

TOWNSHIP OF HAMILTON
6101 THIRTEENTH STREET
MAYS LANDING, NJ
JANUARY 3, 2017

The Annual Reorganization and first Regular Meetings of the Township Committee of the Township of Hamilton, Atlantic County, New Jersey were held on January 3, 2017 with Rita Martino, Township Clerk presiding until the Permanent Chairman for 2017 was selected. Members present were Rodney Guishard, John Kurtz, and Art Schenker. Also present was Michael Jacobs, Township Administrator.

The meeting opened with the flag salute followed by the Township Clerk certifying compliance with the New Jersey Open Public Meetings Law by posting a notice 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 6:00 p.m. on January 3, 2017 at the Municipal Building, 6101 Thirteenth Street, Mays Landing, NJ.

Assemblyman Vince Mazzeo administered the Oath of Office to Judith Link as Township Committee Member for a three (3) year term effective January 1, 2017 through December 31, 2019. Mrs. Link took her seat.

Robert Sandman, Esquire administered the Oath of Office to Roger Silva as Township Committee Member for a three (3) year term effective January 1, 2017 through December 31, 2019. Mr. Silva took his seat.

Roll Call:

Present: Rodney Guishard, John Kurtz, Judith Link, Art Schenker, Roger Silva.

Absent: XXX

Also present: Rita Martino, Township Clerk; Michael Jacobs, Township Administrator

A moment of silence for private reflection was observed.

The Township Clerk called for **nominations for 2017 Permanent Chairperson (Mayor).**

Mr. Silva nominated John Kurtz, seconded by Mr. Schenker.

Mrs. Link nominated Rodney Guishard, seconded by Mr. Guishard.

There being no other nominations, Mr. Kurtz moved, seconded by Mr. Guishard, that the nominations be closed. All in favor.

The Township Clerk called for the vote in the appointment of John Kurtz as Permanent Chairperson (Mayor) for 2017.

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

Nay: Link

Abstain: XXX

Motion Carried 4-1.

Mayor Kurtz thanked the Committee Members who voted for him, and expressed his hope to win the confidence of all others.

Mayor Kurtz called for **nominations for 2017 Permanent Deputy Chairperson (Deputy Mayor).**

Mr. Silva nominated Art Schenker.

Mrs. Link nominated Rodney Guishard.

Mr. Guishard nominated Judy Link.

There being no other nominations, Mr. Silva moved, seconded by Mr. Guishard, that the nominations be closed. All in favor.

Mayor Kurtz called for a vote on the nominees. The Township Clerk called for the vote in the appointment of Art Schenker as Permanent Deputy Chairperson (Deputy Mayor) for 2017.

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

Nay: XXX

Abstain: XXX

Motion Carried 5-0.

Appointments of Professionals for the year 2017 or until a successor is appointed
Resolution #2017-1 – A Resolution Awarding a Professional Services Contract to Robert Sandman, Esquire - Township Solicitor

Mr. Silva moved, seconded by Mr. Schenker that Resolution #2017-1 be adopted.

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

Motion Carried 5-0.

Resolution #2017-2 – A Resolution Awarding a Professional Services Contract to Randolph Lafferty, Esquire - Alternate/Conflict Solicitor

Mr. Silva moved, seconded by Mr. Guishard that Resolution #2017-2 be adopted.

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

Motion Carried 5-0.

Resolution #2017-3 – A Resolution Awarding a Professional Services Contract to Cooper Levenson - Labor Counsel

Mr. Silva moved, seconded by Mr. Schenker that Resolution #2017-3 be adopted.

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

Motion Carried 5-0.

Tabled – A Resolution Awarding a Professional Services Contract for Township Municipal Court Prosecutor

Mr. Schenker moved, seconded by Mr. Silva to Table the Resolution Awarding a Professional Services Contract for Township Municipal Court Prosecutor.

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

Motion Carried 5-0.

Resolution #2017-4 – A Resolution Awarding a Professional Services Contract to Carl Tripician - Alternate Township Municipal Court Prosecutor

Mr. Silva moved, seconded by Mr. Schenker that Resolution #2017-4 be adopted.

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

Motion Carried 3-0-2.

Resolution #2017-5 – A Resolution Awarding a Professional Services Contract to Frank Lentz - Township Municipal Court Public Defender

Mr. Silva moved, seconded by Mr. Schenker that Resolution #2017-5 be adopted.

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

Motion Carried 5-0.

Resolution #2017-6 – A Resolution Awarding a Professional Services Contract to Glenn Insurance, Inc. - Risk Management Consultant

Mr. Silva moved, seconded by Mr. Schenker that Resolution #2017-6 be adopted.

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

Motion Carried 5-0.

Authorize the Administrator to prepare formal Fair & Open Professional Services Contracts for all appointees for 2017 or until a successor is appointed and authorize the Mayor and Township Clerk to execute same

Mr. Silva moved, seconded by Mr. Schenker to Authorize the Administrator to prepare formal Fair & Open Professional Services Contracts for all appointees for 2017 or until a successor is appointed and authorize the Mayor and Township Clerk to execute same.

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

Resolution #2017-7 – A Resolution Appointing Township Physicians for the Year 2017 or until a successor is appointed to be compensated on “Services as Rendered” basis

Mr. Schenker moved, seconded by Mr. Silva that Resolution #2017-7 be adopted.

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

Mr. Guishard suggested that the opportunity should be given for all members to make nominations for Boards and Commissions. Mayor Kurtz agreed.

ZONING BOARD OF ADJUSTMENT APPOINTMENTS

Resolution #2017-8 – A Resolution Appointing Carl Pitale as Regular Member of Hamilton Township Zoning Board of Adjustment for a four (4) year term effective 1/1/17 – 12/31/20

Mr. Silva moved, seconded by Mr. Schenker that Resolution #2017-8 be adopted.

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

Resolution #2017-9 – A Resolution Appointing Wayne Cain as Regular Member of Hamilton Township Zoning Board of Adjustment for a four (4) year term effective 1/1/17 – 12/31/20

Mr. Silva moved, seconded by Mr. Schenker that Resolution #2017-9 be adopted.

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

Resolution #2017-10 – A Resolution Appointing James Santilli as Alternate I Member of Hamilton Township Zoning Board of Adjustment for a two (2) year term effective 1/1/17 – 12/31/18

Mr. Silva moved, seconded by Mr. Schenker that Resolution #2017-10 be adopted.

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

Resolution #2017-11 – A Resolution Appointing Michael Angelo as Alternate II Member of Hamilton Township Zoning Board of Adjustment for the unexpired four (4) year term of Joseph Levannar to expire 12/31/17

Mr. Silva moved, seconded by Mr. Schenker that Resolution #2017-11 be adopted.

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

HISTORIC PRESERVATION COMMISSION APPOINTMENTS

Resolution #2017-12 – A Resolution Appointing Kim Rullis as Class C Member of Hamilton Township Historic Preservation Commission for a four (4) year term effective 1/1/17 – 12/31/20

Mr. Silva moved, seconded by Mr. Schenker that Resolution #2017-12 be adopted.

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

Nay: XXX
Abstain: XXX

Motion Carried 5-0.

Mayor Kurtz stated that both Alternate Member positions for the Historic Preservation Commission will remain vacant at this time.

INDUSTRIAL COMMISSION APPOINTMENTS

Resolution #2017-13 – A Resolution Appointing Robert Laws as Regular Member of Hamilton Township Industrial Commission for a five (5) year term effective 1/1/17 – 12/31/21

Mr. Silva moved, seconded by Mr. Schenker that Resolution #2017-13 be adopted.

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

Motion Carried 5-0.

Resolution #2017-14 – A Resolution Appointing Susan Hopkins as Regular Member of Hamilton Township Industrial Commission for a five (5) year term effective 1/1/17 – 12/31/21

Mr. Silva moved, seconded by Mr. Schenker that Resolution #2017-14 be adopted.

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

Motion Carried 5-0.

Resolution #2017-15 – A Resolution Appointing Harry Rogers as Regular Member of Hamilton Township Industrial Commission to fill the unexpired five (5) year term of James P. Rhodes expiring 12/31/17

Mr. Silva moved, seconded by Mr. Schenker that Resolution #2017-15 be adopted.

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

Motion Carried 4-1.

PLANNING BOARD APPOINTMENTS

Tabled – A Resolution Appointing a Class III Member of Hamilton Township Planning Board for a one (1) year term effective 1/1/17 – 12/31/17

Mr. Silva moved, seconded by Mr. Schenker to Table the Resolution Appointing a Class III Member of Hamilton Township Planning Board for a one (1) year term effective 1/1/17 – 12/31/17.

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

Motion Carried 5-0.

Mayor’s Planning Board Appointments
Planning Board Class I: Mayor or his designee

Mayor Kurtz appointed himself for a one (1) year term effective 1/1/17 – 12/31/17.

Planning Board Class II: Township Official

Mayor Kurtz appointed Allan Womelsdorf the Class II Member of the Planning Board for a one (1) year term effective 1/1/17 – 12/31/17.

Planning Board Class IV:

Mayor Kurtz appointed Charles Cain the Class IV Member of the Planning Board for a four (4) year term effective 1/1/17 – 12/31/20.

Planning Board Class IV:

Mayor Kurtz appointed Dave Adams the Class IV Member of the Planning Board for a four (4) year term effective 1/1/17 – 12/31/20.

Planning Board Class IV:

Mayor Kurtz appointed Harry Rogers the Class IV Member of the Planning Board for a four (4) year term effective 1/1/17 – 12/31/20.

Planning Board Alternate I:

Mayor Kurtz appointed Jack Percy the Alternate I Member of the Planning Board for a two (2) year term effective 1/1/17 – 12/31/18.

Planning Board Alternate II:

Mayor Kurtz appointed Marla Caldwell the Alternate II Member of the Planning Board for the two (2) year unexpired term of Joseph C. Rogers, Jr. to expire 12/31/17.

VETERANS ADVISORY BOARD APPOINTMENTS

Resolution #2017-16 – A Resolution Appointing Dominic Francesco as Regular Member of Hamilton Township Veterans Advisory Board for a three (3) year term effective 1/1/17 – 12/31/19

Mr. Silva moved, seconded by Mr. Guishard that Resolution #2017-16 be adopted.

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

Nay: XXX

Abstain: XXX

Motion Carried 5-0.

Resolution #2017-17 – A Resolution Appointing Roman Raubertas as Regular Member of Hamilton Township Veterans Advisory Board for a three (3) year term effective 1/1/17 – 12/31/19

Mr. Silva moved, seconded by Mr. Schenker that Resolution #2017-17 be adopted.

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

Nay: XXX

Abstain: XXX

Motion Carried 5-0.

MUNICIPAL UTILITIES AUTHORITY APPOINTMENTS

Resolution #2017-18 – A Resolution Appointing Mary Jo Coutts as Regular Member of Hamilton Township Municipal Utilities Authority for a five (5) year term effective 2/1/17 – 2/1/22

Mayor Kurtz moved, seconded by Mr. Schenker that Resolution #2017-18 be adopted.

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

Nay: XXX

Abstain: XXX

Motion Carried 5-0.

Resolution #2017-19 – A Resolution Appointing Jennie Ayres as Alternate I Member of Hamilton Township Municipal Utilities Authority for a five (5) year term effective 2/1/17 – 2/1/22

Mayor Kurtz moved, seconded by Mr. Schenker that Resolution #2017-19 be adopted.

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

Nay: XXX

Abstain: XXX

Motion Carried 5-0.

PROPERTY MAINTENANCE CODE APPEALS BOARD APPOINTMENTS

Regular Member Appointment

Mr. Silva nominated Russell Bongiovanni, Sr., seconded by Mr. Schenker.

Mr. Guishard nominated Vickie Collette and David Allmond.

Mayor Kurtz called for a vote on the motion and second for Russell Bongiovanni, Sr.

Resolution #2017-20 – A Resolution Appointing Russell Bongiovanni, Sr. as Regular Member of Hamilton Township Property Maintenance Code Appeals Board for a three (3) year term effective 1/1/17 – 12/31/19

Mr. Silva moved, seconded by Mr. Schenker that Resolution #2017-20 be adopted.

Recorded Vote: Aye: Kurtz, Schenker, Silva

Nay: Guishard, Link

Abstain: XXX

Motion Carried 3-2.

Alternate Member Appointment

Mr. Silva nominated Vickie Collette, seconded by Mr. Schenker.

Mayor Kurtz called for a vote on the motion and second for Vickie Collette.

Resolution #2017-21 – A Resolution Appointing Vickie Collette as Alternate I Member of Hamilton Township Property Maintenance Code Appeals Board for a three (3) year term effective 1/1/17 – 12/31/19

Mr. Silva moved, seconded by Mr. Schenker that Resolution #2017-21 be adopted.

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

Motion Carried 5-0.

LAKE LENAPE DAM ADVISORY BOARD APPOINTMENTS

Township Representative at Large Appointment

Mr. Guishard nominated Mark J. Cohen, seconded by Mrs. Link.

Mr. Silva nominated Carl Pitale.

Mr. Guishard stated that Mr. Cohen lives in the area and has worked at the park for many years. Additionally, Mr. Cohen has been very active in the dam activities and is ideal for the position.

Mrs. Link stated that Mr. Pitale, although very talented, did not apply for the position.

Mr. Silva disagreed and stated that Mr. Pitale did indeed apply.

Mayor Kurtz stated that there is a motion and a second for Mark J. Cohen, and called for a vote on same.

Defeated – A Resolution Appointing Mark J. Cohen as Township Representative at Large of Lake Lenape Dam Advisory Board for a one (1) year term effective 1/1/17 –12/31/17

Mr. Guishard moved, seconded by Mrs. Link that a Resolution be adopted to appoint Mark J. Cohen as Township Representative at Large of Lake Lenape Dam Advisory Board for a one (1) year term effective 1/1/17 –12/31/17.

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

Motion Defeated 2-3.

Mayor Kurtz again called for a motion and second for Township Representative at Large.

Mr. Silva nominated Carl Pitale, seconded by Mr. Schenker.

Resolution #2017-22 – A Resolution Appointing Carl Pitale as Township Representative at Large of Lake Lenape Dam Advisory Board for a one (1) year term effective 1/1/17 –12/31/17

Mr. Silva moved, seconded by Mr. Schenker that Resolution #2017-22 be adopted.

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

Motion Carried 5-0.

Resolution #2017-23 – A Resolution Appointing Roger Silva as Township Committee Member of Lake Lenape Dam Advisory Board for a one (1) year term effective 1/1/17 –12/31/17

Mayor Kurtz moved, seconded by Mr. Schenker that Resolution #2017-23 be adopted.

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

Motion Carried 5-0.

Resolution #2017-24 – A Resolution Appointing Brett Noll as Township Representative Public Works Department of Lake Lenape Dam Advisory Board for a one (1) year term effective 1/1/17 –12/31/17

Mayor Kurtz moved, seconded by Mr. Guishard that Resolution #2017-24 be adopted.

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

GREEN TEAM APPOINTMENTS

Resolution #2017-25 – A Resolution Appointing Suzanne Marx as Citizen Representative of Hamilton Township Green Team for a one (1) year term effective 1/1/17 –12/31/17
Mr. Guishard moved, seconded by Mr. Schenker that Resolution #2017-25 be adopted.

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

Resolution #2017-26 – A Resolution Appointing Susan Lazarchick as Citizen Representative of Hamilton Township Green Team for a one (1) year term effective 1/1/17 –12/31/17
Mr. Guishard moved, seconded by Mrs. Link that Resolution #2017-26 be adopted.

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

Resolution #2017-27 – A Resolution Appointing Patrice Rainey as Citizen Representative of Hamilton Township Green Team for a one (1) year term effective 1/1/17 –12/31/17
Mr. Guishard moved, seconded by Mrs. Link that Resolution #2017-27 be adopted.

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

Resolution #2017-28 – A Resolution Appointing Fran Saravia as Citizen Representative of Hamilton Township Green Team for a one (1) year term effective 1/1/17 –12/31/17
Mr. Guishard moved, seconded by Mr. Schenker that Resolution #2017-28 be adopted.

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

Resolution #2017-29 – A Resolution Appointing Michele Bellinger as Citizen Representative of Hamilton Township Green Team for a one (1) year term effective 1/1/17 –12/31/17
Mr. Guishard moved, seconded by Mrs. Link that Resolution #2017-29 be adopted.

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

Resolution #2017-30 – A Resolution Appointing Carol Dupras as Citizen Representative of Hamilton Township Green Team for a one (1) year term effective 1/1/17 –12/31/17
Mr. Guishard moved, seconded by Mrs. Link that Resolution #2017-30 be adopted.

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

Resolution #2017-31 – A Resolution Appointing Kristine Demark as Citizen Representative of Hamilton Township Green Team for a one (1) year term effective 1/1/17 –12/31/17
Mr. Guishard moved, seconded by Mrs. Link that Resolution #2017-31 be adopted.

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

Abstain: XXX

Motion Carried 5-0.

Resolution #2017-32 – A Resolution Appointing Ingrid Perez as Municipal Official of Hamilton Township Green Team for a one (1) year term effective 1/1/17 –12/31/17

Mr. Silva moved, seconded by Mr. Schenker that Resolution #2017-32 be adopted.

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

Nay: XXX

Abstain: XXX

Motion Carried 5-0.

Resolution #2017-33 – A Resolution Appointing Rodney Guishard as Township Committee Representative of Hamilton Township Green Team for a one (1) year term effective 1/1/17 – 12/31/17

Mr. Silva moved, seconded by Mrs. Link that Resolution #2017-33 be adopted.

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

Nay: XXX

Abstain: XXX

Motion Carried 5-0.

SENIOR CITIZENS ADVISORY COMMITTEE APPOINTMENTS

Resolution #2017-34 – A Resolution Appointing William Schmidt as Fairways Representative of Senior Citizens Advisory Committee for a one (1) year term effective 1/1/17 –12/31/17

Mr. Guishard moved, seconded by Mr. Schenker that Resolution #2017-34 be adopted.

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

Nay: XXX

Abstain: XXX

Motion Carried 5-0.

Resolution #2017-35 – A Resolution Appointing Viona Corbo as Tavistock Representative of Senior Citizens Advisory Committee for a one (1) year term effective 1/1/17 –12/31/17

Mr. Guishard moved, seconded by Mr. Schenker that Resolution #2017-35 be adopted.

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

Nay: XXX

Abstain: XXX

Motion Carried 5-0.

Resolution #2017-36 – A Resolution Appointing Ruth Zahn as Woods Landing Representative of Senior Citizens Advisory Committee for a one (1) year term effective 1/1/17 –12/31/17

Mr. Guishard moved, seconded by Mr. Schenker that Resolution #2017-36 be adopted.

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

Nay: XXX

Abstain: XXX

Motion Carried 5-0.

Resolution #2017-37 – A Resolution Appointing Patricia Johnson as Citizen Representative of Senior Citizens Advisory Committee for a one (1) year term effective 1/1/17 –12/31/17

Mr. Guishard moved, seconded by Mr. Schenker that Resolution #2017-37 be adopted.

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

Nay: XXX

Abstain: XXX

Motion Carried 5-0.

Resolution #2017-38 – A Resolution Appointing Pam Scott as Citizen Representative of Senior Citizens Advisory Committee for a one (1) year term effective 1/1/17 –12/31/17

Mrs. Link moved, seconded by Mr. Guishard that Resolution #2017-38 be adopted.

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

Nay: XXX

Abstain: XXX

Motion Carried 5-0.

Resolution #2017-39 – A Resolution Appointing Diane Welke as Citizen Representative of Senior Citizens Advisory Committee for a one (1) year term effective 1/1/17 –12/31/17

Mr. Guishard moved, seconded by Mr. Schenker that Resolution #2017-39 be adopted.

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

Motion Carried 5-0.

Resolution #2017-40 – A Resolution Appointing Diane Fox as Citizen Representative of Senior Citizens Advisory Committee for a one (1) year term effective 1/1/17 –12/31/17

Mrs. Link moved, seconded by Mr. Schenker that Resolution #2017-40 be adopted.

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

Motion Carried 5-0.

GREAT EGG HARBOR NATIONAL SCENIC & RECREATION RIVER COUNCIL APPOINTMENTS

Resolution #2017-41 – A Resolution Appointing William Christman as Regular Member of Great Egg Harbor National Scenic & Recreation River Council for a two (2) year term effective 1/1/17 –12/31/19

Mr. Silva moved, seconded by Mr. Guishard that Resolution #2017-41 be adopted.

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

Motion Carried 5-0.

Resolution #2017-42 – A Resolution Appointing Michael Dupras as Regular Member of Great Egg Harbor National Scenic & Recreation River Council for a two (2) year term effective 1/1/17 –12/31/19

Mr. Silva moved, seconded by Mr. Guishard that Resolution #2017-42 be adopted.

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

Motion Carried 5-0.

EMERGENCY MANAGEMENT – Coordinator Appoints/Mayor Confirms

Mayor Kurtz confirmed Emergency Management Coordinator Michael Robison’s appointment of **Paul Sorrentino, Michael Brandenberger, and Henry Dorsey, Jr. as Co-Deputy Emergency Management Coordinators** for a one (1) year term effective 1/1/17 – 12/31/17.

Mayor Kurtz confirmed Emergency Management Coordinator Michael Robison’s appointment of **Debra Fiedler, Ted Kinsey, John Percy III, George Sanders, Anthony Alcott, Chris Tilley, Gregory Ciambrone, Christopher Prychka, Joseph Guerrier, Carlton Platt, Loretta Platt, Mayor Kurtz Deputy Mayor Schenker, and Brett Noll as Emergency Management Staff Members** for a one (1) year term effective 1/1/17 – 12/31/17.

LOCAL EMERGENCY PLANNING COMMITTEE (formerly Citizens’ Advisory Council) Mayor appoints Coordinator, Coordinator appoints Co-Deputy Coordinators, Mayor appoints Members

Mayor Kurtz confirmed Coordinator Michael Robison’s appointment of **Paul Sorrentino, Michael Brandenberger, and Henry Dorsey, Jr. as Local Emergency Planning Committee Co-Deputy Coordinators** for a one (1) year term each effective 1/1/17 – 12/31/17.

Mayor Kurtz appointed the following **Local Emergency Planning Committee Members** for a one (1) year term effective 1/1/17 – 12/31/17:

- Chief of Police
- ESAB Chairman
- Chief of Hamilton Rescue Squad & Dive Team

- Director of Public Works
- Coordinator of Emergency Mgmt. For HT Public Schools
- Supt. of GEH Regional High School
- HTMUA Director
- Mayor or Mayor’s Designee
- Deputy Mayor
- Township Administrator

EMERGENCY SERVICES ADVISORY BOARD – Mayor Appoints

Mayor Kurtz appointed the following **Emergency Services Advisory Board Members** for a one (1) year term effective 1/1/17 – 12/31/17:

- Chiefs of the five (5) fire companies or their designees:
 - o Weymouth Volunteer Fire Co.
 - o Cologne Volunteer Fire Co.
 - o Mays Landing Volunteer Fire Co.
 - o Laureldale Volunteer Fire Co.
 - o Mizpah Volunteer Fire Co.
- Chief of the Rescue Squad & Dive Team or the Chief’s Designee
- Fire Official
- Chief of Police
- Emergency Management Coordinator
- Communications Coordinator
- Township Committee Liaison to Public Safety
- Up to three (3) residents of the Township
 - o Henry Dorsey
 - o John J. Percy III
 - o Vacancy

Mayor’s Announcement of 2017 Department Chairpersons and Deputy Chairpersons

Mayor Kurtz announced the following Department Chairperson and Deputy Chairperson assignments for the year 2017:

Administration & Finance (Personnel, Insurance, Audit, Purchasing, Tax Assessment, Tax Collection, Safety Committee, Strategic Planning Process Oversight, MUA)

Chairperson: John Kurtz

Deputy Chairperson: Art Schenker

Public Works (Street Lighting, Garbage/Trash/Recycling)

Chairperson: Roger Silva

Deputy Chairperson: John Kurtz

Public Safety (Police, Municipal Court, Emergency Mgmt., Fire & Rescue, Animal Control)

Chairperson: Roger Silva

Deputy Chairperson: Art Schenker

Planning/Zoning/Community Development (Planning, Green Team, Historic Preservation Commission, Zoning, Construction & Code Enforcement, Industrial Commission)

Chairperson: Judy Link

Deputy Chairperson: Rodney Guishard

Special Events (Veterans’ Advisory Board, Special Events: Hometown Celebration, 911 Ceremonies, Halloween Parade, Tree Lighting, POW/MIA Day, Veterans’ Day)

Chairperson: Rodney Guishard

Deputy Chairperson: Judy Link

Resolution #2017-43 – A Resolution Designating Holidays for Full-Time Salaried Employees for the year 2017

Mr. Silva moved, seconded by Mr. Schenker that Resolution #2017-43 be adopted.

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

Nay: XXX

Abstain: XXX

Motion Carried 5-0.

With regard to the Mayor's appointment of 2017 Department Chairpersons and Deputy Chairpersons, Mr. Guishard commented that the appointments are all in accordance with party membership, and more diversity would have been better. Some discussion ensued.

Resolution #2017-44 – A Resolution Designating Depositories for Township Funds

Mr. Kurtz moved, seconded by Mr. Schenker that Resolution #2017-44 be adopted.

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

Motion Carried 5-0.

Resolution #2017-45 – A Resolution Designating Official Newspapers for Municipal Legal Advertising for 2017

Mr. Guishard inquired as to why the Current was not included among the official newspapers; it was confirmed that the Current is not a paid newspaper.

Mr. Schenker moved, seconded by Mr. Guishard that Resolution #2017-45 be adopted.

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

Motion Carried 5-0.

Resolution #2017-46 – A Resolution Designating Regular Meeting Dates of the Township Committee of the Township of Hamilton for the year 2017

Mr. Silva moved, seconded by Mr. Schenker that Resolution #2017-46 be adopted.

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

Motion Carried 5-0.

Resolution #2017-47 – A Resolution Certifying Memberships for the year 2017

Mr. Schenker moved, seconded by Mr. Silva that Resolution #2017-47 be adopted.

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

Motion Carried 5-0.

Comments by Chairperson and Committee Members

Mrs. Link thanked all who supported her in her election to Township Committee, as well as her running mate Mark Ludwick. She further thanked all of the Hamilton Township workers, and recognized the Police/Fire/Rescue members for their very significant contributions to the community. Mrs. Link stated that she will work toward attaining additional support for the Mizpah area, as well as for senior citizens. She reminded everyone that she is available at all times to discuss any problems. She closed by congratulating Mr. Silva on his re-election, and wished everyone a Happy New Year, Christmas, and Hanukkah.

Mr. Guishard seconded Mrs. Link's comments, congratulated both of the returning Committee Members, and thanked the staff for their hard work. He also emphasized the goal of maintaining a satisfactory level of service to the community. He further stated that he strives to improve local quality of life and make for a better community; he also hopes to promote diversity in community involvement.

Mr. Silva congratulated Mayor Kurtz and Mr. Schenker on their new responsibilities, and congratulated all who were appointed to Boards and Commissions. He stated that he was humbled to be elected to Township Committee for the fourth time; he expressed great admiration for his running mate, who he hopes will remain involved with the community. Mr. Silva stated that his main goal is to be able to sustain the Township in a poor economy. Next to sustainability, Mr. Silva emphasized safety. He stated that a great deal of the budget goes to safety, which is greatly beneficial. He closed by stating that he will remain diligent as always, and wished everyone a Happy New Year.

Mr. Schenker thanked the Committee for his appointment to Deputy Mayor, and looks forward to working with Mayor Kurtz. He stated that the Committee is dedicated to serving the community as a whole.

Mayor Kurtz echoed many of the previous comments, and extended his congratulations to everyone who was appointed to Boards and Commissions. He also thanked all of the Township workers for a

great job. He stated that he has been a proud resident for over 25 years and is a local business owner with a strong commitment to the Township. He acknowledged his family who was in attendance, and thanked the Committee Members for their support.

On motion of Mr. Silva, second of Mr. Guishard, it was moved at 7:02 pm to adjourn to the Regular Business Meeting. All in favor.

Mayor Kurtz then called for a brief recess.

JANUARY 3, 2017 REGULAR MEETING

Mayor Kurtz called the Regular Meeting to order at 7:22 pm.

Addition/Deletion of Late Agenda Items

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

- Additions:
- 5C. Insert name of successful bidder – Animal Control of South Jersey of Delmont, NJ - \$21,000.00 for the period 1/1/17 – 12/31/17.
 - 5D. Insert name of successful bidder – Green Trees Landscape Construction of Absecon, NJ for the period 1/1/17 – 12/31/17.
 - 6R. Resolution authorizing the solicitor to take action in the denial of release of Maintenance Guarantee – Cedar Point (fka Adams Branch Major Subdivision) Phase II – Site Improvements
 - 6S. Resolution authorizing the solicitor to take action in the denial of release of Maintenance Guarantee – Cedar Point (fka Adams Branch Major Subdivision) Phase III – Site Improvements

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

Nay: XXX

Abstain: XXX

Motion Carried 5-0.

Early Public Comment

Chelsea Lippincott, of Hammonton stated that she is a NJ certified Animal Control Officer working with Shore Animal Control. She also stated that Shore Animal Control is the only full service Animal Control company in Atlantic County that has two certified Animal Control Officers who reside directly in Atlantic County. They also have four other certified Animal Control Officers residing on several borders of Hamilton Township within 10-15 minutes of Mays Landing. They also have two NJ state certified Cruelty Investigators on staff. In total, Shore Animal Control employs eight certified NJ Animal Control Officers, and she stated that she believes having Animal Control Officers who reside in Atlantic County is critical for proper emergency response. She further stated that they are the only Animal Control company with a full service website and an active Facebook page with almost 6,000 Likes and a weekly viewership of 50,000 a week, which helps them return pets directly to residents, and avoid the stress and hardship of retrieving their dog from the shelter. Ms. Lippincott closed by stating that she believes her company would do an excellent job for Hamilton Township.

Karen Reinecke, of Egg Harbor Township stated that she is a NJ state certified Animal Control Officer working for Shore Animal Control. She stated that she believes that Shore Animal Control is the only responsible bidder that has the qualified number of personnel required to provide quality animal control in Hamilton Township. She stated that, with that in mind, she has three questions: 1. Does Animal Control of South Jersey have any officers living in Atlantic County? (*Solicitor Sandman directed Township Committee not to answer the question.*) 2. Do they have a certified Animal Cruelty Investigator on staff as required by the contract bid specs? (*Solicitor Sandman again directed Township Committee not to answer.*) 3. Are you aware of the violations by the state law enforcement division of the DEP for the officer that owns the company? (*Solicitor Sandman again directed Township Committee not to answer.*) She stated that she also has paperwork that his vehicle is not in compliance. She further stated that there are only two employees with Animal Control of South Jersey, and the name “Animal Control of South Jersey” will make it two animal control companies in Atlantic County with that exact name.

Discussions

Introduction of Ordinance

Ordinance # 1839-2017

Mr. Jacobs stated that this came from the Planning Board, who recommended same unanimously.

Mr. Silva moved, seconded by Mr. Guishard that the following Ordinance #1839-2017 be introduced on first reading with public hearing to be held January 17, 2017:

Ordinance No. 1839-2017 – An Ordinance to Vacate the Following Public Street Situate in the Township of Hamilton, County of Atlantic and State of New Jersey and to Release and Relinquish the Public Rights Therein, a Portion of Orchard Street, and Repealing All Ordinances Heretofore Adopted, the Provisions of Which are Inconsistent Herein.

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

Nay: XXX

Abstain: XXX

Motion Carried 5-0.

Introduction of Ordinance

Ordinance # 1840-2017

Mr. Jacobs stated that this Ordinance establishes a Cap Bank, allowing the Township to expend surplus funds over and above the tax revenue.

Mr. Guishard moved, seconded by Mr. Schenker that the following Ordinance #1840-2017 be introduced on first reading with public hearing to be held January 17, 2017:

Ordinance No. 1840-2017 – An Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a Cap Bank (N.J.S.A. 40A:4-45.14).

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

Nay: XXX

Abstain: XXX

Motion Carried 5-0.

Award of Bids/Contracts

Resolution #2017-48 – A Resolution to Award Contract to Professional Property Appraisers, Inc., Delran, NJ for Residential Inspection and Measurement Services for 2017 and Authorize Mayor, Township Clerk and Assessor to execute the agreement on behalf of the Township: Class 2 Properties new construction \$40.00 per parcel; Commercial new Construction \$200.00 per parcel; Condominiums \$25.00 per parcel; additions to existing parcels \$25.00 per parcel.

Mr. Jacobs stated that this allows the Tax Assessor to hire this company for appraisal of properties.

Mr. Silva moved, seconded by Mr. Guishard that Resolution #2017-48 be adopted.

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

Nay: XXX

Abstain: XXX

Motion Carried 5-0.

Resolution #2017-49 – A Resolution to Award Contract to Phoenix Advisors, LLC of Bordentown, NJ to act as Continuing Disclosure Agent to the Township for required, scheduled filings for the current year ending 12/31/17 not to exceed \$1,050.00.

Mr. Jacobs stated that this allows us to fulfill our reporting requirements under federal law because of our bond issues.

Mr. Guishard moved, seconded by Mr. Silva that Resolution #2017-49 be adopted.

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

Nay: XXX

Abstain: XXX

Motion Carried 5-0.

Resolution #2017-50 – A Resolution to Award Contract to Animal Control of SJ of Delmont, NJ for Animal Control Services for the period 1/1/17 – 12/31/17.

Mr. Jacobs stated that three bids were received: Tri-County Animal Control at \$27,600.00; Shore Animal Control at \$21,600.00; and Animal Control of South Jersey at \$21,000.00.

Mr. Silva inquired whether the comments made tonight have any bearing on our normal practice of awarding to the lowest bidder. Solicitor Sandman replied that the comments seemed to be geared toward attacking the qualifications of the apparent low bidder. Bidders are either qualified or they are not. Solicitor Sandman further stated that in his communications with the Township Administrator and Department Heads, the issues mentioned have been investigated and have been determined not to be disqualifying. They are a responsible bidder under the law, and their bid is responsive to the bid documents. Solicitor Sandman closed by stating that he knows of no reason why the contract should not be awarded to them.

Mrs. Link asked if there was any information available to the Committee specifically regarding the practices of the Company, and further asked if the matter might be tabled. Mr. Jacobs stated that he did contact the three references that were listed, and all gave good references, stating that they were timely, worked well with the police, etc. Mr. Jacobs further stated that the concern about tabling the matter is that doing so would leave the Township without any animal control service at all. Mr. Guishard asked if there were options to extend the existing contract. Some discussion ensued. Mr. Jacobs stated that to his understanding, the Township would have to have had their own negative experience with a bidder in order to disqualify them.

Solicitor Sandman stated the Township created the specifications, and the only thing to be done is to compare the bid document to the bid to see if they are responsive and responsible. There has been no credible evidence from which our staff could determine that the lowest bidder is not responsible. Some discussion ensued. Solicitor Sandman clarified that the Township can reject all the bids and change the specifications the second time around, but that would leave the Township without animal control services for some amount of time. Mr. Guishard stated that if the concerns are true, then he would be concerned about moving ahead. Mayor Kurtz stated that based on the information we have, statements made, and the references given, there seems to be no reason to postpone it, particularly if doing so would leave the municipality without animal control services.

Mrs. Link asked and confirmed that if a company was awarded the contact and did not fulfill their obligations, their services could be terminated before the end of the contract.

Mr. Guishard moved, seconded by Mr. Schenker that Resolution #2017-50 be adopted.

Mr. Schenker stated that he is in the construction business, and the lowest responsible bidder is not always the best bidder. He further stated that unfortunately they are bound by the rules, and only time will tell if the accusations made are relevant. Mayor Kurtz added that their performance will be monitored.

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

Motion Carried 5-0.

Resolution #2017-51 – A Resolution to Award Contract to Green Trees Landscape Construction of Absecon, NJ, Bid #2016-11 for Property Maintenance, Mowing and Other Specialized Landscaping Services for the period 1/1/17 – 12/31/17.

Mr. Jacobs stated this contract allows us to maintain properties that have not been properly maintained previously.

Mr. Guishard moved, seconded by Mayor Kurtz that Resolution #2017-51 be adopted.

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

Motion Carried 5-0.

Resolution #2017-52 – A Resolution to Award Contract to Landberg Construction, LLC, Bid #2016-12 for Replacement of Tanglewood Drive Culverts for the period 1/1/17 – 12/31/17.

Mr. Jacobs stated that this is to replace the collapsing culverts on Thirteenth Street/Tanglewood.

Mr. Silva moved, seconded by Mr. Schenker that Resolution #2017-52 be adopted.

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

Motion Carried 5-0.

Consent Agenda

Mayor Kurtz requested to remove items 6B., 6M., and 6Q. from the consent agenda to allow for a separate vote.

Mr. Silva moved, seconded by Mrs. Link to approve Consent Agenda items 6A., 6C-6L., 6N.-6P., and 6R.-6S.

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

Approve Business Registration Licenses:

Mr. Silva moved, seconded by Mrs. Link to approve the following business registration license(s):

- 1. Elite Dental Coverage – provides dental staff to dental offices

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

Nay: XXX

Abstain: XXX

Motion Carried 5-0.

Resolution #2017-54 – A Resolution Confirming the Official Cash Management Plan for the Township of Hamilton.

Mr. Silva moved, seconded by Mrs. Link that Resolution #2017-54 be adopted.

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

Nay: XXX

Abstain: XXX

Motion Carried 5-0.

Resolution #2017-55 – A Resolution Identifying Authorized Signatories

Mr. Silva moved, seconded by Mrs. Link that Resolution #2017-55 be adopted.

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

Nay: XXX

Abstain: XXX

Motion Carried 5-0.

Resolution #2017-56 – A Resolution Authorizing the Tax Assessor to file Tax Appeals to increase assessments to correct errors discovered.

Mr. Silva moved, seconded by Mrs. Link that Resolution #2017-56 be adopted.

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

Nay: XXX

Abstain: XXX

Motion Carried 5-0.

Resolution #2017-57 – A Resolution Authorizing the Tax Assessor to file Tax Appeals to decrease assessments to correct errors discovered.

Mr. Silva moved, seconded by Mrs. Link that Resolution #2017-57 be adopted.

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

Nay: XXX

Abstain: XXX

Motion Carried 5-0.

Resolution #2017-58 – A Resolution establishing grace period, rate of interest and penalty to be charged for delinquent taxes as set forth in NJSA 54:4-67.

Mr. Silva moved, seconded by Mrs. Link that Resolution #2017-58 be adopted.

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

Nay: XXX

Abstain: XXX

Motion Carried 5-0.

Resolution #2017-59 – A Resolution authorizing Tax Sale pursuant to NJSA 54:5-19.

Mr. Silva moved, seconded by Mrs. Link that Resolution #2017-59 be adopted.

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

Nay: XXX

Abstain: XXX

Motion Carried 5-0.

Resolution #2017-60 – A Resolution authorizing cancellation of small tax balances under \$5.00.

Mr. Silva moved, seconded by Mrs. Link that Resolution #2017-60 be adopted.

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

Motion Carried 5-0.

Resolution #2017-61 – Resolution to appoint Ingrid Perez JIF Fund Commissioner for 2017.

Mr. Silva moved, seconded by Mrs. Link that Resolution #2017-61 be adopted.

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

Motion Carried 5-0.

Resolution #2017-62 – Resolution to appoint Michael S. Jacobs Alternate JIF Fund Commissioner for 2017.

Mr. Silva moved, seconded by Mrs. Link that Resolution #2017-62 be adopted.

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

Motion Carried 5-0.

Resolution #2017-63 – Resolution to appoint Mary Kelly JIF Non-Police Claims Coordinator for 2017.

Mr. Silva moved, seconded by Mrs. Link that Resolution #2017-63 be adopted.

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

Motion Carried 5-0.

Resolution #2017-64 – Resolution to appoint Lea Brower JIF Police Claims Coordinator for 2017.

Mr. Silva moved, seconded by Mrs. Link that Resolution #2017-64 be adopted.

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

Motion Carried 5-0.

Resolution #2017-65 – Resolution to appoint Contact Persons for the Employment Practices Liability Helpline – Atlantic County Municipal Joint Insurance Fund.

Mr. Silva moved, seconded by Mrs. Link that Resolution #2017-65 be adopted.

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

Motion Carried 5-0.

Resolution #2017-66 – Resolution to appoint Lisa Marcolongo JIF Safety Coordinator for 2017.

Mr. Silva moved, seconded by Mrs. Link that Resolution #2017-66 be adopted.

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

Motion Carried 5-0.

Resolution #2017-67 – A Resolution authorizing correction to In-Rem Foreclosure List.

Mr. Silva moved, seconded by Mrs. Link that Resolution #2017-67 be adopted.

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

Resolution #2017-68 – A Resolution authorizing Release of Letter of Credit with Amendment #63665350 in the amount of \$221,841.19, posted as a 2-year Maintenance Guarantee for Hamilton Mall LLC – Hamilton Mall Expansion Project (Block 1135.01, Lots 10.02, 10.03, 10.10, 10.11) upon its expiration date of 2/26/17 as recommended by Steve Filippone, Township Engineer in his correspondence dated 12/22/16.

Mr. Silva moved, seconded by Mrs. Link that Resolution #2017-68 be adopted.

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

Resolution #2017-70 – A Resolution granting approval to submit a grant application and execute a grant contract with the NJ Department of Transportation for the Reconstruction of Malaga Road – Section 5 Project.

Mr. Silva moved, seconded by Mrs. Link that Resolution #2017-70 be adopted.

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

Resolution #2017-71 – A Resolution ratifying land sale to contiguous owner pursuant to Ordinance #1832-2016, Lot 15, Block 606 - \$4,700.00.

Mr. Silva moved, seconded by Mrs. Link that Resolution #2017-71 be adopted.

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

Resolution #2017-72 – A Resolution authorizing release of Fidelity and Deposit Company of Maryland Bond #09103234 TR#8509 in the amount of \$412,843.72 posted as a 2-year Maintenance Guarantee for WalMart Expansion Project as recommended by Robert Smith, Alternate Township Engineer on 12/27/16.

Mr. Silva moved, seconded by Mrs. Link that Resolution #2017-72 be adopted.

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

Resolution #2017-74 – A Resolution Authorizing Township Solicitor to take action in the denial of release of Maintenance Guarantee – Cedar Point (fka Adams Branch Major Subdivision) Phase II – Site Improvements, Block 854 Lots 30, 42, and 43 (US Homes Corp./Lennar).

Mr. Silva moved, seconded by Mrs. Link that Resolution #2017-74 be adopted.

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

Resolution #2017-75 – A Resolution Authorizing Township Solicitor to take action in the denial of release of Maintenance Guarantee – Cedar Point (fka Adams Branch Major Subdivision) Phase III – Site Improvements, Block 854 Lots 30, 42, and 43 (US Homes Corp./Lennar).

Mr. Silva moved, seconded by Mrs. Link that Resolution #2017-75 be adopted.

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

Items removed from Consent Agenda

Resolution #2017-53 – A Resolution to Adopt 2017 Temporary Budget for the Township of Hamilton.

Mr. Silva moved, seconded by Mr. Schenker that Resolution #2017-53 be adopted.

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

Resolution #2017-69 – A Resolution authorizing Release of Cash Escrow in the amount of \$6,288.41, posted as a 2-year non-stormwater Maintenance Guarantee for Mercy Medical Associates Office Expansion (Block 774, Lot 4) as recommended by Steve Filippone, Township Engineer in his correspondence dated 12/16/16.

Solicitor Sandman recused himself from this matter due to a conflict of interest.

Mr. Silva moved, seconded by Mr. Guishard that Resolution #2017-69 be adopted.

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

Resolution #2017-73 – A Resolution to Approve Budget Appropriation Reserve transfers as recommended by the CFO.

Mr. Silva moved, seconded by Mr. Schenker that Resolution #2017-73 be adopted.

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

Personnel

Resolution #2017-76 – A Resolution appointing Rita Martino, Township Clerk, as Municipal Improvement Search Officer for the year 2017.

Mr. Silva moved, seconded by Mr. Guishard that Resolution #2017-76 be adopted.

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

Resolution #2017-77 – A Resolution appointing Renee DeSalvo, Tax Collector, as Municipal Tax Search Officer for the year 2017.

Mr. Silva moved, seconded by Mr. Guishard that Resolution #2017-77 be adopted.

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

Resolution #2017-78 – A Resolution recommending the appointment of a Municipal Court Judge for the Township of Hamilton Regional Municipal Court.

Mr. Silva recommended Michele Verno, seconded by Mr. Schenker.
Mr. Guishard recommended Robert Pinnizzato, seconded by Mrs. Link.

Mr. Guishard stated that a request had been made for legal action to be stopped in this matter. They did have the opportunity to interview the candidates they had not previously interviewed. He stated that he would have conducted the recruitment differently, with all Committee Members involved from the start. He also said that he was very impressed with the candidates, and any one of them could serve well as our Judge.

Mrs. Link stated that everyone that was interviewed displayed honesty and integrity. She stated that Michele Verno had very good ideas for the future, Robert Pinnizzato expressed impressive empathy for the poor, and Elaine Frick has always been a beneficial part of our community. It was a difficult choice with many viable candidates.

Solicitor Sandman stated that the first motion was to recommend Michele Verno, and that motion was seconded, so that is the motion on the table and must be addressed first. Solicitor Sandman further explained that because we are now a regional court, the Committee does not appoint the Judge. They may only make a recommendation to the Governor, who then appoints the Judge.

Mr. Silva moved, seconded by Mr. Schenker that Resolution #2017-78 be adopted.

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

Nay: XXX

Abstain: Link

Motion Carried 4-0-1.

Mr. Schenker stated that this is the second time this matter has been put to a vote, and ironically, the vote turned out basically the same. He further showed a package that was delivered to him on Christmas Eve, while he was sitting with his family; he stated that the package contained the lawsuit that Mr. Guishard and Mrs. Link brought against all of the Committee Members. He said that he does not understand why we went through such a “dog and pony show” for no apparent change in what went on. He further stated that he is not on the personnel committee, he did not make the decision to let them interview or not let them interview, he did not make the decision to put a resolution forward, he did not create a short list nor did he see a list, and he did not see the candidate until the night of the vote; he therefore stated that he does not understand why his name was on the lawsuit. He said he had the same opportunity that Mr. Guishard had of one vote, and questioned whether he was brought into the suit because he voted yes, or if it was simply an opportunity to drag his name into the mud. He referenced Mrs. Link’s previous statement that they were getting off on the wrong foot, and agreed with that statement. In closing, Mr. Schenker made a recommendation to the Administrator, as the new Deputy Mayor and a new member of the Personnel Committee, that they sit down and formulate a document that would clearly point out the procedure that we will use to hire everybody that the Township hires – Chief of Police, Administrator, Department Heads, and the Judge, so that this cannot be used as a political football. He expressed hope that this can be worked out among the members to result in a standard that the Township will live by.

Solicitor Sandman stated that as we sit here today, he is under Court Order to appear in court at 1:30 pm the next day to answer the claim in the lawsuit. He asked if it had been dismissed. Mr. Guishard confirmed that he did indeed request for their attorney to dismiss the suit.

Mr. Guishard also stated that he did what he did for very good reasons, contrary to the remarks that it was of no input or no value. He further stated that as Committee Members, one of their responsibilities is hiring key personnel for the Township. The Judge for the Township is a key position, and one that he believed and assumed that all Committee Members would be involved in selecting. In reality, there was a meeting in which it was decided to solicit applications for a Judge; by the time he was informed that applications had been placed in his inbox, the interviewees had already been selected, and interviews were already being conducted. He stated that this is not the way things should be done among Township Committee Members; not only was he not included in the process, but Mrs. Link was not included either, and she will be in office during the time period of the Judge’s appointment. He further stated that there was no reason why it could not be voted upon at the Reorganization Meeting, where everyone could vote. He stated that the entire voting process was done in a rushed manner and was not appreciated. Therefore, his actions were appropriate, he has no interest in embarrassing anyone, but when attempts are made to bypass, that is going to be the response.

Mr. Schenker stated that he did not question what Mr. Guishard did, but questioned why Mr. Guishard put Mr. Schenker’s name in the suit. Mr. Guishard stated that he believed Mr. Schenker’s name was included because the suit was against the Township and Mr. Schenker is a Committee Member. Mr. Guishard stated that furthermore, he was arguing for Mr. Schenker’s right to be involved in the interview process as well. Mr. Schenker stated that he can argue for himself, and there was no reason for his name to be included in the lawsuit.

Solicitor Sandman stated that both Mr. Guishard and Mr. Schenker are litigants against each other in a case that is pending. He cautioned each that they should not be talking about it to one another until the litigation is over. He further stated that he cannot stop them from talking to one another, but urged them to use caution.

Approvals:

Mr. Silva moved, seconded by Mr. Guishard that the regular meeting minutes of the December 19, 2016 meeting are approved as presented.

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

Motion Carried 4-0-1.

Mr. Silva moved, seconded by Mr. Guishard that the Executive Session minutes of the December 19, 2016 meeting are approved as presented.

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

Motion Carried 4-0-1.

Resolution #2017-79 – A Resolution authorizing payment of approved payrolls and bills-\$3,518,049.64.

Mr. Silva moved, seconded by Mr. Guishard that Resolution #2017-79 be adopted.

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

Motion Carried 5-0.

Reports

Administrator – nothing additional at this time.

Solicitor – none at this time.

Engineer- Mr. Filippone reported that on the Buffalo Pike Associates Project, we are just waiting on the signage on the connector road, line striping, and two barricades. Home Goods is moving ahead, and concentration is on the Stormwater Basin at this time. Home Goods is hoping to open in March. Some discussion ensued.

Two Certificates of Occupancy were issued at Artist’s Walk.

Paving, landscaping, and site work are substantially complete in the Auto Zone project; line striping remains to be completed. Auto Zone is expected to open in February.

Michael Zyndorf’s business expansion on Harding Highway is moving along nicely.

Six street openings were inspected; 5 were deemed complete and 1 incomplete.

Mayor Kurtz stated that the Planning Board did an excellent job in the Buffalo Pike Association Project.

Township Committee:

Mrs. Link stated that on a personal level she thanks the Township for approving the 42nd annual all-night skate, as it provides a safe place for kids and everyone had a great time. She further stated that her family has been part of the community for many years and she wants to see good things happen here. She asked about activity in the Wheaton area, and Mr. Filippone explained that a company specializing in architectural plastics is expected to occupy the area soon.

Mrs. Link also mentioned that she appreciates everyone who voted for her, and that she is privileged to be here. She emphasized that all are working toward the same thing, and feels that they will do great things over the next three years. She closed by congratulating Mayor Kurtz on his appointment to Mayor.

Mr. Guishard wished everyone a Happy New Year. He stated that he looks forward to working with everyone and looks forward to a productive year.

He further stated that as a society we are in for substantial and dizzying change, and it is important for us at a local level to help each other out. Mr. Guishard looks forward to contributing to that effort.

Mr. Schenker wished everyone a Happy New Year. He inquired as to the status of the Underhill Park Bathroom project; Mr. Filippone gave a brief update, stating that the project is expected to be ready for construction by 3/1/17.

He stated that the Township is moving toward a new budget, which is always a challenge as we balance necessary projects with the need to keep the tax rate low. He expressed interest in the youth of our community and stated that he looks forward to the challenges of the year ahead. He closed by congratulating Mayor Kurtz on his appointment to Mayor.

Mr. Silva stated that he has no comments at this time.

Mayor Kurtz echoed congratulations to everyone who was appointed tonight. He thanked all of the Professionals as well as the staff of the Township.

He echoed Mr. Schenker’s enthusiasm for our community youth and the progress on the Underhill Park bathroom facilities. Mayor Kurtz also expressed great interest in working with youth organizations. He closed by wishing everyone a Happy New Year.

Mayor Kurtz then opened the floor for public comment.

Public Comment

Fred Akers of Mays Landing congratulated the Committee on another Reorganization. He introduced a proposal in which Hamilton Township would protect the health, safety and welfare of the community in flood hazard areas and add to its municipal open space by considering applying for a grant to Green Acres in Atlantic County for Block 809 Lot 6 at the end of Second Street. Application is due 2/15/17.

Harry Rogers of 1069 Morningside Drive stated that as a person who has to pay for the current lawsuit, he asked the Board to direct the Township Administrator to keep track of all expenses incurred, and if found to be frivolous, seek to recoup the costs from the litigants.

He further stated to Mrs. Link that this forum is not a place to advertise one’s personal business.

Bruce Strigh congratulated Mayor Kurtz and encouraged everyone to attend the Reorganization Meeting of the Zoning Board.

He also mentioned that Mr. Akers does a great deal of work for the community, and his ideas should be looked at very seriously.

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

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

Motion Carried 5-0.

On motion of Mr. Silva, seconded by Mr. Schenker and carried the meeting was adjourned at 8:27 pm.

Respectfully submitted,

Rita Martino, RMC, CMR
Township Clerk