

TOWNSHIP OF HAMILTON  
6101 THIRTEENTH STREET  
MAYS LANDING, NJ  
JULY 18, 2016

The regular meeting of the Township Committee of the Township of Hamilton, Atlantic County, New Jersey was called to order July 18, 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 18, 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.

**National Night Out Proclamation**

Police Chief Tappeiner informed the public of the National Night Out event scheduled for August 2, 2016 from 5-8p.m. at the Hamilton Mall. He stated that the Hamilton Mall is supporting the event locally. Chief Tappeiner explained that National Night Out was created to promote police-community partnerships and neighborhood safety awareness and cooperation.

On motion of Miss Gatto, second of Mr. Guishard it was moved to accept the proclamation for National Night Out.

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

Nay: XXX

Abstain: XXX

Motion Carried 5-0.

**Addition/Deletion of Late Agenda Items**

On motion of Miss Gatto, second of Mr. Guishard, it was moved to approve the addition and deletion of late list items as follows:

ADDITIONS:

13. A. Appoint Karly LoSasso as Cove Day Manager at \$13.25 per hour effective date TBD.  
(Note: Contingent upon result of Executive Session Personnel Item)

B. Appoint Van Logan as Alternate Cove Day Manager at \$13.00 per hour effective date TBD. (Note: Contingent upon result of Executive Session Personnel Item)

DELETIONS:

12. B. Remove Wheaton Aerial Walkway Bridge – Executive Session

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

Nay: XXX

Abstain: XXX

Motion Carried 5-0.

**Early Public Comment**

Mayor Silva stated that comments regarding item 3B. will be taken at the time of discussion.

There were no other early public comments.

**Discussion**

**Update of the Affordable Housing Trust Fund Spending Plan including resolution to bond or budget for any shortfall and resolution requesting review and approval of the spending plan by the Superior Court**

Mr. Sartorio, Director of Community Development explained the update to the Affordable Housing Trust Fund Spending Plan to reflect the Court Approval of October 2015.

He reviewed the proposed spending plan.

Discussion followed on potential use of funds towards the acquisition of land required to develop the extension of New York Avenue between US Rt. 40 and Cologne Ave., which would help to advance the purpose of allowing for development of affordable housing.

On motion by Mr. Guishard, seconded by Mr. Kurtz, it was moved to adopt the following resolution:

**A RESOLUTION OF THE INTENT TO BOND FOR SHORTFALL**  
Township of Hamilton, Atlantic County, NJ

**WHEREAS**, on October 27, 2015 the Township of Hamilton, Atlantic County was granted a Summary Judgment and Judgment of Repose from Superior Court for its adopted second round housing element and fair share plan; and

**WHEREAS**, the Court has determined that Hamilton Township must allocate funds for the following programs to provide and preserve affordable housing in the Township: rehabilitation; affordability assistance; program administration; and, other housing activities which may include partial payment of recreation or MUA connection fees or contribution towards intersection improvements or right-of-way acquisition; and

**WHEREAS**, Hamilton Township anticipates that funding to satisfy these programs will come from sources including, but not limited to, the Township’s affordable housing trust fund development fees and payments in lieu of construction; and governmental sources such as the Federal Low Income Housing Tax Credits, New Jersey Balanced Housing funds, HUD funding, Federal Home Loan Bank Board financing, HMFA bond financing, Small Cities funds, etc.; and

**WHEREAS**, in the event that the above funding sources prove inadequate to meet Hamilton Township’s funding obligation, the Township shall provide sufficient funding to address any shortfalls.

**NOW THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Hamilton, Atlantic County, State of New Jersey, that the governing body does hereby agree to fund any shortfalls in its affordable housing program that may arise whether due to inadequate funding from other sources or for any other reason; and

**BE IT FURTHER RESOLVED** that said shortfall shall be funded by bonding if there are no other resources.

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

Motion Carried 5-0.

On motion by Mr. Kurtz, seconded by Mr. Guishard, it was moved to adopt the following resolution:

**RESOLUTION**  
**REQUESTING REVIEW AND**  
**APPROVAL OF DEVELOPMENT FEE SPENDING PLAN**

**WHEREAS**, on October 27, 2015 the Township of Hamilton, Atlantic County was granted a Summary Judgment and Judgment of Repose from Superior Court for its adopted second round housing element and fair share plan; and

**WHEREAS**, the Township of Hamilton received approval of its development fee ordinance from the Court on July 28, 2006; and

**WHEREAS**, pursuant to the Summary Judgment, the Township is required to receive approval of its affordable housing trust fund spending plan from the Court prior to spending any of the funds in its housing trust fund; and

**WHEREAS**, N.J.A.C. 5:94-6.5 requires a spending plan to include the following:

1. A projection of revenues anticipated from imposing fees on development, based on actual proposed and approved developments and historic development activity;
2. A description of the administrative mechanism that the municipality will use to collect and distribute revenues;
3. A description of the anticipated use of all development fees, payments in lieu of constructing affordable housing units on site, and/or funds from the sale of units with extinguished controls, pursuant to N.J.A.C. 5:94-6.12;
4. A schedule for the expenditure of all development fees, payments in lieu of constructing affordable units on site, and/or funds from the sale of units with extinguished controls;
5. A schedule for the creation or rehabilitation of housing units;
6. A pro-forma statement of the anticipated costs and revenues associated with the development if the municipality envisions being responsible for public sector or non-profit construction of housing; and
7. The manner through which the municipality will address any expected or unexpected shortfall if the anticipated revenues from development fees are not sufficient to implement the plan; and

**WHEREAS**, the Township of Hamilton has prepared a spending plan consistent with N.J.A.C. 5:94-6.5.

**NOW THEREFORE BE IT RESOLVED** that the Township Committee of the Township of Hamilton, Atlantic County requests that the Court review and approve Hamilton Township's spending plan.

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

Motion Carried 5-0.

**Malaga Road – Road Quality and Safety Concerns**

Mr. Guishard explained that there have been ongoing concerns regarding the road surface and truck traffic on Malaga Road which have now been negatively impacted by the ceased road construction as a result of the Governor's Executive Order.

Mayor Silva stated it is unfortunate that the action in Trenton has caused this situation, especially since the project was almost finished.

Mayor Silva invited public comment.

Nathan Hall, Malaga Road, requested Township Committee consider a reduction in the current speed limit, the creation of a no passing zone with solid double yellow lines and a weight limit reduction to decrease large truck traffic to Malaga Road to assist in the problems that residents are having with vehicles traveling on Malaga Road.

Anthony Cortez, Malaga Road informed Township Committee that people are stealing road signs, and moving barrels and barriers to get around road closure and construction. He expressed concern with the speed of vehicles on Malaga Road.

Peter Clemmons, Malaga Road expressed concern regarding the speed limit, truck volume and the difficulty of turning into his driveway as a result of the speed of vehicles.

Jordan and Lauren Padula, Jackson and Malaga Road expressed concern with turning into their driveway and cars passing. Ms. Padula noted the effect of large truck traffic which has caused her home alarm system to be set-off; they requested consideration of a reduction in the weight limit and a reduction in the speed limit.

Betty Klinetob, Belmont Ave., stated that as a 28 year resident she believes the problem is that Malaga Road is used as a bypass. She stated that many of the trucks are from Riggins and Coraluzzo Companies and noted that tractor trailers require additional footage to stop. She further stated that motorists are being disrespectful, not paying attention and moving construction cones. She commended the Police Department for their recent enforcement. She further stated that the area has a high horse volume and that state law requires speeds not exceed 25mph when approaching horses. Ms. Klinetob requested consideration of signage to indicate high horse volume.

Resident of Malaga and Smith Avenue stated he has had trouble turning on Malaga Road and also expressed concern with speed limits, traffic and overall safety.

Lawrence Washington, Elm Street inquired if the Township is aware of what vehicles are carrying and if there is an emergency plan for an accident or overturned truck carrying hazardous material.

Mayor Silva requested Chief Tappeiner check with emergency management and the hazmat team regarding such plans.

Discussion followed on traffic volume and potential traffic calming measures.

On motion by Miss Gatto, seconded by Mr. Schenker, it was moved to adopt the following resolution:

**RESOLUTION AUTHORIZING A TRAFFIC STUDY TO SUPPORT  
USE OF TRAFFIC CALMING MEASURES FOR MALAGA ROAD**

**BE IT RESOLVED** by the Township Committee of the Township of Hamilton, Atlantic County, NJ, to authorize Kevin Dixon, Traffic Engineer for the Township of Hamilton to conduct a traffic engineering study to gather the necessary data to support the potential use of the following traffic calming measures on Malaga Road: reducing the current speed limit, adding a double yellow line and no passing zone, a reduced weight limit and/or the restriction of truck traffic.

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

Nay: XXX

Abstain: XXX

Motion Carried 5-0.

Jack Percy, Laurel Street, stated that in the past Route 54 was considered a bypass road for Malaga Road. He suggested working together with Buena Vista Township, stating that they had a similar issue.

Two residents informed Township Committee that one was seriously injured in an accident on Malaga Road and suggested that if the speed was reduced, trucks will find alternate routes.

Mayor Silva stated that all of the public comments have been accurate and that an increase in enforcement together with proposed measures will help to improve the situation.

Mr. Schenker agreed with Mayor Silva's comments. He stated that much of the problem on Malaga Road is the result of decreased speed limits, passing zones and traffic changes on the roads preceding it; and that when motorists reach Malaga Road they then have a tendency to speed and pass. He suggested taking actions to make the road less attractive to motorists and truck traffic.

Miss Gatto stated that the Township could take immediate action by sending letters to the two trucking companies advising them of complaints, by adding signage regarding horses in area, and by enforcing speeding in the area. She inquired regarding the possible addition of stop signs at cross streets.

Chief Tappeiner stated his department can investigate and if appropriate have Public Works add signs.

Mr. Hall suggested the addition of Local Traffic Only signage.

Township Engineer Filippone stated he would discuss with Kevin Dixon, Traffic Engineer and Wade Smith, Traffic Officer and relay all information to them.

Tyrone Russell, West Point Avenue, suggested ticketing people that are moving barricades and the addition of more police officers in the area between 4 and 7 p.m. He noted that there are missing speed limit signs along the road.

Miss Gatto stated her opposition to the Executive Order and the ceasing of road construction on Malaga Road and inquired if the Township had the right to continue construction, noting that Malaga Road was within days of completion. She further stated that the delay in finalizing construction will cause additional costs to repair the unfinished road surface as it deteriorates and additional costs associated with the required Police presence to monitor the road for safety.

Discussion followed on negative effects of Executive Order No. 210 and allowable action by the Township to file a petition for an exemption to the order as a safety issue.

On motion by Miss Gatto, seconded by Mr. Kurtz, it was moved to adopt the following resolution:

**RESOLUTION AUTHORIZING THE  
TOWNSHIP OF HAMILTON TO PURSUE FILING A PETITION FOR AN EXEMPTION  
FROM NJDOT CONSTRUCTION RESTRICTIONS TO ALLOW FOR COMPLETION OF  
ROAD IMPROVEMENTS ON MALAGA ROAD**

**WHEREAS**, as a result of the Governor's Executive Order No. 210 road improvements on Malaga Road have ceased, thereby creating a potentially hazardous condition to local residents and to the general public attempting to travel the unfinished roadway; and

**WHEREAS**, the Township Committee of the Township of Hamilton, Atlantic County, having heard at their regular meeting of July 18, 2016, public comment from residents regarding their concern for the safety and welfare of themselves, their families and the general public, wishes to seek an exemption from Executive Order No. 210 and the NJDOT construction restrictions.

**NOW THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Hamilton, Atlantic County, NJ, to authorize the Township Administrator to pursue filing a petition for an exemption from Executive Order No. 210 and NJDOT construction restrictions to allow for completion of road improvements on Malaga Road and alleviate any potential safety concerns as a result of the incomplete improvements.

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

Nay: XXX

Abstain: XXX

Motion Carried 5-0.

Miss Gatto stated that she intends to send letters to Senator Whelan and local Assemblymen requesting they take action to vote to replenish the transportation trust fund. She encouraged others to do the same.

Mr. Schenker stated that this is a political game and that the State has put aside the needs of the people. He stated that he will be contacting Senator Whelan and Assemblymen Brown and Mazzeo to express his concerns and suggested that the public do the same. He further stated that the State needs to find a compromise.

Mr. Sandman stated as resident and taxpayer that over past years Democrats and Republicans have worked together in Hamilton Township, made tough decisions and come together with groups of citizens and strategic planning committees to lower costs and improve efficiency. He stated that the State needs to do the same.

**Public Hearing/Adoption of Ordinances**

**Ordinance No. 1826-2016 – An Ordinance Authorizing the Sale of Lots 12, 13, 14 & 17 in Block 401 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**

**Public Hearing**

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. 1826-2016.

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

Nay: XXX

Abstain: XXX

Motion Carried 5-0.

**Adoption of Ordinance No. 1826-2016**

Ms. Gatto moved, seconded by Mr. Kurtz, that Ordinance No. 1826-2016; which was introduced and passed first reading on 7/5/16 and was duly advertised in the 7/8/16 edition of the Press of Atlantic City 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.

**Ordinance No. 1827-2016 – An Ordinance Amending Chapter 167 of the Township Code to Provide for or Amend the Administrative Fees and Escrow Deposits for Certain Applications before the Planning Board and/or the Zoning Board of Adjustment of the Township of Hamilton, County of Atlantic**

Comments: Miss Gatto stated that her question addressed upon introduction has been answered; the ordinance does not have a negative impact on the tax abatement incentive.

Public Hearing

Hearing nothing from the public, on the motion of Mr. Guishard, second of Mr. Kurtz, it was moved to close the public hearing on Ordinance No. 1827-2016.

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

Motion Carried 5-0.

Adoption of Ordinance No. 1827-2016

Ms. Gatto moved, seconded by Mr. Schenker, that Ordinance No. 1827-2016; which was introduced and passed first reading on 7/5/16 and was duly advertised in the 7/8/16 edition of the Press of Atlantic City 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 August 1, 2016**

**Ordinance No. 1828-2016 – An Ordinance Supplementing and Amending Municipal Code Section 105-5.1 to Include Provisions for Protection of Dogs**

Comments: Miss Gatto stated the ordinance is recommended by the Township Prosecutor. Mr. Jacobs, Township Administrator stated that the ordinance is amended to include temperatures in relation to outdoor exposure.

Miss Gatto moved, seconded by Mr. Kurtz that Ordinance No. 1828-2016 be introduced on first reading with public hearing to be held August 1, 2016.

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

Motion Carried 5-0.

**Award of Bids/Contracts**

**Resolution Authorizing the Execution of a Contract Renewing Membership in the Atlantic County Municipal Joint Insurance Fund (JIF) for 3 years effective January 1, 2017.**

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

RESOLUTION  
AUTHORIZING THE EXECUTION OF A CONTRACT  
RENEWING MEMBERSHIP IN THE  
ATLANTIC COUNTY MUNICIPAL JOINT INSURANCE FUND

WHEREAS, the Township of Hamilton (hereinafter the "MUNICIPALITY") is a member of the Atlantic County Municipal Joint Insurance Fund (hereinafter the "FUND"); and

WHEREAS, the MUNICIPALITY'S membership terminates as of January 1, 2017 unless earlier renewed by a Contract between the MUNICIPALITY and the FUND; and

WHEREAS, N.J.S.A. 40A:11-5 (1) (m) provides that a Contract which exceeds the bid threshold may be negotiated and awarded by the governing body without public advertising for bids and bidding therefor, if the subject matter is for the purchase of insurance coverage and consultant services, provided that the award is in accordance with the requirements for extraordinary unspecifiable services; and

WHEREAS, N.J.S.A. 40A:11-6.1(b) provides that the MUNICIPALITY shall make a documented effort to secure competitive quotations; however, a Contract may be awarded upon a determination, in writing, that the solicitation of competitive quotations is impracticable; and

WHEREAS, in accordance with N.J.A.C. 5:34-2.3, a designated official of the MUNICIPALITY, has filed a certificate with the governing body describing in detail, as set forth below in this Resolution, why this Contract meets the provisions of the statutes and the regulations and why the solicitation of competitive quotations is impracticable; and

WHEREAS, it has been determined that the purchase of insurance coverage and insurance consultant services by the MUNICIPALITY requires a unique knowledge and understanding of the municipal exposures and risks associated with the operation of a municipal entity, and many insurance professionals are not qualified to assess these risks and exposures based upon their inherent complexity; and

WHEREAS, insurance coverage for municipal entities can vary greatly in the type, limits, and exceptions to coverage, and therefore particularized expertise in determining and obtaining the appropriate coverage is required to protect the MUNICIPALITY; and

WHEREAS, it is the goal of the MUNICIPALITY to obtain a single integrated program to provide all types of insurance coverage with a plan to limit the MUNICIPALITIES exposure; and

WHEREAS, the FUND has provided comprehensive insurance coverage to member municipalities since 1987; and

WHEREAS, since 1987, the Fund has continually refined all of the types of coverage that it provides to its members so that it offers comprehensive insurance coverage and limits to all members that is unique and cannot be purchased from a single entity in the commercial insurance market; and

WHEREAS, the FUND has also developed and made available to its members Safety, Risk Management and Litigation Management programs that address the specific exposures and risks associated with municipal entities; and

WHEREAS, the FUND provides the MUNICIPALITY with Fund Administration, Claims Review, Claims Processing, Claims Administration, Actuarial and Legal services; and

WHEREAS, the FUND is one of the most financially sound Municipal Joint Insurance Funds in New Jersey, and the FUND operates with strong fiscal controls, member oversight, and meets all of the requirements promulgated by the New Jersey Department of Community Affairs and the Department of Banking and Insurance; and

WHEREAS, as an existing member of the FUND, the MUNICIPALITY would be renewing its membership in an organization with experienced and dedicated FUND Professionals who provide specialized services to the members; and

WHEREAS, the membership of the FUND includes many neighboring municipalities that uniquely have similar exposures to the MUNICIPALITY, and with whom the MUNICIPALITY has existing inter-local arrangements; and

WHEREAS, all of the aforementioned factors categorize the award of this Contract as an "extraordinary, unspecifiable service" that cannot be duplicated, accounted for, accurately detailed, or described in a manner that truly depicts the value of the MUNICIPALITY'S membership in the FUND; and

WHEREAS, for all of the aforementioned reasons, it is impracticable for the MUNICIPALITY to seek competitive quotations for a Contract to provide the procurement of insurance coverage and consultant services; and

WHEREAS, the FUND has been organized pursuant to N.J.S.A. 40A:10-36 et seq., and as such is an agency of the municipalities that created it; and

WHEREAS, N.J.S.A. 40A:11-5(2) also provides that a Contract which exceeds the bid threshold may be negotiated and awarded by the governing body without public advertising for bids and bidding therefor, if the Contract is entered into with a municipality or any board, body, officer, agency or authority thereof; and

WHEREAS, the FUND meets the definition of an agency as set forth in N.J.S.A. 40A:11-5(2); and

WHEREAS, for all of the aforementioned reasons, the MUNICIPALITY desires to enter into a Contract to renew its membership with the FUND for a period of three (3) years, for insurance coverage and consultant services, as an exception to the public bidding requirements of the Local Public Contracts Law.

NOW THEREFORE, be it resolved by the governing body of the MUNICIPALITY as follows:

1. The MUNICIPALITY agrees to renew its membership in the FUND and to be subject to the Bylaws, Rules and Regulations, coverages, and operating procedures thereof as presently existing or as modified from time to time by lawful act of the FUND.

2. The Mayor and Clerk of the MUNICIPALITY shall be and hereby are authorized to execute the "Contract to Renew Membership" annexed hereto and made a part hereof and to deliver same to the FUND evidencing the MUNICIPALITY'S renewal of its membership.
3. In accordance with N.J.A.C. 5:34-2.3, the certificate of a designated official of the MUNICIPALITY, which details why the solicitation of competitive quotations is impracticable, is attached hereto and made a part of this Resolution.
4. The Clerk of the MUNICIPALITY is authorized and directed to place a notice of the adoption of this Resolution and the award of this Contract in the official newspaper of the MUNICIPALITY.

Comments: Mr. Guishard inquired if there were any recent studies comparing JIF with other insurers.

Discussion followed regarding benefits of membership in JIF and the professionalism of the organization.

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

Nay: XXX

Abstain: XXX

Motion Carried 5-0.

**Resolution Authorizing the purchase of two (2) 2016 Ford F-250 4x4 Pickup Trucks with Snow Plow Packages in the amount of \$34,465.50 each, from Beyer Ford in Morristown, NJ. NJ State Contract #A88727**

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

RESOLUTION AUTHORIZING THE PURCHASE OF  
(2) TWO 2016 FORD F-250 4X4 PICKUP TRUCKS WITH SNOW PLOW PACKAGES  
FROM NEW JERSEY STATE CONTRACT #A88727

WHEREAS, the Township Committee of the Township of Hamilton wishes to purchase 2 (Two) 2016 Ford F-250 4x4 pickup trucks with snow plow packages from an authorized vendor under contract by the Division of Purchase and Property, Department of Treasury, State of New Jersey; and

WHEREAS, Beyer Ford, 170 Ridgedale Avenue, Morristown, N.J. 07960, has been awarded NJ State Contract #A88727 for providing such equipment; and

WHEREAS, the Township Administrator has recommended the use of this contract, price and other factors considered; and

WHEREAS, the cost for this purchase shall not exceed \$68,931.00 (\$34,465.50 per vehicle); 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 2 (Two) 2016 Ford F-250 4x4 pickup trucks with snow plow packages from Beyer Ford, 170 Ridgedale Avenue, Morristown, N.J. 07960.

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

Nay: XXX

Abstain: XXX

Motion Carried 5-0.

**Consent Agenda**

**Approve Business Registration Licenses**

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

1. Jack Lyon – Transient Merchant License - Auction to be held at ACRC on 8/13/16 – 8/14/16

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

Nay: XXX

Abstain: XXX

Motion Carried 5-0.

**Resolution Ratifying the Public Land Sale of Block 864.01, Lot 7, 5 Acres Located at 6221 Cypress Street to Timothy J. Dirkes and Ashley-Ann Acord for a purchase price of \$47,000.00**

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

RESOLUTION RATIFYING 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 and the sale of same to them is hereby ratified subject to all terms and conditions of sale as advertised and as presented at the time of sale:

<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.

BE IT FURTHER RESOLVED that the proper officers are hereby authorized to prepare and execute a Deed of Conveyance for aforesaid parcel to Timothy J. Dirkes and Ashley-Ann Acord pursuant to the terms and conditions of sale as set forth in the Notice of Sale published in the June 8, 2016 and June 15, 2016 issues of the Atlantic County Record, copies of which were distributed to the public at the time of sale and all bidders acknowledged in writing that they had read and understood same.

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

Motion Carried 5-0.

**Authorize the Mayor to Execute the Municipal Alliance Grant Contract for the Year July 1, 2016 – June 30, 2017**

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

RESOLUTION  
AUTHORIZING EXECUTION OF  
2016-2017 MUNICIPAL ALLIANCE GRANT AGREEMENT

BE IT RESOLVED, by the Township Committee of the Township of Hamilton that the Mayor and Township Clerk are hereby authorized to execute the Municipal Alliance Grant Agreement with the County of Atlantic for the period July 1, 2016 through June 30, 2017.

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

Motion Carried 5-0.

**Renewal of Liquor License #0112-44-038-006, Sehgal Enterprises, Inc. for 2016-2017**

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

RESOLUTION RENEWING  
LIQUOR LICENSE 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.

<b><u>PLENARY RETAIL DISTRIBUTION LICENSES</u></b>		
SEHGAL ENTERPRISES INC. 0112-44-038-006	LIQUOR MART	4645 HARDING HIGHWAY

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

Motion Carried 5-0.

**Authorize GovDeals Auction of 2004 Ford F-350**

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

**RESOLUTION AUTHORIZING THE SALE OF  
 SURPLUS PROPERTY NO LONGER NEEDED  
 FOR PUBLIC USE ON AN ONLINE AUCTION WEBSITE**

WHEREAS, the Governing Body of the Township of Hamilton, Atlantic County, NJ, has determined that the property listed in Schedule A, attached to this resolution is property no longer needed for public use; and

WHEREAS, the Director of the Division of Local Government Services, a Division of the Department of Community Affairs of the State of New Jersey permits the sale of surplus property no longer needed for public use through the use of an online auction service, pursuant to Local Finance Notice 2008-9; and

WHEREAS, the Governing Body of the Township of Hamilton has declared the property listed in Schedule A, attached to this resolution surplus property to be offered for public sale pursuant to the provisions of Revised Statutes 40A:11-36.

NOW, THEREFORE BE IT RESOLVED by the Governing Body of the Township of Hamilton, Atlantic County, New Jersey, that said items are hereby authorized to be sold at a public sale to the highest bidder through GovDeals, Inc., at [www.govdeals.com](http://www.govdeals.com). The Township will reserve the right to reject any and all bids.

“SCHEDULE A”

1. 2004 Ford F-350
  - Vehicle Number: PW0415
  - Plate: MG62999
  - Last 4 of VIN: 6604
  - Current Miles: 106,575

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

Motion Carried 5-0.

**Personnel:**

**Appoint Joseph Rogers as a Truck Driver/Laborer (Mason) I at \$31,721.80 annually effective July 21, 2016, contingent upon his obtaining a CDL-A within one year as a condition of continued employment as per Article 25 of the Teamsters CBA**

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

RESOLUTION TO APPOINT  
TRUCK DRIVER/LABORER (MASON) I

BE IT RESOLVED, by the Township Committee of the Township of Hamilton to appoint Joseph Rogers as a Truck Driver/Laborer (Mason) I at \$31,721.80 annually, effective July 21, 2016, with the condition of his obtaining a CDL-A within one (1) year of employment as a condition of continued employment as per Article 25 of the Teamsters CBA.

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

Motion Carried 5-0.

**Appointment to fill the unexpired three year term Historic Preservation Commission, Class C vacancy of William Sacchinelli, term ending 12/31/2018**

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

RESOLUTION  
APPOINTMENT TO THE HISTORIC PRESERVATION COMMISSION

BE IT RESOLVED, by the Township Committee of the Township of Hamilton to appoint Roberta Boney as a Class C Member of the Historic Preservation Commission replacing William Sacchinelli's unexpired term ending 12/31/18.

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

Motion Carried 5-0.

**Appointment to fill the unexpired three year term Historic Preservation Commission, Class C vacancy of Grant Wilinski, term ending 12/31/2018**

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

RESOLUTION  
APPOINTMENT TO THE HISTORIC PRESERVATION COMMISSION

BE IT RESOLVED, by the Township Committee of the Township of Hamilton to appoint Heather Tomasello as a Class C Member of the Historic Preservation Commission replacing Grant Wilinski's unexpired term ending 12/31/18.

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

Motion Carried 5-0.

**Appointment to fill unexpired two year term Historic Preservation Commission, Alternate #1 vacancy, term ending 12/31/17**

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

RESOLUTION  
APPOINTMENT TO THE HISTORIC PRESERVATION COMMISSION

BE IT RESOLVED, by the Township Committee of the Township of Hamilton to appoint Kim Rullis as an Alternate #1 Member of the Historic Preservation Commission replacing unexpired term ending 12/31/17.

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

Motion Carried 5-0.

**Appointment to fill unexpired three year term Veterans Advisory Board vacancy of Jason Knocke, term ending December 31, 2018**

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

RESOLUTION  
APPOINTMENT TO THE VETERANS ADVISORY BOARD

BE IT RESOLVED, by the Township Committee of the Township of Hamilton to appoint Louis Green as a Member of the Veterans Advisory Board replacing Jason Knocke’s unexpired term ending 12/31/18.

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

Motion Carried 5-0.

**Authorization to advertise for a Temporary Part-time Clerk in the Public Works Department**

Mr. Kurtz moved, seconded by Mr. Guishard to authorize the advertisement for a Temporary Part-time Clerk in the Public Works Department in accordance with the budget.

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

Motion Carried 5-0.

**Approvals:**

Mr. Kurtz moved, seconded by Miss Gatto that the regular meeting minutes of the July 5, 2016 meeting are approved as presented.

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

Motion Carried 5-0.

Miss Gatto moved, seconded by Mr. Kurtz 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 \$616,022.37.

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

Motion Carried 5-0.

**Reports**

Administrator – None.

Solicitor- None.

Engineer- Mr. Filippone informed Committee of: recent Final Certificate of Occupancy inspections, ongoing work by SJ Gas on Jackson Road, the Buffalo Pike Connector Road construction, and the issuance of temporary road opening permits.

He reviewed recent approvals and upcoming projects including Holy Cross Cemetery.

Mr. Filippone stated with regard to Buffalo Pike Associates/Route 322 construction that he met with NJDOT representatives and successfully addressed concerns with construction traffic patterns. He stated that barricades and barrels have been relocated at the site.

Township Committee:

Mr. Kurtz asked to keep Merchants Association member Arlene Blosch in thoughts and prayers as she is dealing with a major medical condition.

Mr. Guishard complimented the garden of a local citizen at Rt. 50 and 13<sup>th</sup> street.

Miss Gatto stated she and Mr. Kurtz attended an Atlantic County Master Plan meeting, however she felt little information was provided regarding transportation, land use and utilities.

She provided an update on the meeting with Ms. Perez, Mr. Jacobs and the Laureldale Fire Department regarding the new electronic sign to be installed on the department's property, stating that valid concerns were brought forth. Miss Gatto further stated that this is part one of a communication series to try to get information around town, that Weymouth Fire Department is next and that the meeting provided a good lesson for future meetings and the electronic sign policy.

Miss Gatto offered her sympathy on the passing of her former classmate Joey Catalano, noting his talent as a performer. Miss Gatto stated that he suffered with addiction and that addiction issues touch the community in many ways.

Miss Gatto stated that she is happy that the Hamilton Township community, Police Department and First Responders are able to work together, especially in light of recent violent events throughout the world and against police officers. She further stated that the Police Department is supported and appreciated.

Mayor Silva, with regard to the electronic signs, stated that Weymouth Fire Department and Mizpah Fire Department will also be receiving signs. He also recommended the Township website and newsletter as additional sources of information.

Mayor Silva stated it is good to have the public attend meetings and the Township works to keep things as transparent as possible. He noted that the meetings are videotaped and appear on the website and that the Township welcomes the good suggestions from residents.

With regard to the size of Hamilton Township and the responsibility for protecting that area he thanked the police, fire-rescue squads, and all volunteers for their work.

**Public Comment**

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

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

Motion Carried 5-0.

Miss Gatto reminded the public of upcoming events, including the Car Show and Family Day on 7/23 at the Mizpah Fire Department and the Mizpah Inland Human Services Community Day on 7/24.

**Executive Session**

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

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

- Personnel Matter – Alexander Hand

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

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

Motion Carried 5-0.

Township Committee met in Executive Session at 8:25p.m.

The meeting reconvened in open session at 8:35p.m.

Mr. Sandman, Township Solicitor stated that the only matters discussed in Executive Session were those listed on the agenda for discussion. He stated that he went into the lobby and invited the public to return, only one member of the public returned.

As result of executive session, Miss Gatto motioned, seconded Mr. Schenker to adopt the following resolution:

RESOLUTION TO TERMINATE EMPLOYMENT OF  
ALEXANDER HAND AS COVE DAY MANAGER

BE IT RESOLVED, by the Township Committee of the Township of Hamilton to terminate employment of Alexander Hand as Cove Day Manager effective immediately.

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

Motion Carried 5-0.

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

RESOLUTION TO APPOINT  
KARLY LOSASSO AS COVE DAY MANAGER

BE IT RESOLVED, by the Township Committee of the Township of Hamilton to appoint Karly LoSasso as Cove Day Manager at \$13.25 per hour, effective date to be determined.

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

Motion Carried 5-0.

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

RESOLUTION TO APPOINT  
VAN LOGAN AS ALTERNATE COVE DAY MANAGER

BE IT RESOLVED, by the Township Committee of the Township of Hamilton to appoint Van Logan as Alternate Cove Day Manager at \$13.00 per hour, effective date to be determined.

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

Motion Carried 5-0.

On motion of Ms. Gatto, seconded by Mr. Kurtz and carried the meeting was adjourned at 8:38pm.

Respectfully submitted,

Rita Martino, RMC, CMR  
Township Clerk

7/25/16 – Submitted to Township Clerk  
by Lori Friddell, RMC, CMR  
Deputy Township Clerk