



MINUTES
TOWNSHIP OF HAMILTON
REGULAR COUNCIL MEETING
FEBRUARY 15, 2022 AT 6:30 PM

STATEMENT OF THE PRESIDENT

"This meeting is being held with the benefit of public notice as required by the Open Public Meetings Act"

"Adequate Notice of this Remote Public Meeting was provided pursuant to N.J.A.C. 5:39-1.5 and the content required in N.J.S.A. 10:4-8"

ROLL CALL

PRESENT:

Councilman Anthony Carabelli
Councilman Pasquale Papero
Councilman Richard Tighe
Council Vice President Charles Whalen
Council President Nancy Phillips

ALSO PRESENT:

Kathryn Monzo, Business Administrator
Elissa Grodd-Schragger, Director Department of Law
Kathleen Fitzgerald, Director, Department of Health, Recreation, Senior and Veteran Services
Alison Sabo, Deputy Municipal Clerk
Christopher Hellwig, Health Officer
Donielle Gioia, Animal shelter Manager

FLAG SALUTE

The Salute to the Flag was led by Council Vice President Whalen.

INVOCATION

The Invocation was given by Councilman Anthony Carabelli.

DISCUSSION

1. RECESS AS THE TOWNSHIP COUNCIL AND CONVENE AS THE BOARD OF HEALTH

Report of the Board Of Health as Presented by Kathleen Fitzgerald, Director of Health, Recreation, Senior And Veterans Services

Director Kathleen Fitzgerald, Health Officer Chris Hellwig, and Animal Shelter Manager Donielle Gioia each gave a presentation on the progress of the Division of Health throughout the past year. The report covered such topics and provided information for residents such as COVID-19, the Animal Shelter, Food Establishment inspections, Health Clinics and the Senior Center activities.

Following the presentation, Council President Phillips inquired if any members of the public had any questions. Ms. Lisa Williams of 130 Briner Lane voiced concern about unleashed dogs in her neighborhood, and the chance of those dogs approaching her and her dog while not knowing if they are licensed. She then asked what the process was for licensing dogs in the Township. Ms. Schragger stated the owner is responsible for licensing their dog. She asked that if an unlicensed dog is seen, it should be reported to HamStat. The Township would then investigate the matter and issue a summons to the owner. There were no more comments from members of the public.

Motion made by Councilmember Tighe, Seconded by Councilmember Papero to close the public hearing and accept the report from the Board of Health.

Voting Yea: Councilmember Carabelli, Councilmember Tighe, Councilmember Papero, Council Vice President Whalen, Council President Phillips

ADJOURN AS THE BOARD OF HEALTH AND RECONVENE AS THE TOWNSHIP COUNCIL

MINUTES

M1. FEBRUARY 1, 2022 - REGULAR MEETING MINUTES

Motion made by Council Vice President Whalen, Seconded by Councilmember Carabelli to approve the Minutes of February 1, 2022.

Voting Yea: Councilmember Carabelli, Councilmember Tighe, Councilmember Papero, Council Vice President Whalen, Council President Phillips

COMMUNICATIONS

C1. RECEIPT OF DOCUMENTATION TO UPDATE HOME ADDRESS INFORMATION FOR ALCOHOLIC BEVERAGE CONTROL LICENSE 1103-33-023-006 - F.X.P ENTERPRISES, LLC (INACTIVE/POCKET LICENSE)

C2. ROBBINSVILLE HAMILTON ROTARY CLUB REQUEST PERMISSION TO CONDUCT FOOD ITEM COLLECTION FOR MERCER STREET FRIENDS FOOD BANK ON SATURDAY, AUGUST 13 AND OCTOBER 8, 2022 AT THE FOLEY'S FAMILY MARKET

Motion made by Councilmember Tighe, Seconded by Councilmember Papero to accept Communications C1 and C2.

Voting Yea: Councilmember Carabelli, Councilmember Tighe, Councilmember Papero, Council Vice President Whalen, Council President Phillips

CONSENT AGENDA

Council President Phillips gave the audience a brief overview of the items listed on the Consent Agenda. She noted that Consent Agenda item CA5 was removed from the agenda and will be discussed at a later meeting. Council President asked her fellow Councilmembers as well as the public if they had any questions or comments on the Consent, neither had any questions or comments. Motion made by Councilmember Papero, Seconded by Councilmember Carabelli to adopt Consent Agenda items CA1-CA4 and CA6-CA16.

Voting Yea: Councilmember Carabelli, Councilmember Tighe, Councilmember Papero, Council Vice President Whalen, Council President Phillips

CA1. **22-099** - RESOLUTION CONSENTING TO THE APPOINTMENT OF ADDISON HINRICHS AND DIANA ZITA TO THE HAMILTON TOWNSHIP ECONOMIC DEVELOPMENT ADVISORY COMMISSION

CA2. **22-100** - RESOLUTION ESTABLISHING SPECIAL TRAFFIC REGULATIONS PURSUANT TO N.J.S.A. 39:4-197.3

CA3. **22-101** - RESOLUTION AUTHORIZING RENEWAL OF A LOAN AGREEMENT (SDA0386) BETWEEN HAMILTON TOWNSHIP AND THE NATIONAL MUSEUM OF THE UNITED STATES AIR FORCE FOR THE STATIC DISPLAY OF AN F-4E JET AT VETERANS PARK

CA4. **22-102** - RESOLUTION AUTHORIZING VARIOUS REFUNDS OF TAX APPEALS FOR 2021 ADDED/OMITTED BILLINGS

CA5. **22-103** - REMOVED

CA6. **22-104** - RESOLUTION APPROVING AN AMENDMENT TO RESOLUTION 22-035 AUTHORIZING PURCHASES FROM APPROVED COOPERATIVE PRICING SYSTEMS FOR CALENDAR YEAR 2022 VIA THE EDUCATIONAL SERVICES COMMISSION OF NJ (ESCNJ) CO-OP #65MCECCPS

CA7. **22-105** - RESOLUTION APPROVING AN AMENDMENT TO RESOLUTION 22-036 AUTHORIZING THE MUNICIPAL UTILIZATION OF NEW JERSEY STATE APPROVED CONTRACT VENDORS FOR THE CALENDAR YEAR 2022 IN ACCORDANCE WITH N.J.S.A. 40A:11-12(a)

- CA8.** **22-106** - A RESOLUTION AUTHORIZING AN AMENDMENT TO RESOLUTION NO. 21-448 OF HAMILTON TOWNSHIP, COUNTY OF MERCER, STATE OF NEW JERSEY SUPPORTING ZY LABS' APPLICATION TO THE CANNABIS REGULATORY COMMISSION FOR A CLASS 1 CANNABIS CULTIVATOR AND/OR A CLASS 2 MANUFACTURER LICENSE
- CA9.** **22-107** -RESOLUTION EXTENDING THE GRACE PERIOD FOR THE FIRST HALF OF 2022 SEWER UTILITY PAYMENT TO NO LONGER THAN MARCH 15, 2022 PER LOCAL FINANCE NOTICE 2021-22
- CA10.** **22-108** - RESOLUTION ESTABLISHING A CONTRACT WITH TAKTON CONCRETE CORPORATION FOR THE 2020 PHASE 2 MISCELLANEOUS CURB, SIDEWALK, DRIVEWAY APRONS AND ACCESSIBLE RAMP CONSTRUCTION PROJECT AT VARIOUS LOCATIONS (\$170,813.50 MAXIMUM)
- CA11.** **22-109** - RESOLUTION ESTABLISHING A ONE-YEAR CONTRACT WITH DeBLOCK ENVIRONMENTAL SERVICES, LLC. FOR PROFESSIONAL S4 LICENSED OPERATOR FOR THE DEPARTMENT OF WATER POLLUTION CONTROL (\$300,000.00 MAXIMUM)
- CA12.** **22-110** - RESOLUTION AUTHORIZING AN ENERGY AGENT CONTRACT WITH GABEL ASSOCIATES, INC. FOR THE TOWNSHIP OF HAMILTON'S DEPARTMENT OF WATER POLLUTION CONTROL, AND AUTHORIZING THE BUSINESS ADMINISTRATOR TO AWARD A CONTRACT AND/OR REJECT BIDS IN RESPONSE TO THE REQUEST FOR BIDS FOR ELECTRIC GENERATION SERVICE ISSUED ON BEHALF OF THE NEW JERSEY SEWERAGE AND MUNICIPAL UTILITY AUTHORITY ELECTRICAL SUPPLY AGGREGATION
- CA13.** **22-111** - RESOLUTION AUTHORIZING AN ALTERNATE AWARD/FULL DISCLOSURE CONTRACT WITH GT MID ATLANTIC FOR THE PURCHASE OF TINK CLAW AND COUPLERS FOR FRONT-END LOADERS FOR THE DEPARTMENT OF PUBLIC WORKS (\$34,900.00 MAXIMUM)
- CA14.** **22-112** - RESOLUTION AUTHORIZING THE REFUND OF 2020 AND 2021 REAL ESTATE TAXES (\$33,565.55)
- CA15.** **22-113** - RESOLUTION AUTHORIZING THE REFUND OF FEE PAID BY DR. Ja'SHANNA JONES-BOOKER FOR THE USE OF SAYEN HOUSE AND GARDENS (\$1,200.00)
- CA16.** **22-114** - RESOLUTION ESTABLISHING A CONTRACT WITH EARLE ASPHALT FOR THE SOUTH BROAD STREET - SOUTH BOUND LANES (LALOR STREET TO MAPLE SHADE AVENUE) STATE AID ROADWAY IMPROVEMENTS FOR THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT, DIVISION OF ENGINEERING (\$941,513.13 MAXIMUM)

ORDINANCES

SECOND READING AND PUBLIC HEARING

- ORD1.** **22-006** - ORDINANCE AMENDING AND SUPPLEMENTING THE CODE OF THE TOWNSHIP OF HAMILTON, NEW JERSEY, CHAPTER 485, VEHICLES AND TRAFFIC, ARTICLE II, PARKING; § 485-19, HANDICAPPED PARKING (*Establishing space for 129 Redfern Street*)

After the above Ordinance had been read by title, the President declared the public hearing open and asked if anyone wished to be heard concerning same. There were no comments by members of the public.

Motion made by Councilmember Carabelli, Seconded by Councilmember Tighe to close the public hearing and adopt the Ordinance on second reading and public hearing.

Voting Yea: Councilmember Carabelli, Councilmember Tighe, Councilmember Papero, Council Vice President Whalen, Council President Phillips

- ORD2.** **22-007** - ORDINANCE AMENDING AND SUPPLEMENTING THE CODE OF THE TOWNSHIP OF HAMILTON, NEW JERSEY, CHAPTER 485, VEHICLES AND TRAFFIC, ARTICLE II, PARKING, § 485-19, HANDICAPPED PARKING (*Repealing spaces established at 229 East Franklin Street by Ordinance No. 15-015*)

After the above Ordinance had been read by title, the President declared the public hearing open and asked if anyone wished to be heard concerning the same. There were no comments by members of the public.

Motion made by Council Vice President Whalen, Seconded by Councilmember Papero to close the public hearing and adopt the Ordinance on second reading and public hearing.

Voting Yea: Councilmember Carabelli, Councilmember Tighe, Councilmember Papero, Council Vice President Whalen, Council President Phillips

FIRST READING AND INTRODUCTION

ORD1. 22-008 - ORDINANCE ACCEPTING A DEED OF DEDICATION FOR ROAD WIDENING PURPOSES (Bruce Mancina – Mount Drive; Block 1702; Lot 10)

Motion made by Councilmember Tighe, Seconded by Council Vice President Whalen to adopt the Ordinance on first reading and introduction.

Voting Yea: Councilmember Carabelli, Councilmember Tighe, Councilmember Papero, Council Vice President Whalen, Council President Phillips

ORD2. 22-009 - ORDINANCE AMENDING AND SUPPLEMENTING THE *CODE OF THE TOWNSHIP OF HAMILTON, NEW JERSEY, CHAPTER 485, VEHICLES AND TRAFFIC, ARTICLE III, TRAFFIC REGULATIONS, § 485-26, VEHICLES OVER DESIGNATED WEIGHT EXCLUDED FROM CERTAIN STREETS*

Motion made by Council Vice President Whalen, Seconded by Councilmember Carabelli to adopt the Ordinance on first reading and introduction.

Voting Yea: Councilmember Carabelli, Councilmember Tighe, Councilmember Papero, Council Vice President Whalen, Council President Phillips

ORD3. 22-010 - ORDINANCE AUTHORIZING A RENTAL AGREEMENT BETWEEN THE TOWNSHIP OF HAMILTON AND COLONIAL VOLUNTEER FIRE COMPANY FOR THE REAL PROPERTY DESCRIBED AS COLONIAL VOLUNTEER FIRE COMPANY, INC., 801 KUSER ROAD, HAMILTON, NEW JERSEY 08619 FOR THE TERM JANUARY 1, 2022 THROUGH DECEMBER 31, 2023 (\$64,000.00 annually; \$128,000.00 total)

Motion made by Councilmember Papero, Seconded by Council Vice President Whalen to adopt the Ordinance on first reading and introduction.

Voting Yea: Councilmember Carabelli, Councilmember Tighe, Councilmember Papero, Council Vice President Whalen, Council President Phillips

COMMENTS FROM THE PUBLIC

Ms. Zoe Leach of 810 Lawrenceville Road asked the status of Council adopting a Resolution regarding banning the transport of liquefied natural gas. She did not understand the delay of this council passing a resolution. Councilmember Papero stated that if a resolution were passed, it would not be able to be enforced, as the transport line does not pass through Hamilton Township. He added before coming to a final conclusion, he would like to consult with the Township professionals. Council President Phillips stated the Township does not have much oversight over this, and that it is more of a state or federal issue.

Ms. Janice Glonek of 432 Trinity Avenue referred to residents that live within 200 feet of a project going on in Robbinsville or any project within a municipality. She inquired about the rules on residents being notified and if it is, the local government of state that sets the rules followed. She felt the distance should be extended. In response to Councilmember Tighe's question, Ms. Schragger stated the state statute sets the 200 feet.

Ms. Lisa Williams of 130 Briner Lane felt the Township should reinforce and be stricter in mandating dog licensing. She then asked for an update on the audit and bank reconciliations. Ms. Monzo responded that since the last Council meeting there were two accounts left which must be finalized, the Current Fund and the Animal Trust. Ms. Monzo stated The Current Fund should be completed by the next day at the latest and The Animal Trust, which should be completed by the weekend. Ms. Monzo added the auditors were coming out that week doing complete their wrap up testing. Ms. Monzo also stated, after

the two bank reconciliations are finalized, the audit should be completed by the middle of March at that point will be in front of Council for their approval.

Mr. Ames of Ridge Avenue asked what was going on with the Club 10 property, and was informed by Ms. Schragger it has been foreclosed upon, and the Township is going out for bid on the property to be demolished. Once demolished it will be turned into a minipark. Mr. Ames then referred to the high rise building which is supposed to be built on the corner of Rennie Street and Borden Avenue, and requested that it be changed from a high rise to three homes. Ms. Schragger stated there was opposition to building the high rise and the current plan is to build single-family housing at the location. Lastly, Mr. Ames voiced concern with the bad intersection at Pitman and Lida, and asked if the Township could do something with people speeding on Pitman Avenue. A suggestion was made to place three speed bumps on Pitman Avenue. Councilmember Tighe asked that Mr. Ames provide his contact information for someone to get back to him.

COMMENTS FROM COUNCIL

Councilmember Papero thanked the staff of the Health Department for coming out and providing an update. Thanks was also given to John and Kevin for their assistance as well as the administration.

Councilmember Carabelli thanked the Health Department for providing the report. He was grateful that an in-person meeting was held

Councilmember Tighe was grateful for the input from the public and it helps the Council to know what is going on around the Township.

Council Vice President Whalen thanked all for attending the meeting. He felt the staff from the Health Department were well prepared in presenting their report. Regarding the comments from Ms. Williams about dog licensing, Council Vice President Whalen was appreciative of Ms. Williams's passion.

Council President Phillips thanked the staff from the Health Department for the report they provided. She gave a reminder that the Saint Patrick's Day parade was taking place on March 12th, at 12:00 p.m. from Mercer Street down Nottingham Way. Ms. Phillips also reminded all that there was going to be a special Council meeting taking place with the Robbinsville Council on Thursday, February 17th at 6:00 p.m. to present the Sewer Rate Study. The meeting would be taking place via Zoom, and the information for participating would be on the Township website.

ADJOURNMENT

There being no further business, the meeting was adjourned at 8:35 p.m.

Eileen Gore, RMC, CMC, MMC
Municipal Clerk

Rick Tighe
Council President