

TOWNSHIP OF HAMILTON
6101 THIRTEENTH STREET
MAYS LANDING, NJ
TUESDAY, FEBRUARY 17, 2015

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 Rodney Guishard, John Kurtz and Judy Link. Member Amy Gatto was absent due to being out of state and unable to return due to the snow storms. Also present were Michael S. Jacobs, Township Administrator, Joan I. Anderson, Township Clerk, Robert S. Sandman, Township Solicitor, and Robert J. Smith III, 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 Tuesday, February 17, 2015 in the municipal building, Mays Landing, New Jersey.

Mayor Silva explained Ms. Gatto sent her was stranded in Tennessee because of cancellation of flights due to the weather and she sent her apologies for being absent.

Mayor Silva thanked Brett Noll and the Public Works Department Staff for work they have done during the snow falls and what they did to keep Town Hall open and safe for the public to come to.

A moment of silence for private reflection was observed.

There was no executive session and no executive session confirmations.

There were no late list additions or deletions to the agenda.

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

Discussion: Ordinance to establish a Historic Preservation Commission:

The entire discussion was recorded and video-taped and can be viewed on the Township website.

Mr. Sandman explained that he reviewed the Ordinance very carefully; compared it to ordinances from Maplewood, Princeton Township, Haddonfield and the City of Cape May; he finds it exceptional and acceptable as drafted; that these kinds of ordinances are living, breathing documents that start out as one thing and evolve into something more precise as time goes on; there were a fair number of amendments to the Maplewood, Princeton Township, Haddonfield and Cape May City ordinances. He explained that the HPC will do a survey and designate structures; the Ordinance tells what has to be done if you to want to demolish, move or alter the structure; some might argue that it creates onerous burdens but the idea is to preserve what the Township has; the Ordinance authorizes the HPC Chairman to give permission to proceed with minor alterations without the full Committee and that provision is in every one of the ordinances he compared it to. He commented on how many times someone has to come back to the Commission, particularly on demolitions and said you want to make that difficult and to find someone who will take care of the structure rather than demolish it. Mr. Sandman said the Ordinance becomes a living breathing document that will challenged in part, confined and expanded; the Ordinance is exceptional and acceptable as drafted; it is comprehensive; and that he recommended the Ordinance. Mr. Kurtz explained the Planning Board put a lot of time into the Ordinance; some Board Members had questions about how much authority the HPC could actually have on applications; in this the Ordinance the Planning Board, Zoning Board and Township Committee have authority to over-rule what was done by the HPC; some small things that Charles

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Cain had put into the Ordinance it when he was on the Planning Board were corrected by Mr. Sartorio; it was sent back to the State Preservation Office; they sent a letter that it passed the requirements and that they recommended it. Mr. Kurtz said he thinks it is a good Ordinance; that it might have to be tweaked down the road; that it is needed and long overdue. Mrs. Link questioned why such a lengthy Ordinance is required compared to what the Township now has. Mr. Sandman explained that the current Ordinance consists of 4 pages; it doesn't mirror Statute or the Administrative Code; it doesn't take into account a lot of things the proposed Ordinance does; and this Ordinance establishes a Historic Preservation Commission (HPC) according to Statute. Mrs. Link commented on not being able to go along with the "designation of Historic Districts shall not proceed overwriten objection of 51% of the property owners"; Constitutional Amendments requiring a 2/3 majority and she would like the Ordinance to for 2/3 of the owners saying "yes". Mr. Sandman explained that section is about Designated Areas, not structures or a particular building; that if a decision was made to designate both sides of Main Street from the Court House to the Mill Street Pub an area as opposed to a particular structure and 51% of the people affected objected, that would be a reason to decline it but there are procedures beyond that to do it or not to do it; that would be one of the parts of the Ordinance that would be faced if and when that challenge came. Mayor Silva said the sheer length of it was overwhelming and that is why the Solicitor was asked to take the Ordinance apart; it encompasses a lot; and if there are any challenges they will be referred to the attorneys. Mr. Sandman explained the first area of potential challenge is the original designation as a historic site because some people may want it and not get it; some people may not want it and get it; and it incorporates all the future of that structure as put into the Ordinance; the second area of potential challenge is whether or not you get a certificate of appropriateness. He explained that the HPC now makes a recommendation to the Planning or Zoning Board if there is an application to one of them but the HPC may have authority to do it on its own if the application is not to either of those Boards. He said this Ordinance is a very large step towards making a process; there is no question there will be tweaks to it; but as drafted it works very successfully in other towns. Mrs. Link commented on being told about the financial burden the Historic Commission sometimes puts on individuals to come up to certain standards in the Historic District and asked how this Ordinance helps people who don't have a lot of money; who were unaware that they were buying into a (Historic) District and are putting on siding or a roof and are suddenly pressed to conform (to the District standards). She said it has been going on for a while and, if this Ordinance is passed, she wants to see that it is helpful to those who need aid to continue a historic building. Mr. Sandman explained this isn't intended to financially aid or facilitate construction or demolition; it is to make it conform to the era from a zoning principal; it applies to government buildings and commercial buildings as well as individuals and that he wasn't here as an advocate for the Ordinance; he was here to tell the Committee that compared to what he reviewed in other towns it is a good document. He commented on the telephone company building on Main Street in the middle of the Historic District; his understanding that a historic two-story house was demolished in order for it to be built; and said that was not good zoning; it was not good historic preservation; it was not the goal of saving the historic sites in town; and that could not have happened under this Ordinance. Mr. Guishard said a lot of work went into the Ordinance; that he was impressed with the amount of research done by the Solicitor; but it is a big document and that he just saw it in his (agenda) packet on Friday; that he can't say he is comfortable with it; that his concern is the impact on property owners. He explained that he is concerned about homes he sees in the District that nothing is being done to because the owners do not have the money or don't want to spend the money to make the corrections needed and he would like to see how that will be addressed; that he isn't familiar enough with the document to say it is adequately addressed; that he hasn't had an opportunity to scrutinize it; that he

thinks he should have the opportunity and time to have the changes and what their implications are made clear. He said his biggest concern is the effect on the home owners' property rights. Mayor Silva said he understood the solicitor's comment that it is a living, breathing document; that he talked to a few people on the Planning Board and realized the amount of work that went into the Ordinance and the Planning Board recommending it to the Township Committee. He said if it is introduced tonight, there will be public hearing and members of the public will be able to voice their opinions for and against it. The Mayor said the Committee could keep working on it and never get to a point where it is introduced. He said he thought the Committee should introduce it. Mr. Guishard said he would prefer to table it until he has chance to read it and hear what other members have to say. Mayor Silva asked Mr. Sartorio how long the Committee had the Ordinance. Mr. Sartorio said the Committee referred it to the Planning Board last March or April and this version sent to them about a month ago, right after the Planning Board reorganized. Mr. Kurtz explained there were some minor changes in it to make the language stronger that the Township Committee and Planning Board had the ultimate authority over applications as far as overturning or ruling against decisions made by the HPC and stronger language to do with demolition by neglect. Mr. Kurtz explained that the original Ordinance said any work done on the interior that affect the outside appearance would cause the HPC to act on it; that Charles Cain wanted that language struck when he was on the Planning Board and it was removed; the Ordinance was sent back to the State Preservation Commission; they approved it with that language out; the changes strengthen the Ordinance to a point where the Township has the ability to follow other ordinances that it was compared to and make the Township successful with historic properties and historic designated areas. Mr. Kurtz explained the Township wants to preserve what they have; work on the Ordinance started 9 years ago; there were different drafts of it before the Planning Board; and anyone could see them. Mr. Sartorio explained that having the Ordinance in place would make the HPC eligible for grants through the State Historic Preservation Office. Mayor Silva commented on the economy having a big effect on the area; a lot of people being unemployed; and the possibility that others may never have enough money to finish their homes. Mayor Silva said he thought the Committee owed it to themselves to give the Ordinance a fair shot. Mr. Guishard said he thinks it is unreasonable for him to have review the Ordinance in a few days and come to a good, well thought decision given the amount of work and time it took to put the Ordinance together and that he needs answers to his questions before he is comfortable voting for it. Mr. Sandman suggested anyone who has questions talk to Mr. Sartorio, Mr. Kurtz and to him between now and the next meeting if they wanted to table introduction of the ordinance tonight. He explained the role of the HPC is advisory whenever an application goes to the Planning or Zoning Board and a lot of protection is built into this ordinance. Mr. Sandman commented on there being a delicate balance between the rights of the individual who owns a historic home and the right of the Township to have a Historic District and dictate what happens there; the balance between the rights of the individual citizen and rights of the rest of the community occurs every time a zoning, housing or rental ordinance is passed. Mrs. Link commented on being at the Planning Board meetings when they went over some of these thing and looking at it differently when you are in a position of making an Ordinance.

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that introduction of Ordinance #1785-2015 be and is hereby tabled until Monday, March 2, 2015.

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

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Public Hearing/Adoption - Ordinance #1784-2015:

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

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

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

WHEREAS, Ordinance #1784-2005 was introduced and passed first reading on February 2, 2015 and was duly advertised in the February 4, 2015 issue of the Vineland Daily Journal and in the February 6, 2015 issue of the Press of Atlantic City for a public hearing to be held at 6:30 PM on Tuesday, February 17, 2015; 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 #1784-2015 be and is hereby adopted.

RESOLUTION ADOPTED WITH ALL MEMBERS PRESENT VOTING "YES" NO "NO" AND NO "ABSTAIN" ON ROLL CALL VOTE AND ONE MEMBER ABSENT.

TOWNSHIP OF HAMILTON
ORDINANCE NO.: 1784-2015

AN ORDINANCE AMENDING EXHIBIT A, SECTION 1
ARTICLE II OF CHAPTER 66 OF THE CODE OF THE
TOWNSHIP OF HAMILTON, PROVIDING FOR THE MAXIMUM
NUMBER OF EMPLOYEES

WHEREAS, the Township Committee has determined that it is in the best interest of the Township to move the Tax Collection Office under the Township Administrator; and

WHEREAS, since all added positions have already been approved there is no additional cost associated with this change;

NOW THEREFORE BE IT HEREBY ORDAINED by the Township Committee of the Township of Hamilton, County of Atlantic, State of New Jersey, that Article II of Chapter 66 of the Township Code, titled Personnel, shall be amended as follows:

SECTION 1. Amend the "CHART OF ORGANIZATION" by moving the tax collection department under the Township Administrator:

Severability and Effectiveness Clause.

- (a) 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.
- (b) Any Ordinance inconsistent with the terms of this Ordinance is hereby repealed to the extent of such inconsistency.

SECTION 7. Effective Date.

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

TOWNSHIP COMMITTEE OF TH
TOWNSHIP OF HAMILTON,
COUNTY OF ATLANTIC and
STATE OF NEW JERSEY

ATTEST:

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

Roger J. Silva, Mayor

ROLL CALL: GATTO ABSENT
 GUISHARD "YES"
 KURTZ "YES"
 LINK "YES"
 SILVA "YES"

ORDINANCE #1784-2015 INTRODUCED AND PASSED FIRST READING JANUARY 20, 2015.
ORDINANCE #1784-2015 ADOPTED FEBRUARY 17, 2015.

There were no Business Registration Licenses to be approved.

Consent Agenda 7.B Final ratification of public land sale was acted on separately at the request of Mayor Silva.

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

RESOLUTION

WHEREAS, transfers are permitted between budget appropriations during the first three months of the year for unexpended balances of the preceding year to meet bills incurred during the preceding year,

BE IT RESOLVED by the Township Committee of the Township of Hamilton that transfers between year 2014 Budget Appropriations be made as follows:

Account No.	Account Title		From	To
23-220-2	Employee Group Insurance	Other Expenses	2,000.00	
20-165-2	Engineering Services	Other Expenses		2,000.00
		Totals	2,000.00	2,000.00

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

Mr. Kurtz 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 Atlantic County Department of Public Works, Office of Mosquito Control is hereby authorized to perform aerial application of pesticides for mosquito control over certain areas of Hamilton Township.

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

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Mr. Kurtz 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 Chief Financial Officer is hereby authorized to release the \$9,440.60 held in escrow as the performance guarantee for site improvements a Vickie Britton (6047 Harding Highway. Planning Board File #2012-006/Engineer's file #0112-1-130) contingent upon the posting of a 2-year maintenance guarantee in the amount of \$1,416.09 as recommended by Robert J. Smith III, Township Engineer on February 5, 2015.

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

Mr. Kurtz 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 #2-2015 is hereby approved for St. Vincent DePaul Parish off premise draw raffle to be held on May 24, 2015.

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

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

BE IT RESOLVED that the Township Committee of the Township of Hamilton has no objection to NJDOT approving or issuing permits to the Oakcrest Band Parents Association, Inc. for coin drops to be held at the Route 40/50 intersection on June 14 and 28, 2015, July 5 and 12, 2015 and to August 2 and 8, 2015.

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

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

TOWNSHIP OF HAMILTON

**A RESOLUTION ESTABLISHING A MUNICIPAL DRUG ALLIANCE PROGRAM
WITH THE ATLANTIC COUNTY ALLIANCE FOR THE PREVENTION OF DRUG AND ALCOHOL ABUSE**

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcohol and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, non-profit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, the Township's Mayor and Committee of the Township of Hamilton, County of Atlantic, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore would like to establish a Municipal Drug Alliance in participation of the Atlantic County Alliance for the Prevention of Drug and Alcohol Abuse Program for the Fiscal Year 2015 through 2016.

WHEREAS, the Township of Hamilton Mayor and Committee has established a Municipal Alliance Committee; consisting of individuals representing the City, Community and the School District as follows;

1. Frank Schalek- Chairman
2. Susan Baldosaro- Coordinator
3. Paul Sorrentino-(Chief of Police (or designee)
4. Shawn McDonnell-Representative of Local Civic or Volunteer Group
5. Kris Ellison-Resident
6. Karen Woltman-Health & Human Services Agencies/Professional in Health Care
7. Allison Hay-Resident

NOW, THEREFORE, BE IT RESOLVED by the Township of Hamilton Mayor and Committee, County of Atlantic, State of New Jersey hereby acknowledges the establishment of a Municipal Alliance Program recognizing the individuals listed as representatives of the program for the Fiscal Year 2015-2016.

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Township of Hamilton Mayor & Committee, County of Atlantic, State of New Jersey that a certified copy of this resolution be forwarded to the Atlantic County Alliance for the Prevention of Drug and Alcohol Abuse Program for consideration to allow the establishment of the program by the Township of Hamilton.

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

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

FORM 1B

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, The Township of Hamilton Mayor and Committee of the Township of Hamilton, County of Atlantic, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the Township of Hamilton Mayor and Committee further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Township of Hamilton Mayor and committee has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Atlantic;

NOW, THEREFORE, BE IT RESOLVED by the Township of Hamilton, County of Atlantic, State of New Jersey hereby recognizes the following:

1. The Township of Hamilton Mayor and Committee does hereby authorize submission of a strategic plan for the Hamilton Township Municipal Alliance grant for fiscal year **July 1, 2015 – June 30, 2016** in the amount of:

DEDR	\$15,287.00
Cash Match	\$ 3,822.00
In-Kind	\$11,465.00
2. The Township of Hamilton Mayor and Committee acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

APPROVED: _____
Roger Silva, Mayor

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

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

RESOLUTION RATIFYING PUBLIC LAND SALE

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

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WHEREAS, said lands were advertised for sale at public auction in accordance with statute in such case made and provided; and

WHEREAS, Shaun Cooke whose address is 151 Crestview Avenue, Absecon, NJ 08201 and Patrick Cooke whose address is 800 Sterling Place, Brigantine, NJ 08203, bid the sum of Eighty-two Thousand One Hundred Thirty-five Dollars (\$82,135.00); and

WHEREAS no other bids were offered,

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hamilton, County of Atlantic, State of New Jersey, that the offer of Eighty-two Thousand One Hundred Thirty-five Dollars (\$82,135.00) made by Shaun Cooke and Patrick Cooke for the following described parcel of land be and is hereby accepted and the sale of same to him is hereby ratified subject to all terms and conditions of sale as advertised and as presented at the time of sale:

<u>BLOCK/LOTS</u>	<u>LOT SIZE</u>	<u>LOCATION</u>
579 / 3, 8 and 9	104 +/- acres	Mizpah Road

SPECIAL CONDITIONS IMPOSED: NONE

BE IT FURTHER RESOLVED that the proper officers are hereby authorized to prepare and execute a Deed of Conveyance for aforesaid parcel to Shaun Cooke and Patrick Cooke pursuant to the terms and conditions of sale as set forth in the Notice of Sale published in the January 14 and January 21, 2015 issues of the Atlantic County Record copies of which were distributed to the public at the time of sale and all bidders acknowledged in writing that they had read and understood same.

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

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

BE IT RESOLVED by the Township Committee of the Township that conduct of the promotion process for Police Sergeant and for Lieutenant to back-fill vacancies is hereby authorized.

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that Lisa M. Avis be and is hereby appointed to fill the Zoning Board of Adjustment unexpired term of Debra Kraus, said term ending December 31, 2015.

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

Mr. Kurtz 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 employment status of Christine Wilson be and is hereby changed from Regular Part-time Violations Clerk to Temporary Full-time Violations Clerk effective February 18, 2015 until employees presently on medical leave return to full duty.

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

Mr. Guishard 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 to advertise for 2015 Cove Beach and Recreation Facility Staff.

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

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

BE IT RESOLVED by the township Committee of the Township of Hamilton that the following are hereby appointed the Steering Committee for the Historic Mays Landing Neighborhood Plan and Preliminary Investigation & Redevelopment Plan for Historic Mays Landing:

- . A member of Township Committee - Judy Link
- . A member of the Planning Board - John Kurtz
- . A member of the Historic Preservation Commission - Cheryl Fetty
- . A member of the Mays Landing Merchants Association - Arlene Blosch
- . A resident of Mays Landing - Rev. John Ash
- . Director of Community Development - Philip Sartorio

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

Mr. Guishard 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 February 2, 2015 regular meeting minutes are hereby approved and adopted as published.

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

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton that the February 2, 2015 executive session minutes are hereby approved and adopted.

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

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 the February 18, 2014 regular meeting minutes are hereby approved and adopted as published.

RESOLUTION ADOPTED WITH MEMBERS GUISHARD, LINK AND SILVA VOTING "YES, NO MEMBER VOTING "NO", MEMBER KURTZ ABSTAINED DUE TO NOT BEING ON TOWNSHIP COMMITTEE AT THE TIME, AND ONE MEMBER ABSENT.

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Mr. Guishard 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 October 6, 2014 regular meeting minutes are hereby approved and adopted as published.

RESOLUTION ADOPTED WITH MEMBERS GUSHARD, LINK AND SILVA VOTING "YES", NO MEMBER VOTING "NO", MEMBER KURTZ ABSTAINED DUE TO NOT BEING ON TOWNSHIP COMMITTEE AT THE TIME, AND ONE MEMBER ABSENT.

Mr. Kurtz moved, seconded by Mr. Guishard, 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 to be paid, the bill list totaling \$4,250,236.21.

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

Reports:

Administrator: Mr. Jacobs had nothing to add to his written report.

Solicitor: Mr. Sandman had nothing to report.

Engineer: Mr. Smith had nothing to add to his written report.

Mr. Kurtz said he understood Mr. Guishard's and Mrs. Link's concerns about the Historical Commission Ordinance and hoped they would review the information with the Solicitor, Mr. Sartorio and himself and see that the work that was put into it is enormous and that it is the right thing to do for the Township.

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Mr. Guishard reminded the public that there will be a bond referendum on March 10th for the Great Egg Harbor Regional School District March 10th; there are 3 separate questions to be voted on; the first one has to pass before the other two can be considered; there are a lot of good things in it; and he suggested anyone having questions about it contact the school about it. Mr. Guishard reported attending a County Administrators' meeting and said that everyone is concerned about budgets and working on it; the PILOT Plan needs to be looked at; and they have to look at what happens with the study of the whole area.

Mrs. Link commented on Egg Harbor City having a new school there and Oakcrest is literally falling apart. She said it is important to support our students and make them feel proud. She said a lot was taken out of the referendum to make it more palatable than last year's referendum. Mrs. Link reported a new group is now sponsoring a program for autistic children at her facility; there is an admission fee; it is held once a month and it is open to anyone.

Mayor Silva said the referendum is only part of the budget; that the school still has to put forth a budget; and it is obviously going to raise taxes. He commented on being troubled by the fact that there were 17 pages of sheriff's sales in the classified section of the Press on February 9th and 17 pages yesterday;. He said there was an article in the paper a week ago that the County cut their budget; another article about Atlantic City not being able to keep some of their schools open anymore; and it is a reflection of the economy in this area; the area has the highest unemployment rate in the State; and from what he and other Committee Members hear people can't afford more taxes. He said his goal this year and he is working with the Finance Committee to have flat budget that won't raise taxes. Mayor Silva said schools are about 53% of the tax dollar; their answer is to raise taxes when they have a problem; the answer really is to solve

the problem and start accruing for it if they need work done in the building; no one there has ever done; they have always had a way out. He commented people not being able to afford tax increases and said the Township is going to lose the wealth of the community, that is people, if the problem isn't addressed properly. The mayor said a lot of people can't do the work on their homes because many people's income has been cut in half because of their age and not working like they used to. Mayor Silva said the schools have to take a good hard look at their budgets this year and if they don't many of us won't be able to live in this Township. He commented on the County Budget increase being equivalent to the total of Township Budget, about \$25 million and the average assessment in the Township being \$160,000.00 the increase will be about \$90.00. The Mayor said people should look very carefully at the referendum and do what their heart tells them to. He said the Township Committee is doing everything it can to keep control costs; they will probably pay down another \$1 million this year so interest saved can be put towards other things they should do. The Mayor suggested the schools should do that and said it is a shame nobody had the foresight to accrue for repairs that they were supposed to be making on the building.

Public Comment:

Cheryl Fetty said the Township has had a Historic Commission since 1979. She said the proposed ordinance just explains things better and they can't get grant money for the Historic District without it.

Joanne McClay asked the Committee Members to reconsider and put her on the Steering Committee. She commented on doing things behind the scenes trying to get some redevelopment for Main Street and her intent to open 3 new businesses on Main Street in the near future. Mayor Silva said all of the Committee Members got a copy of her application for appointment.

Jennie Ayres said there will be a meeting at ACC on Thursday6 for public input on development in the county. Mrs. Ayres said she was disappointed the Historical Commission Ordinance would not be o for public hearing on March 2nd because it is designed to help businesses and the community at large; it takes away some of the nuances that happened at the current Historic Committee so people understand what they are coming before the Commission for. She said the grant application deadline is approaching fast and by the Ordinance not being done on March 2nd it won't be approved by the State in time so another year will go by without the grant money Cheryl Fetty talked about. Mayor Silva explained there was no sense having it stalled with a 2-2 vote tonight but Ms. Gatto will be at the next meeting to vote on it. He commented on Mr. Guishard wanting answers to his questions and said he wouldn't want to deny that to any of the Committee people.

Michael Angelo thanked the Committee for his appointment to the Zoning Board and for their confidence I him. He said he is President of the MLAA and Softball Commissioner this year and asked to be included in anything the Township Committee has pertaining to recreation. Mr. Angelo said they are trying to get sponsors for their program that will help provide the revenue they need to buy equipment and that they would like a sign identifying the fields as the Mays Landing League Softball Fields. Mayor Silva said Mr. Angelo should contact Mr. Guishard and Mrs. Link who are the Liaisons to Recreation. Mr. Guishard said that he and Judy would make sure Mr. Angelo is included. Mayor Silva commented on the program Mrs. Link mentioned for autistic children, on the former Buddy Ball Program, and the need for such programs for challenged individuals because once they get through the Special Services School there is nothing for them to do.

February 17, 2015

There being no further questions or comments from the public, Mr. Kurtz moved, seconded by Mr. Guishard that the Public Comment portion be closed.

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

Mr. Guishard moved, seconded by Mr. Kurtz, 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(s) which is/are exempt from public discussion pursuant to the New Jersey Open Public Meetings Law:

1. Personnel (Violations Clerk)
2. Tavistock Bonding

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 PRESENT VOTING "YES", NO "NO" AND NO "ABSTAIN" ON ROLL CALL VOTE AND ONE MEMBER ABSENT.

Adjournment to Executive Session: 7:49 PM.

Meeting reconvened in public session: 9:01 PM.

Mr. Sandman stated only the matters announced were discussed; the minutes of the executive session will be made public when they are no longer confidential; that a RICE notice was provided to Ayana Toliver; and there will be no action regarding Tavistock bonding.

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

BE IT RESOLVED by the Township Committee of the Township of Hamilton Ayana Toliver is hereby granted an extension of her current unpaid medical leave from February 27, 2015 to July 20, 2015 pursuant to discussions in the executive session.

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

There being no further matters to be discussed tonight, Mr. Guishard moved, seconded by Mr. Kurtz, that his meeting be adjourned.

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

ATTEST:

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