

TOWNSHIP OF HAMILTON
6101 THIRTEENTH STREET
MAYS LANDING, NJ
JULY 5, 2016

The regular meeting of the Township Committee of the Township of Hamilton, Atlantic County, New Jersey was called to order July 5, 2016 at 6:30 p.m. with Mayor Roger Silva presiding.

Flag Salute.

Township Clerk Rita Martino certified compliance with the New Jersey Open Public Meetings Law by posting a notice on the bulletin board in the municipal building and by sending a copy of this notice, along with an agenda of this meeting to The Press of Atlantic City, Atlantic County Record, Record Journal and Current newspapers stating that this meeting would take place at 6:30 p.m. on July 5, 2016 at the Municipal Building, 6101 Thirteenth Street, Mays Landing, NJ.

Roll Call:

Present: Amy Gatto, Rodney Guishard, John Kurtz, Art Schenker, Roger Silva

Absent: XXX

Also present: Rita Martino, Township Clerk, Robert Sandman, Township Solicitor,
Steven Filippone, Township Engineer, Michael Jacobs, Township Administrator

A moment of silence for private reflection was observed.

Addition/Deletion of Late Agenda Items

On motion of Miss Gatto, second of Mr. Kurtz, it was moved to approve addition of late list item:

7A.(5) – Approve additional Business Registration License for
Fosters Hair Design – hair salon

Recorded Vote: Aye: Gatto, Guishard, Kurtz, Schenker, Silva

Nay: XXX

Abstain: XXX

Motion Carried 5-0.

Early Public Comment

None.

Discussion

Proposed park project on Mays Landing Country Club property

Bob Levenson, attorney for Mays Landing Country Club introduced principals and the design team and informed Committee of the interest of the Mays Landing Country Club in developing a 45 acre parcel, contiguous to the Country Club, into a community park. He explained that they are seeking approval of the Township to be a co-applicant to apply for a \$250,000 rural development grant from the Federal Government for creation of a Master Plan and schematics to develop the park.

Lou Sacco, new owner of the Mays Landing Country Club stated that they wish to engage the township in the development of the park and have already reached out to residents in the Fairways development and held a meeting to gather ideas and feedback. He stated that the residents were enthusiastic and supportive. He presented some ideas from the community discussion including a community farming project and Frisbee golf.

Mayor Silva stated that the time frame for the application for a feasibility study closes 7/22/16.

Mr. Guishard stated it is not frequent that the Township receives a proposal like this and inquired why the Mays Landing Country Club was proposing the project.

Mr. Sacco stated that the creation of the park will create a true entertainment experience and draw the public to the Country Club.

Mr. Guishard inquired regarding fees for the park as well as maintenance, lighting, and public safety responsibilities. Mr. Guishard also suggested involvement of the Green Team and consideration of a dog park as a use option.

Miss Gatto suggested referencing prior recreation studies to review the recreational needs of the township.

Mr. Sandman, Township Solicitor swore in Joyce Salazar of Strategic Business Alliance and grant consultant for the proposed project.

Ms. Salazar reviewed the grant application process and explained the need for either a non-profit or a municipality to apply for the grant and therefore the need of the Township to be a co-applicant. She explained that if successful the Township will receive the funds. Ms. Salazar stated that the deadline for the grant application is July 22, 2016.

Mr. Sandman inquired regarding the need for Planning Board approval.

Mr. Levenson stated it would not be required at this phase but possibly for a future site plan should the project progress.

Mr. Sandman further inquired regarding property ownership, maintenance and future liability. He stated that if the Township should be co-applicant, an agreement should be made to list conditions.

Ms. Salazar stated that maintenance would be handled by Mays Landing Country Club until the second phase and application for construction; at which time discussion would occur regarding the turnover of the property to the Township.

Mayor Silva stated that there will be hurdles and should the feasibility study prove positive then approvals would be required, including Pinelands and environmental studies.

Mr. Sandman further inquired regarding disbursement of funds and if the Township will be responsible for administering contracts to professionals. He stated there may be public contract issues.

Ms. Salazar explained that the grant provides \$250,000 for Master Plan creation and professional fees and that funding would go directly to the Township.

Discussion followed on the Township's involvement in the grant writing process and the future need of Planning Board or sub-committee review.

Mr. Sandman reviewed and confirmed the process stating municipal support is required to apply for the grant and to create a plan, then if successful and a Master Plan is developed, it would come back to the Township to decide if they wish to move forward with the project, at which time the Township can request Planning Board to review.

Mr. Sandman further stated that at that time additional funding would be required for construction and the Township would need to become involved again to apply for additional funding.

Mayor Silva inquired regarding the time frame.

Ms. Salazar anticipated 90 days for a grant response and if successful 6-8 months for completion of the architectural plan.

Mr. Sandman stated that if approved the following conditions should be agreed upon:

1. The Township reserves the right to accept or not to accept ownership of the property.
2. That Mays Landing Country Club agrees to be adequately insured during the construction phase.
3. That there is no guarantee of a future Committee's approval of funding for construction.

Miss Gatto inquired if the Planning Board will need to review plans to see if it fits the Master Plan. She further inquired if Township professionals and staff time would be covered by the grant.

Ms. Salazar stated that the grant includes 10% for administrative fees which would need to be outlined in the application process.

Miss Gatto questioned the impact on the audit and budget.

Dorothy Gallagher, Township CFO stated that a Chapter 159 resolution could be adopted to accept revenue and allow for expenditure.

Mr. Guishard inquired what assurance of project completion the Federal Government requires for funding and is there a requirement to move forward with the project following the initial feasibility study.

Ms. Salazar stated that the only requirement is to present the Master Plan created from the study and there is no requirement to complete a project.

Mr. Sandman reiterated that should the Township be responsible for administering contracts that the Local Public Contracts Law may be in effect with regard to RFPs and bidding, he stated many open issues exist.

Mr. Sandman inquired and Ms. Salazar confirmed that the park would be open to the public.

Mr. Kurtz stated that it is great that the Mays Landing Country Club wants to provide 45 acres for a resident park and thinks it is positive to move forward within parameters set by the Township Solicitor.

Mr. Guishard stated it is a great idea and not for the design team to be discouraged by the questions or concerns brought forth.

Miss Gatto stated that while she questions the Federal Government providing \$250,000 grants for parks in this day and age, she agrees that if it is available then Hamilton Township should be applying for it. Miss Gatto commended the new owners of the Mays Landing Country Club for the excellent course condition and food and beverage.

Mr. Schenker requested an overall timeline for project completion.

Ms. Salazar suggested a spring construction and fall completion.

Mr. Schenker commended the idea and suggested that the Planning Board should be working with the design team throughout the entire process to avoid any future delays.

Miss Gatto referred to the recreation studies, as well as the strategic planning group outcome reports as good sources to use.

Mayor Silva stated it is a great parcel of land and that the project is a good balance of recreational and environmental use.

Mr. Sandman provided recommendations of conditions to be included as follows:

1. Whether or not the Planning Board has jurisdiction, the parties will agree that it will go to the Planning Board as an advisory review and if they have jurisdiction it would go as a full site-plan.
2. When they come back for the second phase of financing for purposes of construction, Mays Landing Country Club owners would agree to maintain liability insurance in an amount to be established by the Township Committee at that time for the entire period of construction and thereafter unless the Township assumes ownership.
3. That at the time they come back for the construction financing that the Township Committee maintains the right to accept or not accept title in the future.

Mr. Levenson stated that Mr. Sacco agrees to the conditions.

On motion by Miss Gatto, seconded by Mr. Kurtz, it was moved to adopt the following resolution including the additional conditions as provided by the Township Solicitor.

**RESOLUTION AUTHORIZING THE FILING OF A JOINT GRANT APPLICATION
BY THE TOWNSHIP OF HAMILTON AND THE MAYS LANDING COUNTRY CLUB
FOR A FEASIBILITY STUDY FOR A PUBLIC PARK**

WHEREAS, the Township Committee of the Township of Hamilton, Atlantic County authorizes a joint application by the Township of Hamilton and the owners of the Mays Landing Country Club to obtain professional fees for the park and complete a feasibility study with the following conditions:

1. Whether or not the Planning Board has jurisdiction, the parties will agree that it will go to the Planning Board as an advisory review and if they have jurisdiction it would go as a full site-plan.
2. When they come back for the second phase of financing for purposes of construction, Mays Landing Country Club owners would agree to maintain liability insurance in an amount to be established by the Township Committee at that time for the entire period of construction and thereafter unless the Township assumes ownership.
3. That at the time they come back for the construction financing that the Township Committee maintains the right to accept or not accept title in the future.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Hamilton that the Mayor and Township Clerk are hereby authorized to execute any documents to authorize a joint grant application by the Township of Hamilton and the Mays Landing Country Club ownership for a feasibility study for a public park.

Recorded Vote: Aye: Gatto, Guishard, Kurtz, Schenker, Silva
Nay: XXX
Abstain: XXX

Motion Carried 5-0.

Mr. Levenson introduced Ted Mondzelewski, architect for the project.

Mr. Mondzelewski stated he looks forward to a collaborative project working together with the Township Planning Board and engineering.

Mayor Silva thanked everyone involved.

Planning Board recommendation regarding the request of C. Richard Tunney, Inc. to designate Block 735, Lots 1 through 7 to be an area in need of rehabilitation.

Mr. Kurtz provided an explanation of the Planning Board’s recommendation to only include those lots owned by Mr. Tunney.

Mr. Sartorio further explained the proposed resolution and recommendations and that the resolution can be referred back to the Planning Board.

Miss Gatto moved, seconded by Mr. Kurtz to refer the following resolution back to the Planning Board for consideration:

RESOLUTION
DESIGNATING LOTS 3, 4.02, 6 AND 7 OF BLOCK 735
IN THE TOWNSHIP OF HAMILTON, ATLANTIC COUNTY NJ
AS AN AREA IN NEED OF REHABILITATION

WHEREAS, rehabilitation is a process which can be used by local government to prevent further deterioration of an area and promote overall development in the community; and

WHEREAS, the Local Redevelopment and Housing Law (NJSA 40A:12A-1 et seq.) provides municipalities with the authority to designate areas in need of rehabilitation based on the conditions set forth in the Section 14 of that statute; and

WHEREAS, among the conditions that warrant the designation of an area in need of rehabilitation are findings that: a significant portion of structures therein are in a deteriorated or substandard condition; and, that there is a pattern of vacancy, abandonment or underutilization of properties in the area; and

WHEREAS, the Township Committee has received a request on behalf of C. Richard Tunney, Inc., accompanied by a planning report by Timothy D. Michel, PP, to designate Block 735 Lots 1, 2, 3, 4.01, 4.02, 5, 6 and 7 to be an Area in Need of Rehabilitation; and

WHEREAS, upon an initial review of the request by the Planning Board it was recommended that the proposed Rehabilitation Area include Lots 3, 4.02, 6 & 7 but that Lots 1, 2, 4.01 & 5 be excluded; and

WHEREAS, the planning study of the proposed Rehabilitation Area found that due to age the structures therein are in a deteriorated or substandard condition, and that that there is a pattern of vacancy or underutilization of non-residential properties; and

WHEREAS, based on the results of this planning study it is the finding of the Township Committee that the structures therein are in a deteriorated or substandard condition, and the pattern of vacancy and underutilization of non-residential properties in the proposed Rehabilitation Area, a program of rehabilitation as defined in NJSA 40A:12A-3 will prevent further deterioration and promote the overall revitalization of the area; and

WHEREAS, the developed portion of the area is located in a sewer service area, is adjacent to two heavily traveled State highways and is located adjacent to a Smart Growth Area; and

WHEREAS, the improved portions of the area are designated Commercial/Service on the Land Use/Land Cover, Urban layer of the NJOIT maps; and NJDEP Permits were issued in 2013 to significantly expand the commercial development activity; and

WHEREAS, prior to adoption of this resolution a copy thereof was forwarded to the Hamilton Township Planning Board for its review and recommendation.

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

1. The structures in the proposed rehabilitation area are in a deteriorated or substandard condition.
2. There also exists a pattern of vacancy and underutilization of non-residential properties in the proposed rehabilitation area.
3. The Block 735 Lots 3, 4.02, 6 and 7 are hereby found to be an area in need of rehabilitation.
4. Prior to the adoption of this resolution it was forwarded to the Hamilton Township Planning Board for review and recommendation.
5. A copy of this resolution shall be forwarded to the Commissioner of the Department of Community Affairs upon adoption.

Recorded Vote: Aye: Gatto, Guishard, Kurtz, Schenker, Silva
 Nay: XXX
 Abstain: XXX

Motion Carried 5-0.

Proposed Amendment of Planning Board and Zoning Board of Adjustment Application and Escrow Fees – Section 167-6 of the Township Code. (Ordinance #1827-2016 if introduced – public hearing July 18, 2016)

Mr. Sartorio explained the recommended changes requested.

Miss Gatto questioned if raising fees was in opposition to the tax abatement incentive.

Discussion followed.

Miss Gatto requested further investigation.

Miss Gatto moved, seconded by Mr. Kurtz that Ordinance No. 1827-2016 be introduced on first reading with public hearing to be held July 18, 2016.

Recorded Roll Call Vote: Aye: Gatto, Guishard, Kurtz, Schenker, Silva
 Nay: XXX
 Abstain: XXX

Motion Carried 5-0.

Authorization to join the H-GAC Co-op for Cooperative Purchasing Program and authorize Mayor to sign same

Mr. Jacobs, Township Administrator explained that joining the co-op allows for purchase of fire trucks at lower cost.

Miss Gatto stated that she had requested Mr. Jacobs investigate the use of the co-op which is being utilized in other towns.

Miss Gatto moved, seconded by Mr. Guishard that the following resolution be adopted conditioned on attorney review:

RESOLUTION TO AUTHORIZE PARTICIPATION
 IN THE H-GAC CO-OP FOR
 COOPERATIVE PURCHASING PROGRAM

WHEREAS, the Township of Hamilton desires to participate in the Houston-Galveston Area Council (H-GAC) Cooperative Purchasing Program, having its principal place of business at 3555 Timmons Lane, Suite 120, Houston, Texas 77027.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Hamilton that the Mayor and Township Clerk are hereby authorized to execute any agreement or document to authorize participation in the H-GAC Co-op on behalf of the Township.

Recorded Vote: Aye: Gatto, Guishard, Kurtz, Schenker, Silva
 Nay: XXX
 Abstain: XXX

Motion Carried 5-0.

Authorize advertising a “Notice of Intent to Award Contract under a National Cooperative Purchasing Agreement” as required to use National Cooperative to purchase two fire trucks

Mr. Jacobs explained that participation in the co-op requires advertising prior to award of contract.

Miss Gatto moved, seconded by Mr. Kurtz to authorize advertising of a “Notice of Intent to Award Contract under a National Cooperative Purchasing Agreement” as required to use National Cooperative to purchase two fire trucks.

Recorded Vote: Aye: Gatto, Guishard, Kurtz, Schenker, Silva
Nay: XXX
Abstain: XXX

Motion Carried 5-0.

Public Hearing/Adoption of Ordinances

Ordinance No. 1825-2016 – An Ordinance Authorizing a Tax Agreement Between DF Equities of NJ, LLC and the Township of Hamilton, Providing for a Five Year Exemption from Taxation and Payment in Lieu of Taxes Regarding the Construction Project Described Herein Located on Block 994, Lot(s) 2 & 3

Comments: Mr. Sandman noted, for the record, that he also represents the Industrial Commission of which Mr. Craig of DF Equities is a member. He stated that he does not represent Mr. Craig but does provide advice to the Commission.

Public Hearing

Harry Rogers, Morningside Drive inquired if this was for an addition to the property or an improvement.

Mr. Jacobs stated that the applicant is expanding his property.

Hearing nothing further from the public, on the motion of Mr. Kurtz, second of Mr. Guishard, it was moved to close the public hearing on Ordinance No. 1825-2016.

Recorded Vote: Aye: Gatto, Guishard, Kurtz, Schenker, Silva
Nay: XXX
Abstain: XXX

Motion Carried 5-0.

Adoption of Ordinance No. 1825-2016

Ms. Gatto moved, seconded by Mr. Guishard, that Ordinance No. 1825-2016; which was introduced and passed first reading on 6/20/16 and was duly advertised in the 6/22/16 edition of the Atlantic County Record with public hearing held as advertised and closed be and is hereby adopted.

Recorded Roll Call Vote: Aye: Gatto, Guishard, Kurtz, Schenker, Silva
Nay: XXX
Abstain: XXX

Motion Carried 5-0.

Introduction of Ordinances – Public Hearing to be held July 18, 2016

Ordinance No. 1826-2016 – An Ordinance Authorizing the Sale of Lots 12, 13, 14 & 17 in Block 401 and Granting the Owners of Said Real Property Contiguous to Same the Right of Prior Refusal

Comments: None.

Miss Gatto moved, seconded by Mr. Kurtz that Ordinance No. 1826-2016 be introduced on first reading with public hearing to be held July 18, 2016.

Recorded Roll Call Vote: Aye: Gatto, Guishard, Kurtz, Schenker, Silva
Nay: XXX
Abstain: XXX

Motion Carried 5-0.

Award of Bids/Contracts

Award of Contract for Purchase of Dell Server to SHI International Corp. in the amount of \$40,932.57. State Contract #40121.

Miss Gatto moved, seconded by Mr. Schenker that the following resolution be adopted:

RESOLUTION AUTHORIZING THE PURCHASE
OF A DELL SERVER FROM SHI INTERNATIONAL CORP.
(NJ STATE CONTRACT #40121)

WHEREAS, the Township Committee of the Township of Hamilton wishes to purchase a Dell server from an authorized vendor under contract by the Division of Purchase and Property, Department of Treasury, State of New Jersey; and

WHEREAS, SHI International Corp, 290 Davidson Avenue, Somerset, NJ 08873 has been awarded NJ State Contract #40121 for providing such equipment; and

WHEREAS, the Chief Financial Officer has recommended the use of this contract, price and other factors considered; and

WHEREAS, the cost for this purchase shall not exceed \$40,932.57; and

WHEREAS, the Chief Financial Officer of the Township of Hamilton, as required by N.J.A.C. 5:30-5.1, has certified that there are sufficient funds available for the purpose of purchasing listed equipment, said certification being attached hereto and made a part hereof.

NOW, THEREFORE BE IT RESOLVED that the Township Committee of the Township of Hamilton does hereby approve the purchase of a Dell server from SHI International Corp., 290 Davidson Avenue, Somerset NJ 08873.

Recorded Roll Call Vote: Aye: Gatto, Guishard, Kurtz, Schenker, Silva
Nay: XXX
Abstain: XXX

Motion Carried 5-0.

Consent Agenda

Approve Business Registration Licenses

Mr. Kurtz moved, seconded by Mr. Guishard to approve the following business registration licenses:

- Battlegrounds Wrestling Team, LLC – wrestling instruction and sports conditioning
- Define Boutique – women’s clothing and accessories
- Made Ya Look, LLC – hair salon
- Catering 2/U LLC – baked goods, BBQ, seafood
- Fosters Hair Design – hair salon

Recorded Vote: Aye: Gatto, Guishard, Kurtz, Schenker, Silva
Nay: XXX
Abstain: XXX

Motion Carried 5-0.

Resolution authorizing the renewal of a 3-year Inter-Local Services Agreement with ACIA for administration of a Housing Rehabilitation Program Income – June 30, 2016 through June 29, 2019 and authorizing the Mayor to sign same.

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

RESOLUTION TO AUTHORIZE RENEWAL OF A 3-YEAR
INTER-LOCAL SERVICES AGREEMENT WITH ACIA
FOR HOUSING REHABILITATION PROGRAM INCOME
JUNE 30, 2016 – JUNE 29, 2019

WHEREAS, the Township of Hamilton desires to engage the services of the Atlantic County Improvement Authority’s (ACIA) Office of Community Development for administration of the Township’s Housing Rehabilitation Program Income for a three (3) year period effective June 30, 2016 through June 29, 2019.

NOW, THEREFORE BE IT RESOLVED that the Township Committee of the Township of Hamilton that the Mayor and Township Clerk are hereby authorized to execute the Inter-Local Services Agreement with the Atlantic County Improvement Authority on behalf of the Township; and

BE IT FURTHER RESOLVED that the aforesaid Inter-Local Services Agreement is on file in the Township Clerk’s Office and is incorporated into this resolution as if recited in full.

Recorded Vote: Aye: Gatto, Guishard, Kurtz, Schenker, Silva
Nay: XXX
Abstain: XXX

Motion Carried 5-0.

Authorize Remington & Vernick Engineers to apply for a NJDEP 5G3 Construction Activity Stormwater General Permit for the 2016 Road Program

Mr. Kurtz moved, seconded by Mr. Guishard to authorize Remington & Vernick Engineers to apply for a NJDEP 5G3 Construction Activity Stormwater General Permit for the 2016 Road Program

Recorded Vote: Aye: Gatto, Guishard, Kurtz, Schenker, Silva
Nay: XXX
Abstain: XXX

Motion Carried 5-0.

Authorize release of the 4 year Maintenance Guarantee #09078828 TR8300 in the amount of \$104,223.60 for the stormwater management component of Walmart Stores, Inc. – Stormwater Basin Reconstruction Project at Block 1134, Lot 9, as recommended by Alternate Township Engineer Robert Smith’s letter of 6/22/16

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

RESOLUTION AUTHORIZING
RELEASE OF MAINTENANCE GUARANTEE
WAL-MART STORES, INC. – STORMWATER BASIN RECONSTRUCTION –
BLOCK 1134, LOT 9

BE IT RESOLVED by the Township Committee of the Township of Hamilton to authorize release of the Fidelity & Deposit Insurance Co. of Maryland 4 Year Maintenance Bond No. 09078828 TR#8300 in the amount of \$104,223.60 for the stormwater management component of Wal-Mart Stores, Inc.’s, Stormwater Basin Reconstruction Project at Block 1134, lot 9 as recommended by Robert Smith, Alternate Township Engineer in his correspondence dated 6/22/16.

Recorded Vote: Aye: Gatto, Guishard, Kurtz, Schenker, Silva
Nay: XXX
Abstain: XXX

Motion Carried 5-0.

Renewal of Liquor Licenses for 2016-2017

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

**RESOLUTION RENEWING LIQUOR LICENSES
FOR THE 2016-2017 LICENSE TERM**

WHEREAS, the following individuals, partners and/or corporations have applied for renewal of their respective Plenary Retail Distribution, Plenary Retail Consumption and/or Club Licenses for the 2016-2017 License Year as permitted by N.J.S. 33:1-12.13; and

WHEREAS, the licensees as listed below have submitted proper fees and obtained the mandatory Alcoholic Beverage Retail Licensee Clearance Certificate for Renewal from the Division of Taxation.

NOW THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hamilton, County of Atlantic, that the following Alcoholic Beverage Licenses are hereby approved for renewal for the period July 1, 2016 through June 30, 2017.

BE IT FUTHER RESOLVED that the Township Committee hereby directs the Township Clerk to execute the necessary documents to effectuate the terms of this Resolution.

<u>PLENARY RETAIL CONSUMPTION LICENSES</u>		
Ital Corp 0112-33-009-008		4760 Black Horse Pike Mays Landing, NJ (Inactive)
VHDH LL Holdings, LLC 0112-33-019-008	Paragon Bar and Grill	5698 Somers Pt./ Mays Landing Road Mays Landing, NJ

Recorded Vote: Aye: Gatto, Guishard, Kurtz, Schenker, Silva
 Nay: XXX
 Abstain: XXX

Motion Carried 5-0.

Resolution denying the release of Arawak Paving Co., Inc.’s two year Maintenance Bond #327012505M in the amount of \$727,093.14 for the 2012 Road Program Phase I due to uncompleted punchlist items as recommended by Alternate Township Engineer, Robert Smith’s letter of 5/18/16

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

RESOLUTION
 DENYING RELEASE OF MAINTENANCE GUARANTEE
 2012 ROAD PROGRAM – PHASE 1
 (ARAWAK PAVING COMPANY, INC.)

BE IT RESOLVED by the Township Committee of the Township of Hamilton to deny the release of Liberty Mutual Insurance Company Bond # 327012505M in the amount of \$727,093.14, the two (2) year Maintenance Guarantee for the 2012 Road Program – Phase I (Arawak Paving Company, Inc.) due to uncompleted punch list items as recommended by Robert J. Smith, Alternate Township Engineer in his correspondence dated 5/18/16.

Recorded Vote: Aye: Gatto, Guishard, Kurtz, Schenker, Silva
 Nay: XXX
 Abstain: XXX

Motion Carried 5-0.

Resolution Accepting Public Land Sale of Block 864.01, Lot 7 – a 5 acre lot located at 6221 Cypress Street to Timothy J. Dirkes and Ashley-Ann Acord for a purchase price of \$47,000.00

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

TOWNSHIP OF HAMILTON
 RESOLUTION ACCEPTING PUBLIC LAND SALE
 OF BLOCK 864.01, LOT 7 (6221 CYPRESS STREET)

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

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

WHEREAS, on June 23, 2016, the Township of Hamilton held a public land sale of said Township-owned property; and

WHEREAS, Timothy J. Dirkes and Ashley-Ann Acord, whose address is 6905 Black Horse Pike, Mays Landing, NJ 08330 was the highest bidder with a bid of Forty-Seven Thousand Dollars (\$47,000.00).

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 Forty-Seven Thousand Dollars (\$47,000.00) made by Timothy J. Dirkes and Ashley-Ann Acord for the following described parcel of land be and is hereby accepted:

<u>BLOCK/LOT(S)</u>	<u>LOT SIZE</u>	<u>LOCATION</u>
864.01/ Lot 7	5 acres	6221 Cypress Street

SPECIAL CONDITIONS IMPOSED: None.

Recorded Vote: Aye: Gatto, Guishard, Kurtz, Schenker, Silva
Nay: XXX
Abstain: XXX

Motion Carried 5-0.

Disbursement of LOSAP Funds to Jodi Lynd in the amount of \$2,400.00.

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

RESOLUTION
AUTHORIZING DISBURSEMENT OF LOSAP FUNDS

WHEREAS, Jodi Lynd has made contributions to the LOSAP Fund in the amount of \$2,400.00; and

WHEREAS, Jodi Lynd has separated from service with the Township.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Hamilton that disbursement of LOSAP Funds to Jodi Lynd in the amount of \$2,400.00 is hereby approved.

Recorded Vote: Aye: Gatto, Guishard, Kurtz, Schenker, Silva
Nay: XXX
Abstain: XXX

Motion Carried 5-0.

Accept Cashier’s Check #7393 in the amount of \$12,510.00 as Performance Guarantee for Barbara Brown Site Improvements, Block 1132.01, Lot 31.02.

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

RESOLUTION ACCEPTING PERFORMANCE GUARANTEE
BARBARA BROWN – BLOCK 1132.01, LOT 31.02

BE IT RESOLVED by the Township Committee of the Township of Hamilton to accept the Performance Guarantee for Barbara Brown – Major Site Plan, Block 1132.01, Lot 31.02 in the amount of \$12,510.00 (Cashier’s Check #7393 Ocean City Home Bank).

Recorded Vote: Aye: Gatto, Guishard, Kurtz, Schenker, Silva
Nay: XXX
Abstain: XXX

Motion Carried 5-0.

Accept Federated Mutual Insurance Co. Bond #9163739 in the amount of \$264,420.00 and cashier’s check #6764100708 in the amount of \$29,380.00 as Performance Guarantee for Mike Zyndorf Phase I Site Improvements, Block 668, Lot 4 – total amount \$293,799.60.

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

RESOLUTION ACCEPTING PERFORMANCE GUARANTEE
MICHAEL ZYNDORF – BLOCK 668, LOT 4

BE IT RESOLVED by the Township Committee of the Township of Hamilton to accept Federated Mutual Insurance Company Bond #9163739 in the amount of \$264,420.00 together the Cashier’s Check #6764100708 in the amount of \$29,380.00 as a combined Performance Guarantee for Michael Zyndorf – Phase I Site Improvements, Block 668, Lot 4 in the total amount of \$293,799.60.

Recorded Vote: Aye: Gatto, Guishard, Kurtz, Schenker, Silva
Nay: XXX
Abstain: XXX

Motion Carried 5-0.

Miss Gatto noted that representatives of two newly licensed businesses were in attendance.

Rob Lerner and Frank Gabriel of Battlegrounds Wrestling Team, LLC informed Committee and the public of their new wrestling school which provides year round training opening August 1st.

Miss Gatto recognized that they have a high female enrollment.

Gaspar Sanders of Catering 2/U LLC invited Committee members and the public to attend the soft opening of their BBQ, seafood and bakery on Main Street.

Committee members welcomed the new businesses and congratulated them.

Personnel:

Accept resignation of William Sacchinelli from Historic Preservation Commission, Class C Member, expiring December 31, 2018

Miss Gatto moved, seconded by Mr. Schenker to accept the resignation of William Sacchinelli from the Historic Preservation Commission as Class C Member with a term expiring December 31, 2018.

Committee members thanked Mr. Sacchinelli for his service.

Recorded Vote: Aye: Gatto, Guishard, Kurtz, Schenker, Silva
Nay: XXX
Abstain: XXX

Motion Carried 5-0.

Accept resignation of Grant Wilinski from Historic Preservation Commission, Class C Member, expiring December 31, 2018

Miss Gatto moved, seconded by Mr. Schenker to accept the resignation of Grant Wilinski from the Historic Preservation Commission as Class C Member with a term expiring December 31, 2018.

Committee members thanked Mr. Wilinski for his service.

Recorded Vote: Aye: Gatto, Guishard, Kurtz, Schenker, Silva
Nay: XXX
Abstain: XXX

Motion Carried 5-0.

Accept resignation of Jason Knocke from the Veterans Advisory Board, term ending December 31, 2018

Miss Gatto moved, seconded by Mr. Guishard to accept the resignation of Jason Knocke from the Veterans Advisory Board with a term expiring December 31, 2018.

Recorded Vote: Aye: Gatto, Guishard, Kurtz, Schenker, Silva
Nay: XXX
Abstain: XXX

Motion Carried 5-0.

Mr. Guishard recommended Lou Green to fill the new vacancy. He reviewed Mr. Green’s credentials stating that he has helped many veterans, is reliable and would be an asset to the Board.

Mr. Guishard motioned, seconded by Mayor Silva to appoint Lou Green to the Veteran’s Advisory Board.

Comments: Miss Gatto stated that in the interest of transparency the appointment should be listed for the next agenda to allow the public to respond to the vacancy.

Mr. Sandman agreed, recommending appointment appear on the agenda for the public.

Mr. Guishard withdrew his motion and Mayor Silva his second.

Motion Withdrawn.

Accept resignation of Amanda Zimmerman from the Zoning Board of Adjustment, term ending December 31, 2018. Effective July 31, 2016.

Miss Gatto moved, seconded by Mr. Schenker to accept the resignation of Amanda Zimmerman from the Zoning Board of Adjustment with a term expiring December 31, 2018, to be effective July 31, 2016.

Comments: Miss Gatto stated that Ms. Zimmerman was a great asset to the Zoning Board and is unable to continue serving.

Recorded Vote: Aye: Gatto, Guishard, Kurtz, Schenker, Silva
Nay: XXX

Abstain: XXX

Motion Carried 5-0.

Miss Gatto stated that there are now several vacancies and invited the public to volunteer to serve.

Approvals:

Mr. Kurtz moved, seconded by Mr. Schenker that the regular meeting minutes of the June 20, 2016 meeting are approved as presented.

Recorded Vote: Aye: Gatto, Kurtz, Schenker, Silva

Nay: XXX

Abstain: Guishard

Motion Carried 4-0-1.

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

**RESOLUTION AUTHORIZING PAYMENT OF
APPROVED PAYROLLS AND BILLS**

BE IT RESOLVED, by the Township Committee of the Township of Hamilton that all properly executed and approved payrolls and bills be paid, the bill list total being \$7,086,705.98.

Recorded Vote: Aye: Gatto, Guishard, Kurtz, Schenker, Silva

Nay: XXX

Abstain: XXX

Motion Carried 5-0.

Reports

Administrator – None.

Solicitor- None.

Engineer- Mr. Filippone provided a project status report regarding recent inspection at Artist’s Walk. He stated that SJ Gas completed the gas main replacement on Jackson Road and that reconstruction on Malaga Road began on June 24th. He stated that Buffalo Pike Connector Road construction began on June 30th.

Mr. Filippone stated that Holy Cross Cemetery tree clearing is complete and that basin excavation and driveway rough grading is under construction.

He stated that he met with Marlene Cincotti, owner of Joe’s Farm Market, Lori Shelly of NJDOT and Wyndham Construction and that NJDOT has agreed to relocate temporary traffic barricades and provide two “Farm Market Open” signs as requested by Ms. Cincotti to allow better accessibility to her market during construction.

Discussion followed regarding traffic concerns at construction site on Rt. 40 and Black Horse Pike intersection jug handle.

Mr. Filippone stated he will look into the issue and report back.

Township Committee:

Mr. Schenker stated it is exciting to see new business in town and the growth on Main Street. He is happy that new businesses are keeping the town strong and thriving.

Mr. Kurtz reported that the Festival Mall project is moving ahead and adding additional parking, he noted that HomeGoods is coming soon.

Mr. Kurtz stated that his thoughts are with Arlene Bloesch, coordinator of many events for the Merchants Association, as she recovers from a health issue.

With regard to the Hometown Celebration, Mr. Kurtz stated that the event was well attended and very successful for vendors.

Mr. Guishard stated he was unable to attend the Hometown Celebration due to a death in the family. He stated he has received feedback regarding the Hometown Celebration and noted the Senior Advisory Committee and Veterans’ Advisory Board participation. He thanked Mr. Sandman for his volunteering to assist the Green Team in applying for their 501-3c application.

Mr. Guishard remarked that while Malaga Road is much improved there are still issues to be addressed.

Miss Gatto offered her condolences to Mr. Guishard. She echoed the remarks regarding the success of the Hometown Celebration and that it was a great opportunity to connect with residents.

Miss Gatto requested Mr. Sartorio explain the process for a new business to get approval on Main Street, stating that a question was addressed regarding Dominos restaurant in the Historic District.

She continued in stating that it is an exciting time within Hamilton Township and that she is pleased to see the planning and policy building of the Township coming to fruition and that the budgeting work over past years has helped to create a cushion for the Township to survive in the volatile economic climate.

As the Presidential election approaches, Miss Gatto asked residents to remember that there will be a ballot question regarding preventing North Jersey casinos. She stated that people in this area need to get out and vote on that.

Miss Gatto noted that the clubhouse camp began at Lake Lenape and that the Spread the Love organization has a new bench on Main Street and new suicide prevention signage throughout town.

Miss Gatto commented on the publicity of Mays Landing residents Riley McAvoy, an 11yr old who sang the national anthem at the Tim McGraw concert in Wildwood and on Carmen Cincotti's third place finish in the Nathan's hot dog eating contest.

Mr. Sartorio explained the requirements for new business approval. He stated that zoning approval is required and application for a business registration includes zoning, fire and construction review. He further explained that in the Historic District applicants must go to the Historic Preservation Commission. He noted that Dominos application was made to the Historic Preservation Commission and that the sign design was approved. He stated that the process was followed in all required steps.

Miss Gatto noted that the process was open to the public for objection.

Mayor Silva and Mr. Kurtz thanked sponsors of the Hometown Celebration.

Mayor Silva stated that Lake Lenape is a good venue for the event. He commended Main Street businesses for the new excitement they are bringing to the area. He stated that the Hometown Celebration is special event that truly brings together the community.

Mayor Silva stated that more people and businesses are interested in Hamilton Township and that it has been remarked to him that the development of the racetrack property will set the Township apart.

Mayor Silva acknowledged a scout in attendance working on his citizenship merit badge.

Public Comment

Harry Rogers, a member of the Planning Board questioned the broadness of the redevelopment and rehabilitation ordinance stating that Mr. Polistina, Planning Board Planner educated the board on how broad the ordinance is. He inquired on the intention of the ordinance to include commercial, non-commercial, existing property rehabilitation and green fields.

Miss Gatto stated she believed the ordinance to be clearly defined.

Discussion followed.

Mr. Rogers referenced Galloway Township's redevelopment and rehabilitation designation.

Mr. Sartorio stated that Galloway Township is in the process of studying the possibility of naming the entire township as an area in need of rehabilitation and redevelopment.

Mr. Rogers questioned the green field portion of the ordinance.

Mr. Kurtz stated even if green fields are included they would still need to meet the approval process.

Hearing nothing further from the public, on the motion of Miss Gatto, second of Mr. Kurtz it was moved to close the public portion.

Recorded Vote: Aye: Gatto, Guishard, Kurtz, Schenker, Silva
Nay: XXX
Abstain: XXX

Motion Carried 5-0.

On motion of Ms. Gatto, seconded by Mr. Schenker and carried the meeting was adjourned at 8:35PM.

Respectfully submitted,

Rita Martino, RMC, CMR
Township Clerk

7/7/16 – Submitted to Township Clerk
by Lori Friddell, RMC, CMR
Deputy Township Clerk