

TOWNSHIP OF HAMILTON  
6101 THIRTEENTH STREET  
OCTOBER 5, 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. 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. Mayor Silva explained Deputy Mayor Gatto called him and said she was out of town unexpectedly and would be present at the next meeting.

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 in the municipal building, Mays Landing, New Jersey at 6:30 PM on Monday, October 5, 2015.

The meeting was video-taped and recorded. The video will be posted for viewing on the Township website.

A moment of silence for private reflection was observed.

John Keenan, Greater Egg Harbor Regional School District Superintendent, thanked the Public Works Department for the outstanding work they did trimming the tree lines on Denmead Drive and Dr. Dennis Foreman Drive and Mr. Jacobs for a partnership with the District for vehicle maintenance. Mayor Silva thanked Mr. Keenan for his comments on the Public Works Department because do a lot of great things; sometimes they don't hear about all the good work they do; and they catch a lot of blame. The Mayor commented on everyone understanding that there will never be enough money to do everything; having to pool and share resources; and this being a good way to start.

There was no executive session and no executive session confirmations.

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

BE IT RESOLVED that Agenda Item 11.A be corrected to read September 21, 2015 minutes.

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

9.G Approve Canvassing Permit for Edward Jones Investments for 90 days  
October 15, 2015 through January 15, 2016.

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

Mayor Silva asked those who signed up for to make early public comment on agenda Item 5.E to hold their remarks until the discussion came up on the agenda.

Introduction of Ordinance #1800-2015:

Mr. Jacobs explained the reorganization and said it shifts one full-time position to two part-time positions and it won't increase this year's budget.

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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 following Ordinance be and is hereby introduced and passed on first reading and the Township Clerk is authorized to advertise same in the October 7, 2015 issue of the Atlantic County Record for a public hearing to be held thereon in the municipal building, Mays Landing, NJ at 6:30 PM on Monday October 19, 2015.

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

**TOWNSHIP OF HAMILTON  
ORDINANCE NO.: 1800-2015**

**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 reorganize the department of Community Development; and

WHEREAS, these changes will not increase the cost to the Township's operating budget, however there is a significant loss of revenue associated with the Townships Housing Licensing fees;

**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. Delete Positions**

Amend Exhibit "A" Section #1, entitled "Part-time Regular Hourly Rate" by deleting the five positions titled Fire/Code/Housing Inspector.

**SECTION 2. Add Position**

Amend Exhibit "A" Section #1, entitled PART-TIME REGULAR HOURS by adding the following additional position:

Deputy Zoning Official/Code Enforcement Officer.....\$25.00 per hour

**SECTION 3. Add Positions**

Amend Exhibit "A" Section #1, entitled PART-TIME REGULAR HOURS by adding the following 2 additional positions:

Fire/Code Enforcement Officer.....\$25.00 per hour

**SECTION 4. Add Position**

Amend Exhibit "A" Section #1, entitled PART-TIME REGULAR HOURS by adding the following 1 additional position:

Fire Prevention Inspector.....\$25.00 per hour

**SECTION 5. Add Position**

Amend Exhibit “A” Section #1, entitled PART-TIME REGULAR HOURS by adding the following additional position:

Fire Inspector.....\$25.00 per hour

**SECTION 6. Delete Position**

Amend Exhibit “A” Section #1, entitled “Full-time Non Union Employee” by deleting the position titled Electric & Building Sub Code.

**SECTION 7. Add Position**

Amend Exhibit “A” Section #1, entitled PART-TIME DUAL POSITION by adding the following additional position:

Building Sub Code Official/Building Inspector.....Maximum Salary \$15,000

**SECTION 8. Add Position**

Amend Exhibit “A” Section #1, entitled PART-TIME DUAL POSITION by adding the following position:

Electrical Sub Code Official/Electrical Inspector....Maximum Salary \$15,000

**SECTION 9. Delete Position**

Amend Exhibit “A” Section #1, entitled “FULL-TIME NON UNION EMPLOYEE” by deleting the position titled Fire/Code/Housing Inspector.

**SECTION 10. Add Position**

Amend Exhibit “A” Section #1, entitled FULL-TIME NON-UNION EMPLOYEES by adding the following position:

Fire Prevention Inspector....Maximum Salary \$50,000

**SECTION 11. Delete Position**

Amend Exhibit “A” Section #1, entitled “FULL-TIME DEPUTIES AND DIVISION CHIEFS” by deleting the position titled Division Chief, Planning.

**SECTION 12. Delete Staffing Chart**

Delete the existing Staffing Chart and replace it with the new Staffing Chart attached to this ordinance.

**SECTION 13. 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.

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

**SECTION 14. Effective Date.**

This Ordinance shall take effect immediately upon final passage and publication, except Sections 7 and 8 which shall be retroactive to August 31, 2015, as provided by in law.

**TOWNSHIP COMMITTEE OF THE  
TOWNSHIP OF HAMILTON.  
COUNTY OF ATLANTIC and  
STATE OF NEW JERSEY**

**ATTEST:**

\_\_\_\_\_  
**Joan I. Anderson, R.M.C.**  
Township Clerk

\_\_\_\_\_  
**Roger Silva, Mayor**

**ROLL CALL: GATTO** Absent  
**GUISHARD** "YES"  
**KURTZ** "YES"  
**LINK** "YES"  
**SILVA** "YES"

**ORDINANCE #1800-2015 INTRODUCED AND PASSED FIRST READING OCTOBER 5, 2015.**

Best Practices:

Mr. Jacobs explained that the State only gives the Township 95% of its annual State Aid and in order to get the remaining 5%, the Township has to complete and get at least 41 out of 50 on a Best Practices questionnaire; pass resolutions stating Payment in lieu of Health Benefits and continued existence of the MUA were discussed and still warranted. He explained that to be eligible for the payment in lieu of health benefits, the employee's spouse has to have benefits in a non-state benefits insurance. Mayor Silva explained the "State Aid" used to be utility taxes paid directly to the municipality; the State took over collection and distribution of the money; and the State is still trying to take part of it.

Payment in lieu of health benefits:

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

**RESOLUTION**

WHEREAS, on October 5, 2015 the Township Committee of the Township of Hamilton publicly met and thoroughly and adequately discussed its current policy regarding payments in lieu of health benefits, its impact on the municipal budget, and whether said payments are still warranted,

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Township Committee of the Township of Hamilton hereby certifies that it met, thoroughly discussed, and found that the Hamilton Township's policy on payments in lieu of health benefits is still appropriate.

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

Continued existence of Municipal Utilities Authority (MUA):

Mr. Blankenship, Executive Director of the MUA, distributed and explained a report for the MUA fiscal year that ended August 31, 2015. He said the Committee will get a copy of their audit when it is done. He answered questions regarding funds to meet future challenges, videoing entire infrastructure and capacity. The full discussion can be viewed and heard on the Township website.

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

**RESOLUTION**

WHEREAS, on October 5, 2015 the Township Committee of the Township of Hamilton met and publicly discussed an assessment of the Hamilton Township Municipal Utilities Authority; and

WHEREAS, the Township Committee of the Township of Hamilton finds that the Hamilton Township Municipal Utilities Authority continues to appropriately and efficiently serve its residents,

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Township Committee of the Township of Hamilton hereby certifies that it met, discussed, and found that the Hamilton Township Municipal Utility Authority's continued existence is appropriate.

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

Mr. Jacobs gave a summary of the Best Practices Inventory Report and said the Township has enough points to get the full 5% funding.

Charitable Clothing Bins:

Mr. Sartorio explained that his Department was directed to focus on clothing bins; they are looking to regulate them under zoning regulations as recycling centers; and what has or is being done with regard to the 21 that have been identified. Mayor Silva asked what happens when bins located in the corner of the lot at a shopping center that back up to the wooded area start having stuff behind them and if they are required to clean it up. Mr. Sartorio explained they are required to clean it up by Code Enforcement regulations and the Property Maintenance Code; the first step would be to reach out to the operator if they are registered; but the property owner will be required to clean it up if it isn't registered. Mr. Guishard asked if the vendor or property owner is the first one contacted. Mr. Sartorio explained that they don't contact the property owner unless there is a violation but they may send them an advisory note so that they are aware of the bin being there. Mayor Silva said he hoped what the Township is doing will let the people know to follow the instructions - that the bin is just for clothing and shoes. Mrs. Link asked how many days they have to clean it up after they are notified, what the fine is and what happens if they don't clean it up. Mr. Sartorio explained it is to be done within 20 days; it shouldn't take more than a couple of days to get someone out there if the pick-ups are done by a route driver. Mr. Kurtz questioned whether the Township has contact information on the 17 bins not previously registered and if there is a way to find out if the property owner allowed it. Mr. Sartorio explained that they have the contact information; if the vendor doesn't respond, they will contact the owner and ask if they are aware of it; and they will work with the owner if they aren't. Mayor Silva questioned at what point the Township makes the decision to end the relationship for the bin to be there when there is no response and said he hopes it doesn't become a collection at the Public Works Yard. Mr. Sartorio said they will work through the Code Enforcement and Zoning System. Thomas Judge, the VFW Quartermaster, explained the VFW receives \$3,000.00 in revenue from the clothing bins being on their property and commented on the various organizations that they allow to use the building at little or no charge; having to pay the utilities,

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fix and maintain the building; and now having to pay for the dumpster. Mr. Judge asked that the bins not be regulated to a point where the VFW has to close. He explained they have lost the use their (kitchen) stove because they don't have a suppressor and questioned why someone from the Township came now when the stove has been there since the '50s. Mr. Judge said that they have members from WWI and recent wars; they support the Township and asked the Township to support them. Ray Spicer, the VFW Senior Commander, asked why this is being done all of the sudden. He said he has been a member of the VFW for 12 years and the clothing bins were there; they hadn't been a problem until recently when people want to dump their trash on VFW property; and now the Township wants to hold the VFW responsible. Mayor Silva explained the VFW wasn't being singled out; there was a proliferation of bins throughout the Township; it was getting out of hand; this is a way to get it under control; and someone brought to the Committee's attention that there were at least 50 throughout the community, mostly around shopping centers. The Mayor asked if something can be done if someone who sees people dumping, gets the license plate number turns it in. Mr. Sartorio said the Police might be able to and that his department they could do it as Code Enforcement if their man is on duty and can get there they but they have to catch them in the act. Mr. Spicer commented on the VFW just getting notice that the bins had to be moved to be square with the building and asked if that was something new. Mr. Sartorio explained the bins were close to the right-of-way; it is in a residential zone and (accessory structures) aren't allowed in the front yard area; the company working with the VFW was the first to submit a permit application; is very cooperative; and appreciated that the Township reached out to them. Mr. Strigh said everything he heard so far is very, very good; that Zoning enforcement hasn't been what some people expected; the procedure outlined by Mr. Sartorio as far as taking care of the bins is very; it will be acceptable if the Township keeps placement of the bins according to the rules and regulations for accessory structures. Mr. Strigh said that there is nothing currently addressing clothing bins in the Zoning or Development regulations and Ordinances or Code Book and suggested that the State Statute at least be there by reference so anyone interested can go to the Code Book on line and see exactly what they can and can't do. R. Sandman said he thought Mr. Strigh was suggesting the Zoning Ordinance set requirements on where bins can be placed. He explained that there is justification for doing it because there could be very serious liability on the property owner if it is within the sight triangle on a corner property; he can't say at this time if there is liability on the municipality; and he has to look into whether the State Statute is preemptive. Mr. Guishard said the State Statute is 3 pages long and questioned whether all of the provisions in it are really needed. He commented on not wanting to scare vendors away because they help organizations as well as the recipients of the clothes Mr. Sartorio explained the bins are a form of recycling and the Township Ordinance has a provision for recycling centers through Zoning permits; that is how the Township has been regulating them; and there has been a lack of manpower to check on them. He said if a variance is needed they would be directed to the Zoning Board. Mayor Silva said he thinks the Committee has to take a good hard look at and make sure that it is being done exactly the way it should be.

Santore Sand & Gravel - calling the bond:

Mr. Sandman explained the property is commonly referred as Santore Gravel pit; it stopped operating at least 4 years ago; a bond was issued for it before his tenure as Township Solicitor; an application was filed in Camden County Superior Court to remove ownership of it from Mr. Santore's estate and he first became aware of it when the Township was made a party to that suit. He explained he directed the Township Engineer and Planner to look at the property and based on their observations they know it is no longer operating as a gravel pit; a review in the Clerk's Office showed that no mining operation permit has been issued for a number of years; the Township learned that the property is being auctioned off; a plan was submitted to properly close it but none of it has happened; he asked for it to

be On the agenda; it is his opinion that the Township should take action against the bond to see if it is valid and what the Township rights are with respect to it. Mr. Sandman took sworn testimony from Robert J. Smith, III, as the Township engineer, and Philip Sartorio as the Township Planner relating to the Santore Sand and Gravel mining operations and related exhibits which can be heard and viewed in its entirety on the Township Website. Mr. Sandman explained he needed Hamilton Township Exhibits 1 through 5 accepted by the Committee and he needed authorization to proceed with calling the bond.

Mayor Silva moved, seconded by Mrs. Link, that the following resolution be adopted.

BE IT RESOLVED that Hamilton Township Exhibits 1 through 5 inclusive regarding Santore Sand and Gravel are hereby accepted and the Solicitor shall retain custody of same.

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

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

BE IT RESOLVED that the Law Firm of Hankin, Sandman, Palladino and Weintrob is hereby authorized to take action with respect to Bond #27531 issued by Lincoln General Insurance Company on behalf of Santore Sand and Gravel and in fa\$539,571.00.

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

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 following Ordinance be and is hereby introduced and passed on first reading and the Township Clerk is authorized to advertise same in the October 7, 2015 issue of the Atlantic County Record for a public hearing to be held thereon in the municipal building, Mays Landing, NJ at 6:30 PM on Monday October 19, 2015.

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

TOWNSHIP OF HAMILTON  
ORDINANCE #1801-2015

**AN ORDINANCE AMENDING CHAPTER 301, ARTICLE I OF THE  
TOWNSHIP CODE TO CREATE A NO PARKING ZONE  
ON DR. DENNIS FOREMAN DRIVE IN THE TOWNSHIP OF HAMILTON,  
COUNTY OF ATLANTIC AND STATE OF NEW JERSEY**

**WHEREAS**, the Township Committee of the Township of Hamilton deems it in the best interests of public safety to establish a NO PARKING ZONE on Dr. Dennis Foreman Drive in order to ensure and improve both motorist and pedestrian safety and facilitate emergency responses; and

**WHEREAS**, the Hamilton Township Police Department Traffic Safety Unit has reviewed the area and made certain recommendations,

**NOW, THEREFORE, the whereas clauses being incorporated herein as if set forth in full, BE IT ORDAINED** by the Township Committee for the Township of Hamilton, County of Atlantic and State of New Jersey, that Chapter 301 of the Code of the Township of Hamilton shall be amended to read as follows as recommended by the Township of Hamilton Police Department:

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**SECTION 1.** Chapter 301, Article 1, shall be and hereby is amended to include the following:

(28) No parking shall be permitted on either side of Dr. Dennis Foreman Drive from the intersection of Route 40 to the intersection of the Black Horse Pike between the hours of 6:00 am and 3:00 pm Monday – Friday, or during sporting and/or special events held at the football stadium.

**SECTION 2. SEVERABILITY.** 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.

**SECTION 3. REPEALER.** All ordinances and parts of the Township of Hamilton 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 4. PENALTIES AND VIOLATIONS.** Any individual, partnership or corporation violating any provision of this Ordinance, upon conviction thereof before the proper officer having jurisdiction, shall be subject to a fine not to exceed fifty (\$50.00) dollars or imprisonment for a term not exceeding fifteen (15) days or both, in the discretion of the Court hearing the same.

**SECTION 5. WHEN EFFECTIVE.** This Ordinance shall take effect immediately upon its final passage and publication as provided by law.

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

ATTEST:

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JOAN I ANDERSON, RMC  
TOWNSHIP CLERK

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ROGER SILVA, MAYOR

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

ORDINANCE #1801 -2015 INTRODUCED & PASSED FIRST READING ON OCTOBER 5, 2015.

Public Hearing/Adoption - Ordinance #1797-2015:

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

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

Mayor Silva moved, seconded by Mrs. Link, that the following resolution be adopted.

WHEREAS, Ordinance #1797-2015 was introduced and passed first reading on September 21, 2015 and was duly advertised in the September 23, 2015 issue of the Atlantic County Record for a public hearing to be held on October 5, 2015; and

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

NOW, THEREFORE, BE IT RESOLVED that Ordinance #1797-2015 be and is hereby adopted.

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



TOWNSHIP OF HAMILTON  
ORDINANCE NO. 1797-2015

AN ORDINANCE AUTHORIZING THE SALE OF LOT(S) 14 AND 15 IN BLOCK 667 AS SHOWN ON THE TAX MAP OF THE TOWNSHIP OF HAMILTON AND GRANTING TO THE OWNER OR OWNERS OF SAID REAL PROPERTY CONTIGUOUS TO SAME THE RIGHT TO PRIOR REFUSAL TO PURCHASE SUCH LAND IN THE TOWNSHIP OF HAMILTON, COUNTY OF ATLANTIC AND STATE OF NEW JERSEY.

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

SECTION 1. The following described lots and block numbers on the Hamilton Township Tax Map are hereby determined to be less than the minimum size required for development in said Township under the existing Developmental Ordinance and are without any capital improvements thereon.

SECTION 2. Upon final adoption of this Ordinance, owners of real property contiguous to the subject lot may thereafter submit an offer to the Township Clerk, as designee of this Governing Body, in writing and on forms prepared by the Township for a period of twenty (20) days following advertisement of the finally adopted Ordinance pursuant to N.J.S.A. 40A:12-13. All offers shall be made in a sealed envelope. No offer less than the minimum value established herein below for said lot shall be considered by the Township Committee.

SECTION 3. In the event of bids being submitted by more than one (1) contiguous property owner with respect to said lots, the sale shall be made, if at all, to the highest bidder. The Township Committee reserves the right to reject any and all bids and to thereafter advertise the subject property for public sale pursuant to N.J.S.A. 40A:12-13(a).

SECTION 4. The following conditions of sale shall apply:

- (a) The successful bidder shall submit a certified check made payable to the "Township of Hamilton" in the amount of twenty (20%) percent of the purchase price, which check shall be submitted in the sealed envelope at the time of submission of the bid. Persons bidding on behalf of a contiguous property owner shall be required to submit in writing satisfactory evidence of their authority. The balance of the purchase price plus FOUR HUNDRED, TWENTY-FIVE (\$425.00) DOLLARS to offset administrative costs including but not limited to advertising, legal and recording fees shall be paid in cash or certified check within ten (10) days after acceptance of the bid by the Township Committee and authorizing the sale to the high bidder.
- (b) The Deed prepared by the Township Committee shall not be tendered until the full purchase price is paid.
- (c) Title shall be conveyed by and through a Quitclaim Deed and shall Convey only the right, title and interest of the Township of Hamilton to the land, as described herein. No warranties and covenants are or shall be made by the Township of Hamilton and in no event shall there be any liability on the part of the Township by reason thereof. The right, title and interest of the successful bidder, as purchaser, shall be subject to the following conditions, covenants, restrictions, easements and exceptions which shall run with the land and shall also become part of the Deed granted to the purchaser for the recording:
  - (1) Easement of utility companies and of governmental agencies or bodies.
  - (2) Any encroachments, prescriptions, easements or other state of facts pertaining to said lands which may be ascertained upon a visual examination and inspection of the land and the lands surrounding said land and any restrictions and covenants of record.
  - (3) All existing federal, state, county and municipal laws, statutes, ordinances, rules and regulations including, by of description and not by limitation, existing zoning, health and planning board rules and regulations.
  - (4) No representation of any kind is made that the land in question, surface as well as subterranean portions, is suitable or adaptable for any particular use whatsoever.
  - (5) No representation of any kind is made concerning gas or electric service to the land.

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(d) In the event that the Township cannot convey good and marketable title, subject to the above, the purchaser will be entitled to the return of the deposit, without interest, and the Township will not be responsible or liable in any other manner and for any other amount.

(e) In the event that the purchaser defaults in making payment to the Township, as set forth above, or if the purchaser cannot make settlement in accordance with the terms thereof, the deposit made by the successful bidder on account of the purchase will be retained by the Township as and for its liquidated damages and the land may be resold. This remedy shall be in addition to the Township's right to compel specific performance of the purchaser's obligation hereunder. Time is of the essence.

SECTION 5. The Township owned lots and minimum bid established therefore are as follows:

<u>Block/Lot(s)</u>	<u>Lot Size</u>	<u>Location</u>	<u>Zoning</u>	<u>Minimum Bid</u>
667 / 14 AND 15	9.72 acres	Railroad Blvd.	FA-70	\$5,000.00

**SECTION 6. SPECIAL CONDITIONS: Purchaser shall be required to EXECUTE AND RECORD A Deed of Consolidation AT THEIR OWN EXPENSE and submit a copy of the recorded Deed of Consolidation to the Township Clerk within 30 days from receipt of the deed conveying Lots 14 and 15 in Block 667 to them. This condition shall be incorporated in the deed of conveyance.**

SECTION 7. 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 8. If any section, paragraph, subsection, clause or provision of this Ordinance shall be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of this Ordinance as a whole or any part thereof.

SECTION 9. This Ordinance shall take effect immediately upon its publication after final passage as required by law.

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

ATTEST:

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

\_\_\_\_\_  
ROGER SILVA, MAYOR

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

ORDINANCE #1797-2015 INTRODUCED AND PASSED FIRST READING ON SEPTEMBER 21, 2015.

ORDINANCE #1797-2015 ADOPTED OCTOBER 5, 2015.

Public Hearing/Adoption - Ordinance #1798-2015:

There being no questions or comments on the Ordinance, Mr. Guishard moved, seconded by Mrs. Link, that the Public Hearing be closed.

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

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

WHEREAS, Ordinance #1798-2015 was introduced and passed first reading on September 21, 2015 and was duly advertised in the September 23, 2015 issue of the Atlantic County Record for a public hearing to be held on October 5, 2015; and

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

NOW, THEREFORE, BE IT RESOLVED that Ordinance #1798-2015 be and is hereby adopted.

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

TOWNSHIP OF HAMILTON  
ORDINANCE NO. 1798-2015

AN ORDINANCE AUTHORIZING THE SALE OF LOTS 7, 8, AND 11 THROUGH 15 IN BLOCK 375 AS SHOWN ON THE TAX MAP OF THE TOWNSHIP OF HAMILTON, AND GRANTING TO THE OWNER OR OWNERS OF SAID REAL PROPERTY CONTIGUOUS TO SAME THE RIGHT TO PRIOR REFUSAL TO PURCHASE SUCH LAND IN THE TOWNSHIP OF HAMILTON, COUNTY OF ATLANTIC, AND STATE OF NEW JERSEY.

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

SECTION 1. The following described lots and block numbers on the Hamilton Township Tax Map are hereby determined to be less than the minimum size required for development in said Township under the existing Developmental Ordinance and are without any capital improvements thereon.

SECTION 2. Upon final adoption of this Ordinance, owners of real property contiguous to the subject lot may thereafter submit an offer to the Township Clerk, as designee of this Governing Body, in writing and on forms prepared by the Township for a period of twenty (20) days following advertisement of the finally adopted Ordinance pursuant to N.J.S.A. 40A:12-13. All offers shall be made in a sealed envelope. No offer less than the minimum value established herein below for said lot shall be considered by the Township Committee.

SECTION 3. In the event of bids being submitted by more than one (1) contiguous property owner with respect to said lots, the sale shall be made, if at all, to the highest bidder. The Township Committee reserves the right to reject any and all bids and to thereafter advertise the subject property for public sale pursuant to N.J.S.A. 40A:12-13(a).

SECTION 4. The following conditions of sale shall apply:

- (a) The successful bidder shall submit a certified check made payable to the "Township of Hamilton" in the amount of twenty (20%) percent of the purchase price, which check shall be submitted in the sealed envelope at the time of submission of the bid. Persons bidding on behalf of a contiguous property owner shall be required to submit in writing satisfactory evidence of their authority. The balance of the purchase price plus FOUR HUNDRED, TWENTY-FIVE (\$425.00) DOLLARS to off-set administrative costs including but not limited to advertising, legal and recording fees shall be paid in cash or certified check within ten (10) days after acceptance of the bid by the Township Committee and authorizing the sale to the high bidder.
- (b) The Deed prepared by the Township Committee shall not be tendered until the full purchase price is paid.
- (c) Title shall be conveyed by and through a Quitclaim Deed and shall Convey only the right, title and interest of the Township of Hamilton to the land, as described herein. No warranties and covenants are or shall be made by the Township of Hamilton and in no event shall there be any liability on the part of the Township by reason thereof. The right, title and interest of the successful bidder, as purchaser, shall be subject to the following conditions, covenants, restrictions, easements and exceptions which shall run with the land and shall also become part of the Deed granted to the purchaser for the recording:
  - (1) Easement of utility companies and of governmental agencies or bodies.

October 5, 2015

- (2) Any encroachments, prescriptions, easements or other state of facts pertaining to said lands which may be ascertained upon a visual examination and inspection of the land and the lands surrounding said land and any restrictions and covenants of record.
  - (3) All existing federal, state, county and municipal laws, statutes, ordinances, rules and regulations including, by of description and not by limitation, existing zoning, health and planning board rules and regulations.
  - (4) No representation of any kind is made that the land in question, surface as well as subterranean portions, is suitable or adaptable for any particular use whatsoever.
  - (5) No representation of any kind is made concerning gas or electric service to the land.
- (d) In the event that the Township cannot convey good and marketable title, subject to the above, the purchaser will be entitled to the return of the deposit, without interest, and the Township will not be responsible or liable in any other manner and for any other amount.
- (e) In the event that the purchaser defaults in making payment to the Township, as set forth above, or if the purchaser cannot make settlement in accordance with the terms thereof, the deposit made by the successful bidder on account of the purchase will be retained by the Township as and for its liquidated damages and the land may be resold. This remedy shall be in addition to the Township's right to compel specific performance of the purchaser's obligation hereunder. Time is of the essence.

SECTION 5. The Township owned lots and minimum bid established therefore are as follows:

<u>Block/Lot(s)</u>	<u>Lot Size</u>	<u>Location</u>	<u>Zoning</u>	<u>Minimum Bid</u>
375/LOTS 7,8 AND 11 THROUGH 15	0.40 acre	Scranton Ave.	MV	\$500.00

SECTION 6. SPECIAL CONDITIONS: NONE

SECTION 7. 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 8. If any section, paragraph, subsection, clause or provision of this Ordinance shall be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of this Ordinance as a whole or any part thereof.

SECTION 9. This Ordinance shall take effect immediately upon its publication after final passage as required by law.

ATTEST:

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

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

ROGER SILVA, MAYOR

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

ORDINANCE #1798-2015 INTRODUCED AND PASSED FIRST READING ON SEPTEMBER 21, 2015.  
ORDINANCE #1798-205 ADOPTED OCTOBER 5, 2015.

Public Hearing/Adoption - Ordinance #1799-2015:

Mr. Kurtz said the Ordinance will allow the Historic Preservation Commission to proceed with the Certified Local Government Status. Phil Sartorio gave an explanation of the amendments at the request of Bruce Strigh.

There being no further questions or comments on the Ordinance, Mr. Kurtz moved, seconded by Mrs. Link, that the Public Hearing be closed.

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

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

WHEREAS, Ordinance #1799-2015 was introduced and passed first reading on September 21, 2015 and was duly advertised in the September 23, 2015 issue of the Atlantic County Record for a public hearing to be held on October 5, 2015; and

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

NOW, THEREFORE, BE IT RESOLVED that Ordinance #1799-2015 be and is hereby adopted.

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

TOWNSHIP OF HAMILTON  
ATLANTIC COUNTY, NEW JERSEY  
ORDINANCE # 1799-2015

AN ORDINANCE AMENDING ORDINANCE 1785-2015 AND SECTION 203 OF THE CODE OF THE TOWNSHIP OF HAMILTON REGARDING REGULATION OF HISTORIC DISTRICTS WITHIN THE TOWNSHIP.

WHEREAS, on April 6, 2015 the Township Committee of the Township of Hamilton adopted Ordinance 1785-2015, which repealed and replaces Section 203-10 (Historic Preservation Commission) and Section 203-208 (Historic District) of the Township Code; and

WHEREAS, as required by NJAC 7:50-3.45, a copy of Ordinance 1785-2015 was forwarded to the New Jersey Pinelands Commission for review and certification of conformance with the Pinelands Comprehensive Management Plan (NJAC 7:50 et.seq.); and

WHEREAS, the Pinelands Commission staff has identified the need for technical changes relating to demolition that need to be made in order to maintain consistency with the CMP; and

WHEREAS, there is also the need to revise the Historic District sign standards in order to be consistent with the recommendations made by the Planning Board in 2014.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Hamilton, in the County of Atlantic and State of New Jersey, that Ordinance 1785-2015 and Chapter 203, Land Use and Development, of the Code of the Township of Hamilton shall be amended as follows:

Section 1. Amend Section 203-211, Certificate of Appropriateness, Subsection D.3) as follows:

D. Procedures.

- 3) Each application for a Certificate of Appropriateness or for a determination of non-necessity shall be accompanied by sketches, drawing, photographs, descriptions or other information to show the proposed alterations, additions, changes or new construction. Applications for demolition shall include current and historical photographs of the interior and exterior of the building and a report demonstrating that restoration of the structure is economically infeasible. If located in a Pinelands Area, applications for new construction or demolition shall be accompanied by a Certificate of Filing from the New Jersey Pinelands

Commission. The Commission may require the subsequent submission of such additional materials as it reasonably requires to make an informed decision. Any such request shall not affect the time within which the Commission must make a decision pursuant to Subparagraph D.5) (below). To further assist the community there is a copy of the Township of Hamilton Historic District standards guide and a Fencing guide in the Zoning Office at the Township Hall.

Section 2. Amend Section 203-212, Standards and Criteria, Section G, Signs in historic areas, by inserting the following as new subsection 11:

11)\_A maximum one-foot (1') by two-foot (2') sign which displays the word "OPEN" is permitted within the historic district. Such sign shall be white lettering on a black background and shall be backlit if illumination is required.

Section 3. Amend Section 203-213, Demolitions and Relocations, subsection B.1) as follows:

B. Procedure.

- 1) Where Demolition is denied. In the event of a denial of an application for a Certificate of Appropriateness to demolish an Historic Landmark or a building, structure, site, object or improvement located in an Historic District, the owner shall, nevertheless, as a matter of right, be entitled to the issuance of a Certificate of Appropriateness to raze or demolish same provided that all of the following requirements have been fully met:
  - a) Appeal to Zoning Board of Adjustment. The owner has applied for the necessary Certificate of Appropriateness and has received notice of denial of same from the Zoning Official based on the report from the Planning Board or the Historic Preservation Commission if so authorized and has appealed to the Zoning Board of Adjustment, which has affirmed such denial.
  - b) Sale for Fair Market Value. The owner has prior to seeking demolition for a period of a least one hundred and eighty (180) days (the "offer period"), and at a price reasonable related to its fair market value, made a bona fide offer to sell such building, structure, site, object or improvement and the land pertaining thereto to any person, entity, organization, government or political subdivision thereof which gives reasonable assurance that it is willing to preserve the building, structure, site, object or improvement and the land pertaining thereto.
  - c) Demolition Notice Posted & Publication. Notice of any proposed demolition shall be posted on the exterior premises of the building, structure, site, object or improvement throughout the Notice Period in a location such that it is clearly readable. In addition, the applicant shall cause to be published in the official newspaper of the Township a notice setting forth the following:
    - (1) The applicant's intent to demolish, including a description of the subject property (by Block and Lot as well as by physical location) and a description of the building, structure, site, object or improvement to demolished; and
    - (2) The applicant's proposed use of the property following demolition; and
    - (3) The anticipated time frame(s) associated with the demolition; and
    - (4) A statement indicating that the applicant shall consider any and all bona fide offers to sell the property to any person who wishes to preserve the building, structure, site, object or improvement; and
    - (5) The applicant's name and address, along with a telephone number where the applicant may be reached during normal business hours by any interested person who wishes to discuss the proposed demolition and/or to make an offer to purchase the property as set forth above. The notice shall be published as follows:
      - i At least once within the first (10) days of the Notice Period; and
      - ii At least once within the period of time that is not less than ten (10) nor more than fifteen (15) days prior to the expiration of the Notice Period; and

- iii At least once each twenty (20) days between the above first and last notifications.
  - iv At the conclusion of the Notice Period, if the applicant still wishes to demolish the subject building, structure, site, object or improvement, it shall, prior to performing the demolition, perform the following:
  - v Advise the Commission in writing of its intention to proceed with the demolition; and
  - vi Certify in writing to its compliance with the provisions of Subparagraph (b) above relating to the 180-day “offer period”; and
  - vii Provide the Commission with a copy of the notice that appeared in the official newspaper of the Township and a listing of all dates on which the said notice appeared in the newspaper, and
  - viii Advise the Commission in writing as to whether any interested persons submitted an offer or offers to purchase the property, whether during the 180-day “offer period” or following the newspaper noticing referenced above, and set forth the terms and conditions relating to said offer(s) and the results of any negotiations pertaining thereto; and
  - ix File copies of the affidavits of publication relating to the newspaper noticing with the Commission.
- d) Pinelands area. If the structure is located in a Pineland Area the applicant shall have received correspondence from the New Jersey Pinelands Commission concurring that preservation in place is economically infeasible and that recordation of the resource is an appropriate treatment.
- e) Notice Period. The period of time during which notice must be given in manner hereinbefore set forth shall be known as the “Notice Period” which shall commence on the tenth day following the date of the notice of denial of the appeal from the Zoning board of Adjustment and such Notice Period shall run for a period of time of sixty (60) days.

Section 4. 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 5. 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 6. Effective date. This Ordinance shall take effect upon final passage, adoption & publication and certification by the New Jersey Pinelands Commission in the manner prescribed by law.

ATTEST:

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

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

\_\_\_\_\_  
ROGER SILVA, MAYOR

ROLL CALL: GATTO Absent  
GUISHARD “YES”  
KURTZ “YES”  
LINK “YES”  
SILVA “YES”

ORDINANCE NO. 1799-2015 INTRODUCED AND PASSED FIRST READING ON SEPTEMBER 21, 2015.

ORDINANCE NO. 1799-2015 ADOPTED OCTOBER 5, 2015.

October 5, 2015

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

RESOLUTION AWARDING CONTRACT

WHEREAS on October 1, 2015 the Township of Hamilton received sealed bid proposals for the 2015 Road Program (Bid #2015-03); and

WHEREAS the following bids were received:

<u>Name</u>	<u>Bid Amount</u>
Landberg Construction, LLC	Base Bid: \$675,109.85
466 Clarkstown Road	Alternate Bid 1 731,134.85
Mas Landing, NJ 08330	Alternate Bid 2 755,367.35
Arawak Paving Company	Base Bid: \$693,400.00
7503 Weymouth Road	Alternate Bid 1: 735,600.00
Hammonton, NJ 08037	Alternate Bid 2: 759,600.00

and

WHEREAS, the Qualified Purchasing Agent and Township Engineer, have reviewed aforesaid bids and determined that Landberg Construction, LLC whose address is 466 Clarkstown Road, Mays Landing, NJ 08330 is the lowest responsible bidder and recommended in writing that the contract for the 2015 Road Program Base Bid (Bid #2015-03) be awarded to them in accordance with the terms and conditions outlined in the bid specifications,

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hamilton, Atlantic County, New Jersey, that:

- (1) The foregoing facts are hereby ratified and affirmed.
- (2) Funding shall be from the General Capital Fund as follows:  
\$90,830.39 C-04-09-649-000-901  
\$29,841.87 C-04-12-713-000-900  
\$554,437.59 C-04-13-748-000-900
- (3) The bid of Landberg Construction, LLC is hereby accepted and the contract for the 2015 Road Program (Bid #2015-03) is awarded to them for the Base Bid for the sum of Six Hundred Seventy-five Thousand One Hundred Nine Dollars and eighty-five cents (\$675,109.85).
- (4) The Mayor and Township Clerk be and are hereby authorized to execute the aforesaid contract with.

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

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

**RESOLUTION NO. 2015-Emergency Appropriation 3  
EMERGENCY RESOLUTION- NJS 40A:4-48  
COMMUNITY WILDFIRE PROTECTION PLAN PROJECT GRANT – LOCAL SHARE**

WHEREAS, an emergency has arisen with respect to Community Wildfire Protection Plan Project Grant – Local Share and, no adequate provision was made in the 2015 budget for the aforesaid purpose, and NJS 40A:4-46 provides for the creation on an emergency appropriation for the purpose mentioned above, and

WHEREAS, the total amount of the emergency appropriations created, including the appropriation to be created by this resolution is \$140,000 (one hundred forty thousand dollars) and three (3) percent of the total operating appropriations in the budget for 2015 is \$625,156.45 and

WHEREAS, the foregoing appropriation together with prior appropriations does not exceed three (3) percent of the total operating appropriations (including utility operation appropriations) in the budget for 2015.

NOW, THEREFORE, BE IT RESOLVED, (by not less than 2/3 of all governing body members affirmatively concurring) that in accordance with NJS 40A:4-48:

- 1. An emergency appropriation is hereby made for Community Wildfire Protection Plan Project Grant – Local Share in the amount of \$5,000 (five thousand dollars)



2. That said emergency appropriation shall be provided for in full in the 2016 Budget, and is requested to be excluded from CAPS, pursuant to NJS 40A:4-53.3c(1)
3. That two (2) certified copies of this resolution be filed with the Director of the Division of Local Government Services
4. This Resolution shall take effect immediately upon adoption, this 5<sup>th</sup> day of October, 2015.

Recorded Vote

<u>AYE</u>	<u>NO</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
GUISHARD	NONE	NONE	GATTO
KURTZ			
LINK			
SILVA			

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

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

**RESOLUTION NO. 2015-Emergency Appropriation 4  
EMERGENCY RESOLUTION- NJS 40A:4-48  
ASSISTANCE TO FIREFIGHTERS GRANT PROGRAM – LOCAL SHARE**

WHEREAS, an emergency has arisen with respect to the Assistance to Firefighters Grant Program – Local Share and, no adequate provision was made in the 2015 budget for the aforesaid purpose, and NJS 40A:4-46 provides for the creation on an emergency appropriation for the purpose mentioned above, and

WHEREAS, the total amount of the emergency appropriations created, including the appropriation to be created by this resolution is \$140,700 (one hundred forty thousand seven hundred dollars) and three (3) percent of the total operating appropriations in the budget for 2015 is \$625,156.45 and

WHEREAS, the foregoing appropriation together with prior appropriations does not exceed three (3) percent of the total operating appropriations (including utility operation appropriations) in the budget for 2015.

NOW, THEREFORE, BE IT RESOLVED, (by not less than 2/3 of all governing body members affirmatively concurring) that in accordance with NJS 40A:4-48:

1. An emergency appropriation is hereby made for the Assistance to Firefighters Grant Program – Local Share in the amount of \$700 (seven hundred dollars)
2. That said emergency appropriation shall be provided for in full in the 2016 Budget, and is requested to be excluded from CAPS, pursuant to NJS 40A:4-53.3c(1)
3. That two (2) certified copies of this resolution be filed with the Director of the Division of Local Government Services

This Resolution shall take effect immediately upon adoption, this 5<sup>th</sup> day of October, 2015.

Recorded Vote

<u>AYE</u>	<u>NO</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
GUISHARD	NONE	NONE	GATTO
KURTZ			
LINK			
SILVA			

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

There were no Business Registration Licenses to be approved.

Consent Agenda Item 9.B, approval of a Memorandum with Stockton University, was acted on separately at the request of Mrs. Link.

October 5, 2015

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

BE IT RESOLVED that authorization is hereby given for preparation of an Ordinance to vacate the portion of 32<sup>nd</sup> Avenue between Casale Boulevard and Sheppard Avenue (Lot 1 in Block 431 and Lots 1 & 2 in Block 426 as requested by Michele Upton and recommended by the Planning Board.

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

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

BE IT RESOLVED that authorization is hereby given for preparation of an Ordinance to vacate the portion of Casale Boulevard between Lot 1 in Block 435 and Lots 1 & 2 in Block 436 as jointly requested by Katheryn Albanese and Michael Plugez and recommended by the Planning Board.

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

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 the following item of revenue with off-setting appropriations be inserted into the 2015 Municipal Budget pursuant to N.J.S.A. 40A:4-87:

Revenue Title: Bulletproof Vest Partnership	\$9,022.05
Appropriation Title: Bulletproof Vest Partnership Grant	\$9,022.05

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

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 the following item of revenue with off-setting appropriations be inserted into the 2015 Municipal Budget pursuant to N.J.S.A. 40A:4-87:

Revenue Title: Office of Emergency Management-EMAA Grant	\$5,000.00
Appropriation Title: Local Match-Emergency Management EMAA Grant	\$5,000.00

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

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 the following item of revenue with off-setting appropriations be inserted into the 2015 Municipal Budget pursuant to N.J.S.A. 40A:4-87:

Revenue Title: NJDEP - Clean Communities Grant	\$75,667.14
Appropriation Title: NJDEP Clean Communities Grant	\$75,667.14

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

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 the following item of revenue with off-setting appropriations be inserted into the 2015 Municipal Budget pursuant to N.J.S.A. 40A:4-87:

Revenue Title: 2009 Community Wildfire Protection Plan Project	\$5,000.00
Appropriation Title: Local Match - 2009 Community Wildfire Protection Plan Project	\$5,000.00

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

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 the following item of revenue with off-setting appropriations be inserted into the 2015 Municipal Budget pursuant to N.J.S.A. 40A:4-87:

Revenue Title: Assistance to Firefighters Grant Program	\$13,300.00
Appropriation Title: Assistance to Firefighters Grant Program	\$13,300.00
***** Local Match-Assistance to Firefighters Grant Program	\$700.00

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

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

BE IT RESOLVED that authorization is hereby given to auction the 2006 Dodge Durango (Police Department vehicle - fixed asset #812) on GovDeals.

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

Mr. Kurtz, seconded by Mayor Silva, that from 6:00 PM to 8:00 PM on Saturday, October 31, 2015, be and is hereby be the established time and date for Trick or Treat in Hamilton Township.

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

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

BE IT RESOLVED that Edward Jones Investments is hereby granted a Canvassing Permit for ninety (90) October 15, 2015 through January 15, 2016.

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

Memorandum of Understanding with Stockton University:

Ingrid Perez explained what the student would contact the utility company and do an assessment of electric usage in the Township, do an inventory of the kinds of vehicles that go through the Township, and no Municipal Staff time is required.

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 Memorandum of Understanding with Stockton University for a Stockton University Student to perform a Municipal

Carbon Footprint Assessment with funding in the amount of \$1,000.00 to come from the grant awarded to Sustainable Township of Hamilton Green Team under the Sustainable Jersey Program: and

BE IT FURTHER RESOLVED that the Mayor is authorized to execute the Memorandum of Understanding on behalf of the Township.

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

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

BE IT RESOLVED that Silvia Washington is hereby appointed Deputy Tax Collector at \$53,000.00 annually effective October 26, 2015 with a \$2,000.00 increase after one (1) year of service with a satisfactory Performance Evaluation.

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

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

BE IT RESOLVED that Burdette Connor is hereby appointed the Tavistock Representative to the Senior Citizen Advisory Committee for a term ending December 31, 2015.

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

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

BE IT RESOLVED that the September 21, 2015 regular meeting minutes are hereby approved and adopted as published.

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

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

BE IT RESOLVED that all properly executed and approved payrolls and bills are hereby ordered to be paid, the bill list totaling \$799,558.95.

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

Reports:

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

Mr. Sandman had nothing to report.

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

Mr. Kurtz reported Weymouth Township 4<sup>th</sup> annual Health Fair will be held in the Weymouth Township Community Center from 10 AM to 2 PM on Wednesday, October 14, 2015. Mr. Kurtz reported there will be a presentation of the Neighborhood Redevelopment Plan at 7 PM in the Presbyterian Church tomorrow evening that will include renderings of structures in the Historic District and possibly some work on the telephone building on Main Street. Mr. Kurtz reported attendance at the Wine and Food Festival was 5,000 or better over the 2 days; there were a few traffic issues but they didn't cause any problems; and it showcased the community. He thanked Arlene Blosch, Fred Kneble, the Festival Committee and volunteers for their work. Mr. Kurtz reported the Mays Landing Merchants' Association October Fest will be held in Gaskill Park from 10 AM to 4 PM on Saturday, October 17th.

October 5, 2015

Mr. Guishard reported on the Atlantic County Redevelopment Strategy presentation that he, Mrs. Link and Mayor Silva had attended. the County presentation and said that he had hoped that something new Mr. Guishard reported on events planned by the Green Team and that they will be at the Fall Festival in Memorial Park asking people to sign pledges. Mr. Guishard complimented Historical Society on the job they do at the museum and commented on their need for more room and more money for repairs to the building.

Mrs. Link congratulated those who were nominated to be on the Senior Citizens' Advisory Board. Mrs. Link announced the Transformational Church (formerly the St. Vincent's Church) is holding a Community Day on October 10, 2015.

Mayor Silva also commented on the County Redevelopment Strategy report.

Public Comment:

A gentleman from Weymouth Area asked for an update on Malaga Road. Mr. Smith explained the application for Phase 5 funding was just submitted and they will start work on Phase 4 when they get the detour approval.

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" AND NO "ABSTAIN".

There being no further matters of business to be discussed, Mr. Guishard moved, seconded by Mr. Kurtz, that this meeting be adjourned.

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

ATTEST:

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