

TOWNSHIP OF HAMILTON
6101 THIRTEENTH STREET
MAYS LANDNG, NEW JERSEY
DECEMBER 1, 2014

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 Aline Dix, Amy Gatto, Rodney Guishard, and Judy Link. Also present were Michael S. Jacobs, Township Administrator, Joan I. Anderson, Township Clerk, Robert S. Sandman, Township Solicitor, and Robert J. Smith, Township Engineer

The meeting opened with the flag salute followed by the Township Clerk certifying compliance with the New Jersey Open Public Meetings Law by posting a notice of the meeting on the bulletin board in the municipal building, Mays Landing, NJ, and by e-mailing a copy of the notice along with the agenda of this meeting to the Press of Atlantic City, Atlantic County Record, Record Journal and Current newspapers, stating this meeting would take place at 6:30 PM on December 1, 2014 in the municipal building, Mays Landing, New Jersey.

A moment of silence for private reflection was observed. Mayor Silva said Committeeman Elect John Kurtz was in the hospital after being hit by a car and asked everyone to keep Mr. Kurtz in mind.

Honor & Remember presentation:

Mr. Guishard and Mayor Silva presented the Hamilton Township Honors & Remembers its Veterans award to Michael Rock. Mr. Guishard read a brief resume of Mr. Rock's military service. Mayor Silva read the award resolution. Assemblyman Chris Brown presented Mr. Cook with a State of New Jersey Certificate of Recognition for his service and contribution to the country. He thanked the Committee for letting him participate in these presentations. Mr. Cook commented on some of his World War II combat experiences.

Atlantic County Utilities budget presentation:

Mayor Silva introduced Rick Dovey and Gary Conover. Mr. Conover distributed copies of the Townships recycling report card and Mr. Dovey explained it contained the Township's history of tipping fees for solid waste and other waste for the past several years; how much recycling was done; possible reasons for the increase in solid waste tonnage; and that the Township is about in the middle compared to other municipalities; that recycling from commercial establishments should be reported to the Township and including in its Tonnage Grant; not having to separate recyclables has helped a lot. He said the proposed municipal tipping fee for 2015 is \$62.20. Mr. Dovey explained that electronic items taken to the Public Works yard are not recyclable through the County and that he didn't know if the Township has to pay for it. He said the Freeholders just adopted an Ordinance that allows ACUA to collect trash from State Agencies in Atlantic County if they enter into a local agreement with the ACUA. The entire presentation was video-taped and recorded and can be viewed on the Township website and television on the public access channel.

There was no adjournment to executive session or conformation of executive sessions.

Mr. Guishard 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 items be added to the agenda for consideration and action to be taken there on tonight:

8.A Insert names of businesses:

- (1) All in One Trading, Inc. - Christmas Ornaments & piggy bank sale kiosk at Hamilton Mall.

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- (2) Unique Gifts - retail gift shop at Hamilton Mall.
- (3) QT Nails - new owner of nail salon at festival Mall.

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

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

Proposed amendment to Chap. 238 of the Township Code:

Mr. Sandman explained the Ordinance he distributed tonight contained was amended to include language he felt was necessary that came directly from the new Statute. He said the Committee could defer it since it is different from what they previously had or they could move on it tonight. Mr. Sandman explained the legislation requires once a lender files an action in foreclosure against a residential property the lender has an obligation to maintain the exterior of the property; if they don't, on proper notice, there substantial fees as high as \$1,500.00 per day; if the lender is out of state they have to appoint an in-state agent for the purpose of notification and fulfilling their obligations under the law; he believes it will be challenged when the banking industry wakes up to it. Mr. Guishard expressed concern that having such high fines makes it tough to enforce and asked if it was really advisable to have such high fines. Mr. Sandman explained the statute says \$1,500.00 but the Township Property Maintenance Code gives the Judge discretion.

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Ordinance #1779-2014 be and is hereby introduced and passed on first reading and the Township Clerk is authorized to advertise same in the December 3, 2014 issue of the Atlantic County Record for a public hearing to be held on Monday, December 15, 2014 at 6:30 PM in the municipal building, Mays Landing, NJ.

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

TOWNSHIP OF HAMILTON
ATLANTIC COUNTY, NJ

ORDINANCE NO. 1779-2014

AN ORDINANCE AMENDING CHAPTER 238, PROPERTY MAINTENANCE,
OF THE TOWNSHIP CODE:
TOWNSHIP OF HAMILTON, ATLANTIC COUNTY NJ

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

Section 1. Amend the Code of the Township of Hamilton, Chapter 238, Property Maintenance as follows:

- 1) Amend §238-2, Changes to the published text; code revisions specific to Township, by re-identifying existing subsections J through M to be subsections L through o and inserting the following as new subsections J and K:

J. Section 202. Add to the definition Person: "Person shall also include a creditor filing the summons and complaint in an action to foreclose.."

K. Section 302. Add to section: "Pursuant to NJSA 40:48-2.12s a creditor filing the summons and complaint in an action to foreclose shall be responsible for the care, maintenance, security and upkeep of the exterior of a vacant and abandoned property and, if located out-of-State, shall be responsible for appointing an in-State representative or agent to act for the foreclosing creditor."

2) Amend §238-3, Notice of failure to comply, by amending the third sentence to read: “The person or entity shall correct the violation within 30 days from the date of receipt of the notice, or within 10 days if the violation presents an imminent threat to public health and safety.”

3) Insert the following as new §238-4.1:

“238-4.1. Violation for failure of an out-of-State creditor to appoint an in-State representative; failure of a creditor to abate property maintenance violations.

A. An out-of-State creditor filing the summons and complaint of foreclosure that is found by the municipal court or by any other court of competent jurisdiction to be in violation of the requirement to appoint an in-State representative or agent as required by the provisions of NJSA 40:48-2.12s and this Chapter shall be subject to a fine of \$2,500 for each day of the violation. Any fines imposed shall commence on the day after the 10-day period set forth in NJSA 46:10B-51 for providing notice to the municipal clerk that a summons and complaint in an action to foreclose has been served.

B. A creditor subject to the provisions of this ordinance that is found by municipal court, or by any other court of competent jurisdiction, to be in violation of the requirement to correct a care, maintenance, security or upkeep violation cited in a notice issued pursuant to this ordinance shall be subject to a fine of \$1,500 for each day of the violation. Any fines imposed pursuant to this paragraph shall commence 31 days following receipt of the notice, except if the violation presents an imminent risk to the public health and safety, in which case any fines shall commence 11 days following receipt of the notice.”

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

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

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

ATTEST

TOWNSHP COMMITTEE
TOWNSHIP OF HAMILTON,
ATLANTIC COUNTY, NJ

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

ROGER SILVA, MAYOR

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

ORDINANCE NO. 1779-2014 INTRODUCED AND PASSED FIRST READING ON
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Snow & Ice Plan – Home Owners’ Associations:

Mrs. Dix said that she doesn’t think there is a clear understanding of how Home Owners’ Associations are formed in housing developments; she asked the Solicitor when the developer is completely out of the picture and if the HOA has any duty prior to release of the performance bond and posting of the maintenance bonds. Mr. Sandman explained that where a HOA is formed control of the HOA Board of Directors shifts to the Association after a certain percent of the units are sold but there are some developments where 90% of the units are sold and the HOA still isn’t formed; and. Mrs. Dix commented on

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not knowing how the HOA communicates with the residents and that she doesn't know that the average homeowner in any development has any idea of who is responsible for the streets or anything. Mr. Sandman said that how a HOA operates is completely up to them; the requirement for a HOA is derived from the Planning Board Decision and Resolution approval of the subdivision and site plan; the HOA obligation is to control, maintain and otherwise regulate the common areas; what they do to inform the residents is different in each one; their obligations are typically found in the closing documents; they are generally required to maintain the common elements until they are no longer common elements and the date on which the roads become the Township's obligation. Ms. Gatto asked if it is up to government to regulate how the HOA communicates with the residents. Mrs. Dix explained her purpose for bringing it up related directly to the Snow Plowing Policy; which streets the Township is responsible for, which ones it isn't, which ones the HOA will be responsible for in the future; and that this was triggered by discussions at the Quality of Life Subcommittee meeting. Mr. Sandman explained there is a difference between a Snow Plowing Policy and how a HOA runs itself; snow plowing only comes to fruition after the engineer signs off, the bonds are released and formal dedication of the streets takes place. Mayor Silva said it is the residents' responsibility to attend Association meetings if they want to be informed and to know where their money is going. Mrs. Dix said they call the Township if the roads aren't plowed. The Mayor said there isn't a deluge of calls because most of them are aware of it; 8-10 years ago roads were plowed that never should have been plowed; everything is run open and above board now and that is the way it's handled. Mr. Sandman explained he received correspondence from a developer of a development where the top coat on the roadways hasn't been installed, (the manhole covers) are 2" above the surface, curbing and other installations are exposed for the Township to do the snow plowing and they will allow the Township to put a lien on the remaining 8 lots that are still owned by the corporation. He said he issued an opinion as the Township legal counsel that the Township can't take on obligation that will cost other taxpayers money for the benefit of corporation. Mrs. Dix said she also discussed Volunteer Way with Mr. Sartorio because the Township is responsible for the first two-tenths of a mile from McKee Avenue to behind Shore Toyota; there is a half-mile between there and the cul-de-sac before you get to Renaissance Drive; she questioned how the developer would get back there if the Township doesn't plow its part; she said she has been assured the Township is plowing the entire Volunteer way to make sure there is emergency access; that she read the file which brought it to her mind that there are 107 houses in the middle of no-where. Mr. Sandman said that Mrs. Dix had just answered her own question if the Township has agreed to do it.

Appointment of a Green Team:

Mr. Guishard explained the Township Committee adopted a resolution of intent to participate in the Sustainable New Jersey Program and indicating that they intend to achieve certification in the Program; the advantage of certification is eligibility to receive money that could help achieve some of the Township's goals; appointment of a Green Team is one of the requirements for participation in the Program. He proposed that the Green Team consist of people who sent in applications for appointment and said the Committee has to decide whether they want to make staggered term appointments or 1 year appointments. He said there is a consistent group of interested people that have been meeting since March. Mayor Silva said there were no applications in the agenda packets. Ms. Gatto suggested copies of the applications be given to the Committee and that people be named for the different terms at the next meeting so they can get started in January. Mayor Silva suggested waiting in order to give other people who might be interested time to submit applications. Mrs. Dix and Mr. Guishard said they didn't see any reason for doing that. Mrs. Link commented on speaking to someone at the Sustainable New Jersey table at the League of Municipalities conference; they were a member of an Environmental Commission; their Green Team was a subcommittee to the Environmental Commission; and they said everybody does it differently. Mrs. Link said they gave her

papers on applying for a \$2,000.00 grant. Mrs. Dix said once the Board is set up they will adopt by-laws. Ms. Gatto said she thought Mrs. Dix's suggestion was best because the Township has a process that says anyone interested in serving on any Board of Commission has to submit an application; the Committee should get copies of the ones that are here now to review for possible appointments at the next meeting. Ms. Gatto said that unless there is some sense of urgency, she thinks the Reorganization Meeting is the best time to make them because that is when all other Boards and Commissions are appointed. Mr. Guishard said he would make sure the Members got copies of the applications and a recommendation for appointments for the next meeting. Ms. Gatto said that "for the record" nothing has been going on behind closed doors; the Township Committee hasn't voted on a Green Team; and she thinks the Green Team Mr. Guishard is referring to is an informal one.

Resolution re: Governor's Pension & Health Benefit Study Commission final report & recommendations:

Mr. Jacobs explained the municipal part of the pensions are well funded but the State part isn't; there is one pension system with 5 different pension plans; the funds from them are co-mingled now; the resolution is to draw attention that there are separate funds and that they want them accounted for individually and to have the municipal portion remain intact. Mayor Silva explained the League of Municipalities requested this resolution of support.

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

RESOLUTION URGING GOVERNOR AND LEGISLATURE TO RECOGNIZE AND PRESERVE STRENGTH OF LOCAL PENSION FUNDING WHEN CONSIDERING THE RECOMMENDATIONS OF GOVERNOR CHRISTIE'S PENSION AND HEALTH BENEFIT STUDY COMMISSION

WHEREAS, State actuaries confirm that the bipartisan pension and benefit reforms that were enacted in 2010 and 2011, coupled with the consistent pension payments made by responsible local governing bodies, are delivering the savings that had been promised by their advocates; and

WHEREAS, when analyzing the fiscal health of public employee pension and benefit systems, the experts make a distinction between local commitments for local employees and retirees, and the commitments that are the State government's responsibility; and

WHEREAS, according to the latest valuation reports, the local government Public Employees Retirement System (local PERS) and the local Police and Fire Retirement System (local PFRS) are actuarially sound, in large part due to the fact that municipalities and counties have made full employer contributions as required under the law for over a decade, with local PERS currently funded (comparing assets to liabilities) at 73.9% and local PFRS is currently funded at 76.9%, according to the experts; and

WHEREAS, the State PERS, on the other hand, is currently funded at 48.1%, and State PFRS is a little better, at 50.8%; and

WHEREAS, the Officers of the League of Municipalities have submitted a statement to Governor Christie's Pension and Health Benefit Study Commission, urging that the Final Report and Recommendations of that Study Commission not, in any way, weaken the vitality of the local pension plans,

NOW, THEREFORE, BE IT RESOLVED, that the governing body of the Township of Hamilton in Atlantic County urges State policy-makers to recognize and protect the strength of the local PERS and local PFRS systems, and reject any recommendations that would threaten municipal budgets and property taxpayers; and

BE IT FURTHER RESOLVED, that, while we recognize the State's budget problems and we are anxious to help in any way we can, we cannot help in any way that shifts new burdens to our property taxpayers and our dedicated public servants; and

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BE IT FURTHER RESOLVED, that certified copies of this Resolution be forwarded to Governor Chris Christie, State Treasurer Andrew Sidamon-Eristoff, our State Senator Jim Whelan, our two representatives in the General Assembly Chris Brown and Vince Mazzeo, and to the New Jersey League of Municipalities.

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

Public Hearing/Adoption - Ordinance #1778-2014:

Robert Kahrman, a resident OF Woods Landing, said a good portion of their Homeowners' Association property touches Pinehurst Drive: he drives by there every day; and in his opinion a stop sign at Pinehurst and Butter Cup Lane is not going to work; it won't stop speeding on Pinehurst; and he wishes the Township could put in speed bumps. Mayor Silva explained the stop sign is Phase 1. Chief Tappeiner explained there were multiple concerns when this issue came up from residents on Pinehurst; the study done by the Traffic Coordinator was forwarded to Mr. Smith (Township Engineer); it was determined that there is a speeding problem there; there was also a concern about the kids at the playground; and it was recommended that a 4-way be put there so traffic heading towards Mr. Kahrman's development would have to stop and then proceed through the intersection; the playground area is on the right hand side; this is the first step of a multi-step process; and it was also recommended to have speed bumps there but that will cost money. The Mayor said the speed bumps will be further down on Pinehurst; the purpose was to get people to slow down; and there are people who speed over speed bumps and don't care; a lot of time you find that the people speeding live in the development; and he thinks continuation of the process will be addressed next year. Mr. Kahrman commented on an informal poll of the homeowners showing the majority are not favor of it. Mayor Silva commented on the number of accidents by the mall; drivers and pedestrians being inattentive or just not caring; he thinks this will create more enforcement. Mrs. Link commented on the residents of Clover Leaf fighting the speeding issue for a long time.

Jim Kerrigan asked how far Buttercup Lane was from Old Egg Harbor Road. Mrs. Dix explained it is the short street at the playground and there are only 4 houses on it. Ms. Gatto said it is the next street down Pinehurst after Sweetgum Lane.

There being no further questions or comments on the Ordinance, Ms. Gatto moved, seconded by Mrs. Link, that the public hearing be closed.

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

Ms. Gatto said that she heard the objections from the Woods Landing homeowners and has had some discussions with them but she thinks that with the work the Committee has been doing in that area and the plan they have, doing something is the best course of action. Mr. Guishard commented on feeling the same as (Mr. Kahrman's); knowing there have been many discussions on what could be done in the area; and knowing how the homeowners on the other side feel. He said to give it a try and it can always be changed if it doesn't work.

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

WHEREAS, Ordinance #1778-2014 was introduced and passed first reading on November 10, 2014 and advertised in the November 12, 2014 issue of the Atlantic County Record for public hearing to be held on December 1, 2014; and

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

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hamilton that Ordinance #1778-2014 be and is hereby adopted.

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

**TOWNSHIP OF HAMILTON
ATLANTIC COUNTY, NJ
ORDINANCE #1778-2014**

**AN ORDINANCE AMENDING CHAPTER 301 OF THE HAMILTON TOWNSHIP CODE TO
CREATE A STOP SIGN AT PINEHURST DRIVE AND BUTTERCUP LANE**

WHEREAS, the Township of Hamilton wishes to create a stop sign intersection at the intersection of Pinehurst Drive and Buttercup Lane; and

WHEREAS, both roadways are under the jurisdiction of the Township of Hamilton;

WHEREAS, a municipality may establish a stop sign on municipal roads without the approval of the Commissioner of Transportation pursuant to N.J.S.A. 39:4-8, N.J.S.A. 39:4-140, and N.J.S.A. 39:4-197;

WHEREAS, whereas the Hamilton Township Police Department has conducted a detailed traffic study of the intersection;

WHEREAS, and whereas the Township engineer has reviewed and agreed with the aforementioned study and further, under his seal as a licensed professional engineer, certified to the governing body that any designation or erections of signs or placement of pavement markings has been approved by the engineer after investigation of the circumstances, and it appears to the engineer to be in the interest of public safety and the expedition of traffic on public highways, and conforms to the current standards prescribed by the Manual on Uniform Traffic Control Devices for Streets and Highways, as adopted by the Commissioner, and that the provisions of this ordinance are consistent with the Manual on Uniform Traffic Control Devices for Streets and Highways, consistent with accepted engineering standards, based on the results of an accurate traffic and engineering survey, and does not place an undue traffic burden or impact on streets in an adjoining municipality or negatively affect the flow of traffic on the State highway system;

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

1) Chapter 301, Article IX, Section 27 J. Cloverleaf Lakes is amended to insert the following:

Through Streets	Stop Streets
Pinehurst Drive	Buttercup Lane

BE IT FURTHER ORDAINED that signage and road-markings consistent with the requirements of the Manual on Uniform Traffic Control Devices for Streets and Highways as set-forth in the traffic study conducted by the Hamilton Township Police Department and recommended by the municipal engineer shall be erected at the intersection of Pinehurst Drive and Buttercup Lane consistent with the provisions of this ordinance.

BE IT FURTHER ORDAINED that upon adoption and final passage, the municipal clerk shall transmit a copy of this ordinance to the Commissioner of the Department of Transportation.

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BE IT FURTHER ORDAINED that all portions of the Hamilton Township Code which conflict with or are inconsistent with this ordinance are repealed to the extent of such conflict or inconsistency.

BE IT FURTHER ORDAINED that if any portion of this ordinance is adjudged invalid, such adjudication shall apply only to that portion and the remainder of this ordinance shall be deemed valid and effective.

2) This ordinance shall take effect upon final passage, adoption and publication in the manner prescribed by law.

ATTEST:

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

JOAN ANDERSON, R.M.C.
TOWNSHIP CLERK

ROGER SILVA, MAYOR

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

ORDINANCE NO. 1778-2014 INTRODUCED AND PASSED FIRST READING ON NOVEMBER 10, 2014.

ORDINANCE NO. 1778-2014 ADOPTED ON DECEMBER 1, 2014.

Public Hearing/Adoption - Ordinance #1780-014:

Mr. Sandman explained the reason for the amendment was that it was called to his attention that there was a mistake in the Ordinance and that this type of Ordinance does not need to be recorded in the County Clerk's Office.

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

WHEREAS, it was determined subsequent to introduction and publication of Ordinance #1780-2014 that Section 2 thereof requiring recording of same in the County Clerk's Office was not necessary,

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hamilton that Section 2 of Ordinance #1780-2014 as introduced is hereby deleted and that the remaining sections be renumbered accordingly.

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

Mrs. Dix said there is a philosophical difference here. She said that people got these loans and when they are in the process of refinancing it doesn't come to the Township Committee for them to decide on subordinating it. Mrs. Dix said she feels that if they can afford to refinance they should pay (the mortgage) off and that the Township should not allow subordination; the money should be recaptured so it can be loaned to others.

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

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

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

WHEREAS, Ordinance #1780-2014 was introduced and passed first reading on November 10, 2014 and advertised in the November 12, 2014 issue of the Atlantic County Record for public hearing to be held on December 1, 2014; and

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

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hamilton that Ordinance #1780-2014 be and is hereby adopted as amended.

RESOLUTION ADOPTED WITH MEMBER DIX VOTING "NO", MEMBERS GATTO, GUSHARD, LINK AND SILVA VOTING "YES", AND NO "ABSTAIN" ON ROLL CALL VOTE.

TOWNSHIP OF HAMILTON
ORDINANCE NO. 1780-2014

AN ORDINANCE AUTHORIZING THE CHIEF FINANCIAL
OFFICER FOR THE TOWNSHIP OF HAMILTON, COUNTY OF
ATLANTIC TO EXECUTE CERTAIN LEGAL DOCUMENTS
PURSUANT TO THE SMALL CITIES MORTGAGE PLAN

WHEREAS, the Township of Hamilton, Atlantic County (hereinafter referred to as "the Township") participates in the Small Cities Mortgage Plan (hereinafter referred to as "the Plan") in cooperation with the Atlantic County Improvement Authority (hereinafter referred to as "the ACIA"); and

WHEREAS, pursuant to the Plan, monies are lent to qualified lenders in exchange for a mortgage on the property owned by the lender (hereinafter referred to as "the Mortgage"); and

WHEREAS, the Township Committee for the Township of Hamilton wishes to adopt this Ordinance to authorize the Chief Financial Officer to execute certain documents in connection with the Plan and the Mortgage.

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

SECTION 1.

The Township Committee hereby transfers its authority to the Chief Financial Officer, thereby permitting and authorizing the Chief Financial Officer to execute the following:

1. Subordination Agreements with respect to loans and mortgages issued and authorized by the Plan.
2. to cancel mortgages pursuant to the Plan when those loans are satisfied; and
3. Hereby ratify as valid any prior Subordination Agreement executed by the Chief Financial Officer pursuant to the Plan.

The Chief Financial Officer shall remain bound by the terms and provisions of the Plan and the loan documents as well as the Subordination Qualification Application and the criteria set forth therein.

SECTION 2. Severability and Effectiveness Clause.

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

SECTION 3. Effective Date.

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

December 1, 2014

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

ATTEST:

JOAN I. ANDERSON, R.M.C.
TOWNSHIP CLERK
December 1, 2014

ROGER SILVA, MAYOR

ROLL CALL:	DIX	"NO"
	GATTO	"YES"
	GUISHARD	"YES"
	LINK	"YES"
	SILVA	"YES"

ORDINANCE #1780 -2014 INTRODUCED AND PASSED FIRST READING ON NOVEMBER 10, 2014.
ORDINANCE #1780-2014 ADOPTED AS AMENDED ON DECEMBER 1, 2014.

Introduction of Ordinance #1781-2014:

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Ordinance #1781-2014 be and is hereby introduced and passed on first reading and the Township Clerk is authorized to advertise same in the December 3, 2014 issue of the Atlantic County Record for a public hearing to be held on Monday, December 15, 2014 at 6:30 PM in the municipal building, Mays Landing, NJ.

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

TOWNSHIP OF HAMILTON
ATLANTIC COUNTY, NJ
ORDINANCE NO. 1781 OF 2014

AN ORDINANCE RELEASING, EXTINGUISHING AND VACATING THE RIGHTS OF THE PUBLIC IN A PORTION OF THE ALLEY BETWEEN TWELFTH AND THIRTEENTH STREETS, BLOCK 785, CONSOLIDATING LOTS 2-5 OF BLOCK 785, AND FOR THE CONSTRUCTION OF AN AUXILIARY PARKING LOT IN THE TOWNSHIP OF HAMILTON

WHEREAS, the Hamilton Township Committee of the Township of Hamilton, County of Atlantic, State of New Jersey ("Township") is of the opinion that the public interest would be best served by abandoning, vacating, releasing and extinguishing any and all public rights in and to a portion of the alley between Twelfth and Thirteenth Streets, also known as Block 785, which is no longer needed for a public street or right-of-way purposes; and

WHEREAS, the alley is more particularly identified by the description prepared by Remington, Vernick & Walberg Engineers, dated October 15, 2014, which documents are attached hereto and incorporated herein by reference; and

WHEREAS, the Township has determined it is in the public interest that lots 2, 3, 4 and 5 on the current Tax Maps of the Township of Hamilton be consolidated pursuant to the plan entitled "Lot Consolidation Plan, Block 785, Lots 2, 3, 4 & 5, Township of Hamilton, Atlantic County, New Jersey," prepared by Remington, Vernick & Walberg Engineers, dated October 2014, more particularly identified by the description prepared by Remington, Vernick & Walberg Engineers dated October 15, 2014, which documents are attached hereto and incorporated herein by reference;

WHEREAS, the Township is of the opinion that the public interest would be best served by constructing an auxiliary parking lot for Town Hall on the consolidated lots pursuant to the plan entitled "Town Hall Auxiliary Parking Lot, Township of Hamilton," prepared by Remington, Vernick & Walberg Engineers, dated May 19, 2014, which document is attached hereto and incorporated herein by reference; and

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

Section I: All public easements, rights and interests in and to a portion of the fifteen (15) foot alley between Twelfth and Thirteenth Streets within the Township of Hamilton, as set forth in the attached description annexed hereto as Exhibit "A" and made a part hereof, be and is hereby vacated, abandoned and released for street or right-of-way purposes.

Section II. Any and all rights and privileges pursuant to easements, conditions or restrictions of record, except those which may have expired by their own limitations, shall be and are hereby expressly reserved and excepted from this vacation.

Section III. Lots 2, 3, 4 & 5 of Block 785 on the current Tax Map of the Township of Hamilton shall be and are hereby reconfigured and shall henceforth be known as Consolidated Lot 2. Due to the within vacation, the alley limit lines and lot lines shall be eliminated, as depicted on the plan entitled "Lot Consolidation Plan, Block 785, Lots 2, 3, 4 & 5, Township of Hamilton, Atlantic County, New Jersey," annexed hereto as Exhibit B.

Section IV. The official Tax Map of the Township of Hamilton shall be and is hereby amended and revised to reflect: (a) the vacation of the said alleyway between Twelfth and Thirteenth Streets, as described in Exhibit A and depicted on Exhibit B; (b) the elimination of the lot lines for Lots 2, 3, 4 & 5 and the consolidation of the aforesaid lots so that hereafter they shall be merged into Block 785, Consolidated Lot 2 as described in Exhibit A and depicted on the plan entitled "Lot Consolidation Plan, Block 785, Lots 2, 3, 4 & 5, Township of Hamilton, Atlantic County, New Jersey," annexed hereto as Exhibit B; (c) the elimination of the alley limit line, so that hereafter the vacated portions of the subject alley shall be merged into Block 785, Consolidated Lot 2 as depicted on the plan entitled "Lot Consolidation Plan, Block 785, Lots 2, 3, 4 & 5, Township of Hamilton, Atlantic County, New Jersey," annexed hereto as Exhibit B.

Section V. The Township Clerk is hereby authorized and directed to record a certified copy of this Vacation and Consolidation Ordinance and Exhibits directly with the Office of the Atlantic County Clerk.

Section VI. The Township Committee is hereby authorized and directed to execute any and all documents to perfect the vacation and consolidation recited herein, which documents shall be in the form approved by the Township Solicitor and shall be recorded in the Office of the Atlantic County Clerk.

Section VII. The Township Committee hereby authorizes the construction of an auxiliary parking lot for Town Hall on Consolidated Lot 2 as depicted on the plan entitled ""Town Hall Auxiliary Parking Lot, Township of Hamilton," annexed hereto as Exhibit C.

Section VII. This Ordinance shall take effect immediately after final passage and publication in accordance with Law.

ATTEST:

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

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

ROGER SILVA, MAYOR

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

ORDINANCE #1781-2014 INTRODUCED & PASSED FIRST READING DECEMBER 1, 2014.

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

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

- (1) All in One Trading, Inc. - Christmas Ornaments & piggy bank sale kiosk at Hamilton Mall.
- (2) Unique Gifts - retail gift shop at Hamilton Mall.
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- (3) QT Nails - new owner of nail salon at festival Mall.

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

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

TOWNSHIP OF HAMILTON
RESOLUTION SAFE CORRIDOR GRANT NO. 2-2104

RESOLUTION OF APPROVAL TO SUBMIT A GRANT APPLICATION AND
EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT
OF TRANSPORTATION FOR THE SAFE CORRIDOR PROJECT.

WHEREAS the Township of Hamilton desires to apply for a New Jersey Department of Transportation grant for the Safe Corridor Project,

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Hamilton (Atlantic County) formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Township Clerk are hereby authorized to submit an electronic grant application identified as HSF-2014-Hamilton Township-00029 to the New Jersey Department of Transportation on behalf of the Township of Hamilton.

BE IT FURTHER RESOLVED that the Mayor and Township Clerk are hereby authorized to sign the grant agreement on behalf of the Township of Hamilton and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

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

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

STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF CRIMINAL JUSTICE
SAFE AND SECURE COMMUNITIES PROGRAM
RESOLUTION OF PARTICITPATION

A RESOLUTION APPROVING PARTICIPATION WITH THE STATE OF NEW JERSEY SAFE AND SECURE COMMUNITIES PROGRAM ADMINISTERED BY THE DIVISION OF CRIMINAL JUSTICE, DEPARTMENT OF LAW AND PUBLIC SAFETY.

WHEREAS, the Township of Hamilton, County of Atlantic wishes to apply for funding of approximately \$60,000.00 with a match of \$113, 104.00 for an approximate cost of \$173,104.00 for a project under the Safe and Secure Communities Program, and

WHEREAS, the Township Committee of the Township of Hamilton has reviewed the accompanying application and has approved said request, and

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WHEREAS, the project is a joint effort between the Department of Law and Public Safety and Township of Hamilton, County of Atlantic for the purpose described in the application;

THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hamilton that

1. As a matter of public policy Township of Hamilton, County of Atlantic wishes to participate to the fullest extent possible with the Department of Law and Public Safety.
2. The Attorney General will receive funds on behalf of the applicant.
3. The Division of Criminal Justice shall be responsible for the receipt and review of the applications for said funds.
4. The Division of Criminal Justice shall initiate allocations to each applicant as authorized.

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

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

RESOLUTION RATIFYING SALE OF LAND TO CONTIGUOUS OWNER
PURSUANT TO ORDINANCE #1766-2014

WHEREAS Ordinance #1766-2014, authorized the right of prior refusal to purchase Lot 26 in Block 344 to owner or owners of the land contiguous thereto; and

WHEREAS Ordinance #1660-2014 was finally adopted on October 6, 2014 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 26 in Block 344; and

WHEREAS, the bid of Daniel L. Jassby, whose address is P. O. Box 629 Plainsboro, NJ 08356 was accepted by the Township Committee on November 20, 2014; and

WHEREAS, the bid sum of Two Hundred Dollars (\$200.00) was equal to or exceeded the minimum bid set by Ordinance #1766-2014 and included a money order in the amount of Forty Dollars (\$40.00) 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 Daniel L. Jassby is hereby confirmed and the sale Lot 26 in Block 344, to him is hereby ratified.
- (2) The Solicitor is hereby authorized to prepare a quit claim deed conveying the Township's right, title and interest in Lot 26 in Block 344 to him.
- (3) Upon payment of the balance due on the accepted bid plus Four Hundred Twenty-five (\$425.00) Dollars to off-set the cost of advertising, legal, and recording fees the Mayor and Township Clerk are authorized to execute the Deed of Conveyance to Daniel L. Jassby, pursuant to the terms and conditions set forth in Ordinance #1766-2014.

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

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Purchase of radio equipment:

Mr. Jacobs explained some of the emergency services volunteers are having trouble with their radios and pagers in certain areas of the Township; this purchase is on a trial basis; if they work there will be a more substantial purchase for the rest of them; and it is a State Contract Purchase form bonds.

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that a State Contract Purchase of radio Equipment for the Cologne Volunteer Fire Department and the Laureldale Volunteer Fire Department from Tactical Public Safety, 199 Edgewood Avenue, Suite A, West Berlin, NJ, State Contract Vendor #A83932, at a cost of \$10,037.10 is hereby authorized with \$1,097.56 funding from Capital Ordinance #1649-09, \$5,579.47 from Capital Ordinance #1672-10 and \$3,360.07 from Capital Ordinance #1693-11 as recommended by the CFO.

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

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

BE IT RESOLVED BY THE Township Committee of the Township of Hamilton that Warriner's Construction, Inc., is hereby awarded an additional Option Year Contract to provide snow plowing as needed for the period December 1, 2014 through April 30, 2015 in accordance with Bid #1012-14 as follows with funding from the Snow Trust Reserve as recommended by the CFO:

- . \$180 per hour for a 2-ton truck with plow.
- . \$210.00 per hour for truck 2 tons or greater with 9 foot plow.
- . \$245.00 per hour for front end loader with minimum 2.5 cy bucket
- . \$235.00 per hour for small loader/backhoe with minimum 1.0 cy bucket.

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that authorization is hereby given for receiving of RFQ's for Banking Services for the Township of Hamilton through a Competitive Contract Process.

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that the following item of revenue with off-setting appropriations be inserted into the 2014 Municipal Budget pursuant to N.J.S.A. 40A:4-87:

Revenue Title: 2014 Drive Sober or get Pulled Over Year End Holiday Crackdown	\$7,500.00
Appropriation title: 2014 Drive Sober or get Pulled Over Year End Holiday Crackdown	\$7,500.00

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that the following item of revenue with off-setting appropriations be inserted into the 2014 Municipal Budget pursuant to N.J.S.A. 40A:4-87:

Revenue Title: Drunk Driving Enforcement Grant	\$999.78
Appropriation title: Drunk Driving Enforcement Grant	\$999.78

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that participation in the State of New Jersey Corporate Card Program, State Contract #13-X-22888 with FIA Card Services, N.A., a Bank of America Company is hereby authorized as recommended by the CFO.

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that release of the Fidelity & Deposit Company of Maryland \$738,665.16 bond #08821766, the performance guarantee for Phase 2 of the Lennar Corp. Adams Branch project (formerly Cedar Point) is hereby authorized contingent upon Lennar posting a 4-year stormwater management system maintenance guarantee in the amount of \$24,824.25 and a 2-year maintenance guarantee in the amount of \$85,975.52 for all other site improvements as recommended by Robert J. Smith III, Township Engineer, on November 6, 2014.

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that release of the Fidelity & Deposit Company of Maryland \$543,079.38 bond #08821767, the performance guarantee for Phase 3 of the Lennar Corp. Adams Branch project (formerly Cedar Point) is hereby authorized contingent upon Lennar posting a 4-year stormwater management system maintenance guarantee in the amount of \$19,011.15 and a 2-year maintenance guarantee in the amount of \$62,450.76 for all other site improvements as recommended by Robert J. Smith III, Township Engineer, on November 6, 2014.

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that release of the \$9,180.00 being held in escrow as the performance guarantee for Boakes Funeral Home expansion project is hereby authorized contingent upon Boakes Funeral Home posting a 2-year maintenance guarantee in the amount of \$1,377.00 as recommended by Robert J. Smith III, Township Engineer on November 21, 2014.

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Raffle License #21-2014 is hereby approved for Ocean City Crew Boosters, Inc. off-premise 50/50 with drawing to be held on May 10, 2015.

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that the Snow & Ice Control Policy Manual is hereby approved and adopted as submitted by Brett Noll, Director of Public Works.

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that the Mayor is hereby authorized to sign the corrective deed for the Mizpah Human Service Center.

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Young's Skating Center is hereby granted an extension of hours from 8 PM on December 31, 2014 to 7 AM on January 1, 2015 for their annual All Night Skate Party.

RESOLUTION ADOPTED WITH MEMBERS DIX, GATTO, GUSHARD, AND SILVA VOTING "YES", NO "NO" AND MEMBER LINK ABSTAINED.

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that the October 7, 2013 regular meeting minutes are hereby approved and adopted as published.

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that the November 10, 2014 regular meeting minutes are hereby approved and adopted as published.

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

Ms. Gatto moved, seconded by Mrs. Link, 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 \$1,827,107.81.

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

Reports:

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

Mrs. Link commented on the condition of Park Road because of work the MUA is doing and asked Mr. Smith if there was any possibility it would be included in the paving program. Mr. Smith explained that it will depend on the amount of funding available and that the roads cut from the previous programs and Park Road are the basis for the next one; that he thinks it is only temporary restoration; he thinks a meeting is going to be convened with Mr. Blankenship and his engineers to take a look at the restoration and determine what the next step will be; maybe the Township could get a contribution from the MUA in lieu of them making permanent restorations if the Township Committee decides to improve Park Road. Ms. Gatto suggested mutual a discussion is needed. Mr. Smith said the Township wouldn't do anything before next spring; that regardless of what the Committee decides, the MUA is responsible to maintain it in a safe and passible condition. Mrs. Dix asked for Park Road to be listed for discussion at the next meeting. She said Park Road was supposed to be on the 2015 Program but a comment was made a Quality of Life Meeting that it won't be done in 2015. Mayor Silva said Mr. Blankenship will be at the next meeting because whatever is done about paving will be melded in with the MUA. Mrs. Dix said she wants it listed on the December 15th agenda because when it is paved will impact future use of that road for activities. Ms. Gatto asked Mrs. Dix exactly what policy decisions she wanted made about Park Road because that is what the Township Committee does, it makes policy decisions. Mrs. Dix asked the Engineer what paving program it was going to be on because she is getting conflicting information. Mr. Smith explained that what program it is on and when the Committee is going to allot money for it a Township Committee and suggested Mr. Blankenship make a presentation on when their project work is going to be completed, when the settlement period is over and to discuss with him what the Township's plans are. He said the Committee first has to decide how much money if going to be allocated for road improvements before they can decide which program Park road will be listed on. Mrs. Dix said if it isn't already allocated, it can't be done until after the 2015 capital budget is done. The Mayor said he understood Mrs. Link's concern. Mrs. Dix said people have to drive more slowly.

Mrs. Dix commented on a decision made on November 6th about painting curbs on Hanthorn, Heritage and Hudson streets; being told today that the Police Department has to issue work orders to Public Works; and she asked when that is going to happen. She said it is particularly important on Hanthorn because the school buses can't turn the corner because of cars parked in the cross walk. Brett Noll responded from the back of the room but was inaudible on the tape. Mrs. Dix commented on communicating with Mr. Jacobs about the number of pays in a year and asked if a notice will be put in with this week's paycheck that there will be 27 next year so that when the employees' paychecks decreases they will understand it is because there are 27 pays not 26. Mr. Jacobs said everybody will be notified. Mrs. Dix said she attended the JIF dinner meeting on the 11th and filed a complaint with the Joint Insurance Fund over the leaking of confidential information Mr. Sandman shared with the Township Committee on September 4th and she gave them the attack flier issued by the Kurtz campaign along with her letter of complaint to the Executive

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Director of the JIF; she is waiting to hear back from them;; at this point they have sealed their files and will not allow any information to be given to the Township Committee in writing until they figure out how they are going to keep their confidential information from being leaked.

Mr. Guishard reported he attended the League of Municipalities Conferences; it is attended by thousands of officials from all aspects of government all over the State; it provides an opportunity to share problems and solutions and get some enthusiasm about things that have worked in other communities; and he got a lot of ideas from it that he will think about how the Township can benefit from some of the things he saw there. He commented on the parking problem and the need to do something about it if they want to have conventions of that size in Atlantic City.

Mrs. Link said she agreed with Mr. Guishard about the parking at the League of Municipalities; that she had a very good experience with it; one of the things she attended was on Art and how having a conservatory in the municipality can bring people in and helps other businesses.

Ms. Gatto commended the Police for their swift action and handing of an incident on Sears Avenue. Ms. Gatto commended the Police Department on the education type of things they are trying to do on Route 322 in the Hamilton Mall area after the person who was hit there passed away. She commented on the idea of an overhead walkway coming up and expressed her opinion that it enables the problem and if people aren't going to use the crosswalk on the ground, she is sure they won't use one that requires them to walk up steps. She agreed with the Mayor that drivers and people are distracted. Ms. Gatto congratulated the Oakcrest High School girls football Team on their victory over Absegami High 20-0 and the boys football team on their victory over Absegami 32-7. Ms. Gatto reminded the public that the Dickens of a Holiday event will be held on December 6th.

Mayor Silva said the paving of Route 40 starts 8 PM tonight and goes to 6 AM and it will be done one lane at a time. The Mayor reported the Veterans' Advisory Board had a great Veterans' Day Ceremony on November 11th and was well attended; the remembrance award made to Mr. Rock tonight; and said we can't do enough for the Veterans; and expressed appreciation for those serving in the military now and those who sacrificed their lives. Mayor Silva commented the Tree Lighting Ceremony and said it was well attended.

Mrs. Dix commented on the cross walk area at the steps being flooded. Mr. Smith said he would take a look at it.

Public Comment:

Cheryl Fetty thanked the Committee and Public Works for their help in making the Tree Lighting event a success. Mrs. Fetty commented not being able to cross at the crosswalk on Main Street because of people making illegal turns and said police presence is needed there. Mrs. Fetty commented on cars parking illegally at the corner of Pennington and Main Street making it hazardous for the residents to cross main street or get out of their street in their cars and asked about having the curb painted yellow. She commented on it having been painted yellow but the yellow paint has faded. Mrs. Dix explained the Township can't paint it because that part of Main Street is a State Highway. Ms. Gatto said she and Freeholder Pauls have walked there and talked about things that the Township, County, private businesses and State have to partner on and said that that it is fixing the curbs and painting them. Ms. Gatto explained new signs for where parking is allowed are being made and asked when they are going up. Mr. Jacobs didn't have a date for that yet. Mrs. Fetty said the businesses at her corner having parking in the back. Mayor Silva suggested talking to the business owner.

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Jim Kerrigan said the Golden Pyramid is on face book now and they are supposed to open in January or February. Mr. Kerrigan asked how Mr. Kurtz got hurt. Mr. Guishard said he was crossing the street to take care of some activities in the Park. Mrs. Dix said he got hit by a car. Ms. Gatto said Mrs. Kurtz was signaling from the audience not to talk about it.

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

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

Ms. Gatto commented on hearing Mrs. Dix say this was the first she heard about the new parking signs and said that it was discussed at meetings at least twice, and specifically when Melissa Davenport was here asking what could be done. Mrs. Dix asked if there was an Ordinance or Resolution to authorize putting the signs up and if the Committee has to do something officially on the record for that. Ms. Gatto said she was leaving it to the Administrator and is sure he will bring it to the table if some action is needed.

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

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

- 1) Personnel.
- 2) Collective Bargaining - P.B.A.
- 3) Teamsters Collective Bargaining update.

BE IT FURTHER RESOLVED that the governing body will reconvene in public session and confirm the results of the executive session if there is a majority consensus for action to be taken on the matter tonight.

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

Public session adjourned at 8:15 PM.
Executive Session began at 8:25.
Public session reconvened at 8:59 PM.

Mayor Silva recalled the meeting to Order. Ms. Gatto confirmed there were no members of the public present in the meeting room or hallway.

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that the sidebar agreement with P.B.A. Local 77 be and is hereby approved as discussed in executive session.

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to sign the sidebar agreement on behalf of the Township.

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

December 1, 2014

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Ayana Toliver's medical leave of absence without pay be and is hereby extended from December 8, 2014 through February 27, 2015.

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

There being no further matters to be considered tonight, Ms. Gatto moved, seconded by Mrs. Dix, that this meeting be adjourned.

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

ATTEST:

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