN – AYE	MR. FREIRE – AYE	MR. RAFF – AYE
MR. CHOYCE – AYE	MS. MELTON – AYE	MS. SIMMONS – AYE
		MR. CAMPBELL, SR. – AYE

SAID MOTION CARRIED.

Appointment of Environmental Consultant – Mr. Cain moved to appoint Bach Associates to the position of Environmental Consultant to the Township of Hamilton Zoning Board of Adjustment for the year of 2008. No Second was made on the motion.

Mr. Raff moved, seconded by Mr. Choyce, to appoint Environmental Resolutions, Inc. to the position of Environmental Consultant to the Township of Hamilton Zoning Board of Adjustment for the year of 2008.

ROLL CALL VOTE ON THE ABOVE:

MR. CAIN – AYE	MR. FREIRE – AYE	MR. RAFF – AYE
MR. CHOYCE – AYE	MS. MELTON – AYE	MS. SIMMONS – AYE
		MR. CAMPBELL, SR. – AYE

SAID MOTION CARRIED TO APPOINT ENVIRONMENTAL RESOLUTIONS, INC. AS ENVIRONMENTAL CONSULTANT.

Addendum to Professional’s Contracts – Mr. Choyce moved, seconded by Mr. Cain, to adopt the addition of an Addendum to Professional’s Contracts, at the request of the Mayor & Township Administrator.

ROLL CALL VOTE ON THE ABOVE MOTION:

MR. CAIN – AYE	MR. FREIRE – AYE	MR. RAFF – AYE
MR. CHOYCE – AYE	MS. MELTON – AYE	MS. SIMMONS – AYE
		MR. CAMPBELL, SR. – AYE

SAID MOTION CARRIED.

Chairperson’s Appointments to Site Plan Committee – Mr. Campbell, Sr. appointed Board Members, Wayne Choyce; Eduardo Freire; & Werner “Buster” Raff to serve as Site Plan Committee regarding Zoning Board applications for the Year of 2008.

Chairperson’s Appointment of Liaison to Police, Fire, & Rescue – Mr. Campbell, Sr. appointed Zoning Board Member, Charles Cain, to serve as Liaison for the Year of 2008.

Chairperson’s Appointment of Liaison to Planning Board – Mr. Campbell, Sr. appointed Zoning Board Member, Joseph G. Mattia, III, to serve as Liaison to Planning Board for the year of 2008.

Meeting Times & Dates – Mr. Choyce moved, seconded by Mr. Cain, to establish the fourth Monday of every month, with the exception of May & December, as the day on which the Zoning Board meetings in 2008 will be conducted; and to establish the time of 7:00 P.M.; with the dates of May 12th, 2008 & December 8, 2008, being tentatively scheduled due to the Memorial Day & Christmas Holidays. SAID MOTION CARRIED WITH ALL MEMBERS VOTING “AYE”, NO “NAY”, NO “ABSTAIN”.

Designation of Official Newspapers – Mr. Raff moved, seconded by Mr. Freire, to designate The Press of Atlantic City; Atlantic County Record; Record Journal; and The Current, as official newspapers for Zoning Board Publications. SAID MOTION CARRIED WITH ALL MEMBERS VOTING “AYE”, NO “NAY”, NO “ABSTAIN”.

Adoption of Rules of Procedure – Mr. Cain discussed the possibility of allowing an Alternate Board Member having the opportunity to participate and vote on an application before the Board, rather than an absent Regular Board Member who is able to vote telephonically. Some discussion ensued. Mr. Campbell, Sr. suggested we look into it and discuss it at a future date. Mr. Cain suggested that it would make sense to allow an Alternate Board Member who is present at the meeting to vote, rather than a Board Member who is absent and must vote telephonically, and the Board incorporate that into

the Rules of Procedure. Mr. Campbell, Sr. suggested that the Board adopt the Rules of Procedure this evening, and this issue be further looked into and addressed at a later date.

Ms. Melton moved, seconded by Mr. Raff, to adopt the Rules of Procedure, as written, for the Zoning Board of Adjustment for the year 2008.

MR. CAIN – AYE

MR. FREIRE – AYE

MR. RAFF – AYE

MR. CHOYCE – AYE

MS. MELTON – AYE

MS. SIMMONS – AYE

MR. CAMPBELL, SR.- AYE

SAID MOTION CARRIED.

Member's Comments – Newly appointed Board Members, Mr. Cain; Mr. Choyce; & Mr. Tomasello thanked Township Committee for appointing them to the Board. Mr. Campbell, Sr. congratulated the new Board Members, as well as the Board Professionals appointed. He noted that the Board has lost two very good Board Members – Ms. Brenda Morrison & Mr. Peter Carson, and letters of thanks for their service will be sent.

Adjournment – Ms. Simmons moved, seconded by Mr. Raff, to adjourn the Zoning Board of Adjustment meeting. SAID MOTION CARRIED WITH ALL MEMBERS VOTING “AYE”, NO ”NAY”, NO “ABSTAIN”.

Respectfully submitted,

Jeanne C. deVecchis, Secretary
Zoning Board of Adjustment

This entire meeting was taped. The Tapes are on file in the Zoning Office and may be reviewed by interested persons during regular business hours.

