

TOWNSHIP OF HAMILTON  
6101 THIRTEENTH STREET  
MAYS LANDING, NJ  
NOVEMBER 14, 2016

The regular meeting of the Township Committee of the Township of Hamilton, Atlantic County, New Jersey was called to order November 14, 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 November 14, 2016 at the Municipal Building, 6101 Thirteenth Street, Mays Landing, NJ.

**Roll Call:**

Present: Rodney Guishard, John Kurtz, Robert Laws, 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**

None.

**Early Public Comment**

None.

Mayor Silva took a moment to welcome Boy Scout Troop 126 to the meeting; the Troop was in attendance in pursuit of a merit badge.

**Discussion**

**Cologne Fire Department Request for Matching Grant Funds for Turnout Gear**

Mr. Jacobs confirmed that funds for same have been budgeted.

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

TOWNSHIP OF HAMILTON  
RESOLUTION AUTHORIZING MATCHING GRANT FUNDS  
FOR TURNOUT GEAR – COLOGNE FIRE DEPARTMENT

WHEREAS, pursuant to National Fire Protection Standards (NFPA) 1851, Personal Protective Gear, aka Turnout Gear, for Firefighters is serviceable for only ten years; and

WHEREAS, the Cologne Fire Department is in need of sixteen (16) sets of Turnout Gear to properly equip its Firefighters; and

WHEREAS, the Cologne Fire Department currently has opportunity, through a Regional Protective Gear Grant, to purchase the sixteen (16) sets of Turnout Gear for \$8,026.56, which represents a savings of \$55,173.44 to the Township;

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Hamilton to award Cologne Fire Department the amount of \$8,026.56 in matching funds for the purchase of Turnout Gear.

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

Nay: XXX

Abstain: XXX

Motion Carried 5-0.

**Introduction of Ordinance**

**Ordinance # 1836-2016**

Mr. Jacobs stated that this ordinance would allow for a 2% increase for non-union employees as of 1/1/17 and 1/1/18.

Mr. Guishard moved, seconded by Mr. Kurtz that the following Ordinance #1836-2016 be introduced on first reading with public hearing to be held December 5, 2016:

Ordinance No. 1836-2016 – An Ordinance Amending Article II of Chapter 66 of the Code of the Township of Hamilton, Providing for Annual Salary Increases for Certain Employees

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

Motion Carried 5-0.

**Introduction of Ordinance**

**Ordinance # 1837-2016**

Mr. Jacobs clarified that many salaries are already at their maximum, and this ordinance would allow for the aforementioned 2% increase; additionally, it would update job titles.

Mr. Kurtz moved, seconded by Mr. Schenker that the following Ordinance #1837-2016 be introduced on first reading with public hearing to be held December 5, 2016:

Ordinance No. 1837-2016 – 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 (Establishing Salary Maximums for Certain Employees)

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

Motion Carried 5-0.

**Public Hearing/Adoption of Ordinances**

**Ordinance # 1832-2016 – An Ordinance Authorizing the sale of Lot 15 in Block 606 and Granting the Owners of Said Real Property Contiguous to Same the Right of Prior Refusal**

Hearing nothing from the public, on the motion of Mr. Kurtz, second of Mr. Schenker, it was moved to close the public hearing of Ordinance # 1832-2016.

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

Motion Carried 5-0.

Adoption of Ordinance No. 1832-2016

Mr. Schenker moved, seconded by Mr. Guishard, that Ordinance #1832-2016; which was introduced and passed first reading on 10/17/16 and was duly advertised in the 10/19/16 edition of the Atlantic County Record with public hearing held as advertised and closed be and is hereby adopted.

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

Motion Carried 5-0.

**Ordinance # 1833-2016 – An Ordinance Amending Ordinances 1758-2013, 1792-2015, 1811-2016, 1820-2016 and 1821-2016**

Mr. Jacobs stated that this ordinance will correct a common typo among five previous ordinances.

Hearing nothing from the public, on the motion of Mr. Guishard, second of Mr. Kurtz, it was moved to close the public hearing of Ordinance # 1833-2016.

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

Motion Carried 5-0.

Adoption of Ordinance No. 1833-2016

Mr. Guishard moved, seconded by Mr. Kurtz, that Ordinance #1833-2016; which was introduced and passed first reading on 10/17/16 and was duly advertised in the 10/19/16 edition of the Atlantic County Record with public hearing held as advertised and closed be and is hereby adopted.

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

Motion Carried 5-0.

**Ordinance # 1834-2016 – An Ordinance to Abolish the Municipal Court of the Township of Hamilton and to Create and Replace it with the Township of Hamilton Regional Municipal Court**

Solicitor Sandman recused himself, as his Associate is the Prosecutor of Buena Vista Township.

Mr. Jacobs explained that Hamilton Township was approached by Buena Vista Township to take over their court, with Hamilton Township collecting all court costs.

Hearing nothing from the public, on the motion of Mr. Kurtz, second of Mr. Schenker, it was moved to close the public hearing of Ordinance # 1834-2016.

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

Motion Carried 5-0.

**Adoption of Ordinance No. 1834-2016**

Mr. Kurtz moved, seconded by Mr. Guishard, that Ordinance #1834-2016; which was introduced and passed first reading on 10/17/16 and was duly advertised in the 10/19/16 edition of the Atlantic County Record with public hearing held as advertised and closed be and is hereby adopted.

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

Motion Carried 5-0.

**Introduction of Ordinance**

**Ordinance # 1835-2016**

Mr. Jacobs stated that this ordinance will allow for the addition of three additional Police Officers, financed 40% by a grant and 60% by the Township, as well as the addition of 2 full time Violations Clerks, and the deletion of 1 part time Violations Clerk.

Mr. Kurtz moved, seconded by Mr. Guishard that the following Ordinance #1835-2016 be introduced on first reading with public hearing to be held December 5, 2016:

Ordinance No. 1835-2016 – Proposed 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 (Increasing total number of Employees)

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

Motion Carried 5-0.

Mayor Silva briefly explained the ordinance process to the visiting Boy Scout Troop.

**Consent Agenda**

Mayor Silva requested to remove items 6G., 6J. and 6P. from the consent agenda to allow for a separate vote.

Mr. Schenker moved, seconded by Mr. Kurtz to approve Consent Agenda items 6A.-6F., 6H.-6I., and 6K.-6O.

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

**Approve Business Registration License(s):**

Mr. Schenker moved, seconded by Mr. Kurtz to approve the following business registration license(s):

1. Seamz by Rachael

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

Motion Carried 5-0.

**Resolution Canceling Grant Fund Account Receivable and Appropriated Reserve Balances.**

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

TOWNSHIP OF HAMILTON  
RESOLUTION CANCELLING GRANT FUND ACCOUNTS RECEIVABLE  
AND APPROPRIATED RESERVE BALANCES

BE IT RESOLVED that the following Grant Fund Account Receivable Balances are hereby cancelled as recommended by Dorothy Gallagher, CFO:

(1) Drive Sober or Get Pulled Over Labor Day \$1,900.00

BE IT FURTHER RESOLVED that the following Grant Fund Appropriated Reserve Balances are hereby cancelled as recommended by Dorothy Gallagher, CFO:

(1) Drive Sober or Get Pulled Over Labor Day \$1,900.00

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

Motion Carried 5-0.

**Resolution Accepting Contiguous Owner Land Sale Bid of Constance Prather for Lot 19 in Block 375 (a 25x100 foot lot located at 1392 Scranton Ave.) for a purchase price of \$200.00.**

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

TOWNSHIP OF HAMILTON  
RESOLUTION ACCEPTING BID FOR  
CONTIGUOUS LAND SALE

WHEREAS, Ordinance #1830-2016 authorized the right of prior refusal to purchase Lot 19 in Block 375 to owner or owners of the land contiguous thereto; and

WHEREAS, Ordinance #1830-2016 was finally adopted on October 3, 2016 and all contiguous owners affected thereby were notified by certified mail return receipt requested of their right to submit a sealed bid for the purchase of Lot 19 in Block 375; and

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hamilton, to accept the \$200.00 bid offered by Constance Prather and authorize the sale of Lot 19 in Block 375 to her.

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

Motion Carried 5-0.

**Resolution to Deny the release of Performance Guarantee for Cedar Point Phase 1, Site Improvements, Block 854, Lots 30, 42, and 43 in the amount of \$434,085.50 due to incomplete punchlist items as recommended by Township Engineer Steven Filippone, in his letter dated 10/25/16.**

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

TOWNSHIP OF HAMILTON  
RESOLUTION DENYING RELEASE OF PERFORMANCE GUARANTEE  
CEDAR POINT f/k/a ADAMS BRANCH MAJOR SUBDIVISION PHASE I –  
SITE IMPROVEMENTS (BLOCK 854, LOTS 30, 42 AND 43)

BE IT RESOLVED by the Township Committee of the Township of Hamilton to deny the release of the Performance Guarantee for Cedar Point f/k/a Adams Branch Major Subdivision Phase I – Site Improvements (Block 854, Lots 30, 42 And 43) in the amount of \$434,085.50 – Safeco Insurance Company of America Bond #6349084 (US Home Corporation/Lennar) due to uncompleted punch list items as recommended by Steven L. Filippone, Township Engineer in his correspondence dated 10/25/16.

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

Motion Carried 5-0.

**Resolution to Deny the release of Performance Guarantee for Cedar Point Phase IV, Site Improvements, Block 854, Lots 30, 42, and 43 in the amount of \$291,105.18 due to incomplete punchlist items as recommended by Township Engineer Steven Filippone, in his letter dated 10/25/16.**

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

TOWNSHIP OF HAMILTON  
RESOLUTION DENYING RELEASE OF PERFORMANCE GUARANTEE  
CEDAR POINT f/k/a ADAMS BRANCH MAJOR SUBDIVISION PHASE IV –  
SITE IMPROVEMENTS (BLOCK 854, LOTS 30, 42 AND 43)

BE IT RESOLVED by the Township Committee of the Township of Hamilton to deny the release of the Performance Guarantee for Cedar Point f/k/a Adams Branch Major Subdivision Phase IV – Site Improvements (Block 854, Lots 30, 42 And 43) in the amount of \$291,105.18 – Fidelity and Deposit Company of Maryland Bond #08821768 (US Home Corporation/Lennar) due to uncompleted punch list items as recommended by Steven L. Filippone, Township Engineer in his correspondence dated 10/25/16.

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

Motion Carried 5-0.

**Resolution supporting the 2016 Drive Sober or Get Pulled Over Year End Holiday Crackdown**

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

TOWNSHIP OF HAMILTON  
RESOLUTION SUPPORTING THE 2016 DRIVE SOBER OR GET PULLED OVER  
YEAR END HOLIDAY CRACKDOWN

WHEREAS, impaired drivers on our nation’s roads kill someone every 30 minutes, 50 people per day, and almost 18,000 people each year; and

WHEREAS, 22% of motor vehicle fatalities in New Jersey are alcohol-related; and

WHEREAS, an enforcement crackdown is planned to combat impaired driving; and

WHEREAS, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in *the 2016 Drive Sober or Get Pulled Over Year End Holiday Crackdown*; and

WHEREAS, the project will involve increased impaired driving enforcement from December 9, 2016 through January 1, 2017; and

WHEREAS, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways;

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Township Committee of the Township of Hamilton hereby declares its support for the *2016 Drive Sober or Get Pulled Over Year End Holiday Crackdown* from December 9, 2016 through January 1, 2017 and pledges to increase awareness of the dangers of drinking and driving.

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

Motion Carried 5-0.

**Resolution to Authorize Posting and Advertising for RFPs for 2017 Professional Services.**

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

TOWNSHIP OF HAMILTON  
RESOLUTION TO AUTHORIZE POSTING AND ADVERTISING  
FOR RFPs FOR 2017 PROFESSIONAL SERVICES

BE IT RESOLVED by the Township Committee of the Township of Hamilton that posting and advertising for RFPs for 2017 Professional Services is hereby authorized.

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

Motion Carried 5-0.

**Resolution Authorizing an Increase in the Medical Flexible Spending Account Limit from \$2,550.00 to \$2,600.00 effective 2017 in accordance with the IRS Code.**

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

TOWNSHIP OF HAMILTON  
SECTION 125 PLAN RESOLUTION

A RESOLUTION TO AUTHORIZE A CHANGE IN THE MAXIMUM ELECTIVE CONTRIBUTION FOR THE MEDICAL EXPENSE SPENDING ACCOUNT UNDER THE SECTION 125 PLAN ADMINISTERED BY BOWMAN & COMPANY, LLP

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

1. The Township of Hamilton in the County of Atlantic, participating in a Section 125 Plan administered by Bowman & Company, LLP, hereby adjusts the maximum elective contribution amount for medical expense spending account to \$2,600.00 annually.
2. This resolution shall take effect beginning with the 2017 Plan Year.

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

Motion Carried 5-0.

**Resolution canceling first half 2017 Taxes on Block 100, Lots 20, 21, & 27 due to lot consolidation.**

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

TOWNSHIP OF HAMILTON  
RESOLUTION OF THE TOWNSHIP OF HAMILTON, COUNTY OF ATLANTIC, STATE OF NEW JERSEY TO CANCEL 2016 TAXES

WHEREAS, Block 100 Lots 20, 21, and 27 will not exist in 2017 per the Tax Assessor and will be consolidated with lot 2; and

WHEREAS, taxes were assessed on these block and lots for the first half 2017 which must be cancelled; and

WHEREAS, the taxes for 2017 first half will be cancelled as follows:

Block/Lot	Owner	Amount
100/20	David Schwenker	\$23.83
100/21	David Schwenker	\$11.92
100/27	David Schwenker	\$11.92

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Township Committee of the Township of Hamilton, County of Atlantic, State of New Jersey that the first half 2017 taxes assessed on the above mentioned block and lots be cancelled in the amount of \$47.67.

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

Motion Carried 5-0.

**Resolution to approve the request of the Veterans Advisory Board for VFW Rental Fee for Veterans Day Services, November 11, 2016.**

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

TOWNSHIP OF HAMILTON  
RESOLUTION TO APPROVE REQUEST OF VETERANS ADVISORY BOARD FOR VFW RENTAL FEE FOR VETERANS DAY SERVICES

BE IT RESOLVED by the Township Committee of the Township of Hamilton that provision of rental fee in the amount of \$200.00 for use of the VFW for Veterans Day services is hereby authorized.

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

Motion Carried 5-0.

**Resolution of No Objection to the NJDOT issuing permits to the Police Unity Tour, Inc. Chapter II for a coin drop to be held at the Route 40 and 50 Intersection on December 10, 2016 and December 11, 2016.**

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

TOWNSHIP OF HAMILTON  
RESOLUTION OF NO OBJECTION TO  
NJDOT ISSUANCE OF COIN DROP PERMIT

BE IT RESOLVED that the Township Committee of the Township of Hamilton, County of Atlantic has no objection to the NJDOT issuing permits for the following Coin Drop to be held at the Route 40 & 50 intersection.

Police Unity Tour, Inc. Chapter II – dates 12/10/16 – 12/11/16, 8:00 am – 4:00 pm

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

Motion Carried 5-0.

**Authorize the preparation of a Contiguous Owner Land Sale Ordinance for Block 362, Lots 12 (.1148 ac), 18 (.1148 ac), and 19 (.34 ac) located on Shreveport and Arlington Avenues, Minimum Bid \$500.00.**

Mr. Schenker moved, seconded by Mr. Kurtz to authorize the preparation of a Contiguous Owner Land Sale Ordinance for Block 362, Lots 12 (.1148 ac), 18 (.1148 ac), and 19 (.34 ac) located on Shreveport and Arlington Avenues, Minimum Bid \$500.00.

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

Motion Carried 5-0.

**Resolution to authorize the preparation of an Ordinance to vacate the portion of Orchard Road between Block 26, Lots 1, 2, and 3 and Block 18, Lots 9 and 10.**

Mr. Schenker moved, seconded by Mr. Kurtz to authorize the preparation of an Ordinance to vacate the portion of Orchard Road between Block 26, Lots 1, 2, and 3 and Block 18, Lots 9 and 10.

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

Motion Carried 5-0.

**Resolution to Authorize Release of Current Escrow in the amount of \$8,176.50 posted by (Pepsi) Bottling Group, LLC as Maintenance Guarantee for Fencing Project as recommended by Steven Filippone, Township Engineer in his correspondence dated 11/7/16.**

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

TOWNSHIP OF HAMILTON  
RESOLUTION  
AUTHORIZING RELEASE OF MAINTENANCE GUARANTEE  
BOTTLING GROUP, LLC – FENCING PROJECT  
BLOCK 994, LOTS 15, 16, and 17

BE IT RESOLVED by the Township Committee of the Township of Hamilton to authorize release of current escrow in the amount of \$8,176.50 posted by Bottling Group, LLC as Maintenance Guarantee for Fencing Project, Block 994, Lots 15, 16, and 17 as recommended by Steven Filippone, Township Engineer in his correspondence dated 11/7/16.

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

Motion Carried 5-0.

**Resolution to Authorize Release of RLI Insurance Company Bond #CMS0268687 in the amount of \$7,059.78, four-year Stormwater Maintenance Guarantee for SBA Communications f/k/a Capital Telecom, Vienna Avenue Cell Tower (Block 1093, Lot 12) upon its expiration date of 12/17/16 as recommended by Steven Filippone, Township Engineer in his correspondence dated 11/8/16.**

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

TOWNSHIP OF HAMILTON  
RESOLUTION  
AUTHORIZING RELEASE OF MAINTENANCE GUARANTEE  
SBA COMMUNICATIONS f/k/a CAPITAL TELECOM  
VIENNA AVENUE CELL TOWER – BLOCK 1093, LOT 12

BE IT RESOLVED by the Township Committee of the Township of Hamilton to authorize release of RLI Insurance Company Bond #CMS0268687 in the amount of \$7,059.78, four (4) year Stormwater Maintenance Guarantee for SBA Communications f/k/a Capital Telecom, Vienna Avenue Cell Tower (Block 1093, Lot 12) upon its expiration date of 12/17/16 as recommended by Steven L. Filippone, Township Engineer in his correspondence dated 11/8/16.

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

Nay: XXX

Abstain: XXX

Motion Carried 5-0.

**Items Removed from Consent Agenda**

**Chapter 159 Resolution to Insert Item of Revenue with Off-Setting Appropriation for COPS Hiring Grant in the amount of \$375,000.00.**

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

TOWNSHIP OF HAMILTON  
RESOLUTION NO. 2016-159-10  
INSERTION OF SPECIAL ITEMS OF REVENUE IN THE BUDGET  
CHAPTER 159, P.L. 1948

WHEREAS, 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation of an equal amount.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Hamilton, Atlantic County, New Jersey, that the Township Committee hereby requests that the Director of Local Government Services approve the insertion of additional amounts as items of revenue in the budget of the year 2016 under the captions and sums of

- 3. Miscellaneous Revenues – Section F: Special Items of General Revenue Anticipated with Prior Written consent of Director of Local Government Services – Public and Private Revenues Offset with Appropriations

COPS Hiring Grant - \$375,000.00

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

Nay: XXX

Abstain: XXX

Motion Carried 5-0.

**Resolution Authorizing the Township to enter into a Shared Services Agreement with Buena Vista Township for a Joint Municipal Court.**

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

TOWNSHIP OF HAMILTON  
RESOLUTION AUTHORIZING THE TOWNSHIP OF HAMILTON TO ENTER INTO A SHARED SERVICES AGREEMENT WITH BUENA VISTA TOWNSHIP FOR A JOINT MUNICIPAL COURT PURSUANT TO THE PROVISIONS OF N.J.S.A. 40A:65-1, ET.SEQ.



WHEREAS, pursuant to the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1, et. seq., any local government unit may enter into a contract with any other local government to provide and receive any service that each unit is empowered to provide or receive within its own jurisdiction; and

WHEREAS, N.J.S.A. 2B-12-1(b) provides that two or more municipalities, by ordinance, may enter into an agreement establishing a single joint municipal court and providing for its administration; and

WHEREAS, pursuant to the authority granted by N.J.S.A. 40A:65-1, et. seq. and N.J.S.A. 2B-12-1(b) Buena has indicated a willingness to enter in a Shared Services Agreement with Hamilton to permit Hamilton to provide all of the usual and ordinary services of a Municipal Court for Buena; and

WHEREAS, pursuant to the authority granted by N.J.S.A. 40A:65-1, et. seq. and N.J.S.A. 2B-12-1(b) Hamilton has expressed a willingness to enter into a Shared Services Agreement with Buena to provide all of the usual and ordinary services of a Municipal Court for Buena; and

WHEREAS, the Township of Hamilton and Buena Vista Township deem it appropriate and economically beneficial to enter into such an agreement of services pertaining to municipal court services, a copy of said Agreement is attached hereto, the terms of which are specifically incorporated herein by reference as if set forth more fully below.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township for the Township of Hamilton, County of Atlantic, State of New Jersey, that they hereby authorize and direct the Mayor and Township Clerk to execute the Shared Services Agreement with Buena Vista Township for municipal court services in the amount of \$100,000.00 plus the retention of any fines, court costs and fees of any kind attributable to Buena Vista Township; and

BE IT FURTHER RESOLVED that the term of this agreement is for ten (10) years, commencing on January 1, 2017 and expiring on December 31, 2026, and that all services to be provided by the Township of Hamilton to Buena Vista, along with the fees due to the Township of Hamilton for providing these court services, are outlined in the Agreement attached hereto.

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

Motion Carried 5-0.

**Resolution authorizing Budget Transfers.**

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

TOWNSHIP OF HAMILTON  
RESOLUTION AUTHORIZING BUDGET TRANSFERS

WHEREAS, transfers are permitted between budget appropriations during the last two months of the fiscal year;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Township Committee of the Township of Hamilton, that transfers between year 2016 Budget Appropriations be made as follows:

Account No.	Account Title	To	From
6-01-20-130-000-200	Finance - Other Expenses	\$ 4,000.00	
6-01-20-140-120-100	Management Information Systems - Salaries and Wages	600.00	
6-01-20-150-000-100	Tax Assessor - Salaries and Wages	2,000.00	
6-01-20-165-000-200	Engineering Services and Costs - Other Expenses	35,000.00	
6-01-20-175-000-100	Historical Advisory Board - Salaries and Wages	1,000.00	
6-01-21-180-310-100	Municipal Land Use - Salaries and Wages	3,000.00	
6-01-22-195-330-100	Construction Official - Salaries and Wages	16,000.00	
6-01-25-240-500-100	Police and Traffic Control - Salaries and Wages		156,036.01
6-01-25-240-500-200	Police and Traffic Control - Other Expenses	4,000.00	
6-01-25-252-510-100	Emergency Management Services - Salaries and Wages	600.00	
6-01-25-265-300-200	Aid to Fire Companies	32,150.00	
6-01-25-265-300-220	Fire Department – Miscellaneous Other Expenses		32,150.00
6-01-25-265-300-220	Fire Department – Miscellaneous Other Expenses	8,000.00	
6-01-25-275-720-000	Prosecutor's Office - Other Expense	4,000.00	
6-01-26-290-430-200	Streets and Roads Maintenance - Other Expenses	25,000.00	
6-01-27-331-230-100	Registrar of Vital Statistics - Salaries and Wages	1,000.00	
6-01-31-435-100-281	Street Lighting	12,000.00	
6-01-36-471-000-261	Public Employees' Retirement System	6,314.72	

6-01-36-475-000-261	Police and Firemen's Retirement System		25,521.29	
6-01-36-473-000-261	Defined Contribution Retirement Program		1,000.00	
6-01-43-490-700-100	Municipal Court - Salaries and Wages		7,000.00	
Total		\$	188,186.01	188,186.01

Recorded Vote: Aye: Guishard, Kurtz, Laws, Schenker, Silva  
Nay: XXX  
Abstain: XXX  
Motion Carried 5-0.

**Personnel:**

**Appoint Roman Raubertas to fill the unexpired three year term, Veterans Advisory Board vacancy of James Childs, term ending 12/31/16.**

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

TOWNSHIP OF HAMILTON  
RESOLUTION TO APPOINT ROMAN RAUBERTAS TO THE  
VETERANS ADVISORY BOARD

BE IT RESOLVED, by the Township Committee of the Township of Hamilton to appoint Roman Raubertas to the Veterans Advisory Board replacing James Childs' unexpired 3-year term ending 12/31/16.

Recorded Vote: Aye: Guishard, Laws, Schenker, Silva  
Nay: XXX  
Abstain: Kurtz  
Motion Carried 4-0-1.

**Accept the Resignation of Municipal Court Judge H. Robert Switzer, effective 12/31/16.**

Mr. Schenker moved, seconded by Mr. Kurtz to accept the resignation of Municipal Court Judge H. Robert Switzer, effective 12/31/16.

Recorded Vote: Aye: Guishard, Kurtz, Laws, Schenker, Silva  
Nay: XXX  
Abstain: XXX  
Motion Carried 5-0.

**Accept the Resignation of Joseph Leyenaar as Zoning Board of Adjustment Alternate 2, term ending 12/31/17.**

Mr. Kurtz moved, seconded by Mr. Schenker to accept the resignation of Joseph Leyenaar as Zoning Board of Adjustment Alternate 2, term ending 12/31/17.

Recorded Vote: Aye: Guishard, Kurtz, Laws, Schenker, Silva  
Nay: XXX  
Abstain: XXX  
Motion Carried 5-0.

**Resolution Appointing Bonnie Cherry as Deputy CFO at \$70,000.00 annually, with an increase of \$5,000.00 upon obtaining her CMFO certification within 18 months of start date, effective date TBD.**

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

TOWNSHIP OF HAMILTON  
RESOLUTION TO APPOINT BONNIE CHERRY AS DEPUTY CFO

BE IT RESOLVED, by the Township Committee of the Township of Hamilton to appoint Bonnie Cherry as Deputy CFO at a salary of \$70,000.00 annually, with an increase of \$5,000.00 upon obtaining her CMFO certification within 18 months of start date, effective date TBD.

Recorded Vote: Aye: Guishard, Kurtz, Laws, Schenker, Silva  
Nay: XXX  
Abstain: XXX  
Motion Carried 5-0.

**Resolution Appointing Rita Henry as Technical Assistant at \$33,972.00 annually, effective date 12/5/16.**

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

TOWNSHIP OF HAMILTON  
RESOLUTION TO APPOINT RITA HENRY AS TECHNICAL ASSISTANT I

BE IT RESOLVED, by the Township Committee of the Township of Hamilton to appoint Rita Henry as Technical Assistant I at \$33,972.00 annually, effective date December 5, 2016.

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

Motion Carried 5-0.

**Resolution Appointing Kathleen Rivers-Rambone as Deputy Tax Collector at an annual salary of \$55,000.00, effective date TBD.**

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

TOWNSHIP OF HAMILTON  
RESOLUTION TO APPOINT KATHLEEN RIVERS-RAMBONE  
AS DEPUTY TAX COLLECTOR

BE IT RESOLVED, by the Township Committee of the Township of Hamilton to appoint Kathleen Rivers-Rambone as Deputy Tax Collector at an annual salary of \$55,000.00, effective date TBD.

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

Motion Carried 5-0.

**Resolution Reassigning LuAnne McCardell as a Temporary Full-Time Clerk assigned to Public Works at \$14.63 per hour effective 11/15/16, appointment not to exceed 11 months.**

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

TOWNSHIP OF HAMILTON  
RESOLUTION TO REASSIGN LUANNE MCCARDELL AS TEMPORARY  
FULL-TIME CLERK ASSIGNED TO PUBLIC WORKS

BE IT RESOLVED, by the Township Committee of the Township of Hamilton to reassign LuAnne McCardell as a Temporary Full-Time Clerk assigned to Public Works at \$14.63 per hour, effective November 15, 2016;

BE IT FURTHER RESOLVED that this appointment is not to exceed 11 months.

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

Motion Carried 5-0.

**Authorization to advertise for a Full-time Clerk in the Tax Collector's Office.**

Mr. Guishard moved, seconded by Mr. Schenker to authorize advertisement for a Full-time Clerk in the Tax Collector's Office.

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

Motion Carried 5-0.

**Approvals:**

Mr. Kurtz moved, seconded by Mr. Schenker that the regular meeting minutes of the October 17, 2016 meeting are approved as presented.

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

Motion Carried 5-0.

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

TOWNSHIP OF HAMILTON  
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 \$6,538,382.50.

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

Nay: XXX

Abstain: XXX

Motion Carried 5-0.

**Reports**

Administrator – none at this time.

Solicitor – Solicitor Sandman mentioned that he recently was a guest speaker at Old Cold Springs Cemetery, where Boy Scout member Cameron Comparri had completed a beautiful veterans' memorial area as his Eagle Scout project. He encouraged all of the visiting Scouts to aspire to be the best they can be.

Engineer- Mr. Filippone reported that the Buffalo Pike/Volunteer Way project is nearing the end of construction. Barrels and stop sign have been removed at Routes 40 and 322, and have been removed from the front of the farm market. The stop sign at Wrangleboro Road and Route 322 jughandle is scheduled for removal on 11/25/16.

He further reported that Holy Cross Cemetery's stabilized base paving has been completed for new mausoleums.

Three certificates of occupancy have been issued for Woods Landing/Fernmoor Homes.

Curbing and road base installation is underway for Artists Walk – Phase III.

Inspections for SBA Communications/Capital Telecom, LLC and Pepsi Bottling have been completed, resulting in release of Maintenance Guarantees for both projects.

Seven new street openings have been processed; Mr. Filippone is conducting inspections to ensure that the openings are completed properly.

Mr. Filippone has also worked with Public Works Director Brett Noll to inspect and plan permanent solutions for the local street hockey courts and the 13<sup>th</sup> Street sinkhole.

A punchlist has been submitted for Cedar Point/Adams Branch Phases I and IV.

The Auto Zone is moving along very quickly, with a very aggressive construction schedule.

Township Committee:

Mr. Laws stated that he had the pleasure of being a part of this election season. He mentioned two key points: 1. Our country is divided; and 2. How we deal with it is the most important thing.

He further stated that as adults, we must be responsible for making this a better community and a better America. It is important to be cognizant of the example that we set for our children.

Mr. Guishard seconded Mr. Laws' comments regarding the election season and the importance of setting a positive example.

He further stated that he attended the local Veterans Day Ceremony, which was well-attended and was fortunate to have good weather. Mr. Guishard also attended the Senior Citizens Advisory Committee (SCAC) Health Fair, which was very successful despite decreased attendance due to a local funeral.

Mr. Guishard also reported that he is gathering potentially helpful information regarding road preservation programs and the creation of bike paths in the area.

Mr. Schenker also offered positive comments about the Veterans Day ceremony and complimented Domenick Francesco's work as MC. He further stated that the Veterans Advisory Board should be proud of the event's attendance.

Mr. Kurtz echoed Mr. Schenker's comments regarding the Veterans Day ceremony, and also mentioned that the recent Fall Festival was a great success. Upcoming events include Dickens of a Holiday on 12/3/16, which will include a train ride for the children as well as a snowball toss.

Mr. Kurtz thanked Township Engineer Steve Filippone for his diligent work on the Benderson Project.

He mentioned that many great businesses are opening in the area, including a LIDL Grocery Store that will be across from the new Auto Zone. He expressed enthusiasm that there are only 25 LIDL stores across the country, and Mays Landing was chosen as one of those locations.

Mr. Kurtz also extended praise to Diane Fox for her work on the SCAC Health Fair.

He also attended the 175<sup>th</sup> Anniversary of the Presbyterian Church, where the Mayor participated as one of the speakers.

Mayor Silva reminded everyone that the Freeholders would be meeting in our Municipal Building on 11/15/16 at 4:00 pm, and encouraged residents and the visiting Scout Troop to attend.

He also attended the 175<sup>th</sup> Anniversary of the Presbyterian Church, and commented that William Henry Harrison was the 9<sup>th</sup> President of the United States at the time of the church's formation.

In the wake of our National Election, Mayor Silva also stated that this year's Local Election was one of the worst he has ever seen. He further stated that both he and Mr. Laws ran a positive campaign, and expressed disappointment at the disparaging conduct of the opposition. In closing, he stated that all Township Committee members are committed to doing the work of the people.

Mayor Silva then opened the floor for public comment.

**Public Comment**

Jim Kerrigan of Mays Landing inquired about the gas station site at McKee Avenue. Mr. Kurtz stated that an Auto Zone will be placed there.

Mayor Silva encouraged the visiting Scout Troop to ask questions if they had any, and invited them to e-mail any questions they may have in the future.

Fred Kneble of Mays Landing asked what party is responsible for the Tree Lighting Event. Mr. Kurtz explained that the Historical Preservation Committee is responsible. Mayor Silva added that this event is attended by lots of families, often attracting over 300 people. Mr. Kurtz thanked Mr. Kneble for his use of social media in publicizing our local events.

Mayor Silva took a moment to explain the Executive Session process to the visiting Boy Scout Troop.

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

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

Motion Carried 5-0.

**Executive Session**

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

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

- Collective Bargaining – Decision from Arbiter
- Land Acquisition – Potential Park Land
- Personnel Matter – Municipal Court Judge

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: Guishard, Kurtz, Laws, Schenker, Silva  
Nay: XXX  
Abstain: XXX

Motion Carried 5-0.

Township Committee met in Executive Session at 7:20 pm.

The meeting reconvened in open session at 8:00 pm.

Solicitor Sandman 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; no one from the public returned.

As result of executive session, Mr. Schenker moved, seconded by Mr. Guishard, that the following resolution be adopted:

RESOLUTION AUTHORIZING ADVERTISEMENT FOR  
A FULL TIME JUDGE FOR TOWNSHIP OF HAMILTON  
REGIONAL MUNICIPAL COURT

BE IT RESOLVED by the Township Committee of the Township of Hamilton that advertisement for a full time Judge for the Township of Hamilton Regional Municipal Court is hereby authorized.

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

Nay: XXX

Abstain: XXX

Motion Carried 5-0.

On motion of Mr. Schenker, seconded by Mr. Guishard and carried the meeting was adjourned at 8:01 pm.

Respectfully submitted,

Rita Martino, RMC, CMR  
Township Clerk