

TOWNSHIP OF SPRINGFIELD  
COUNCIL MEETING AGENDA  
8:00 PM  
MARCH 12, 2014

1. Meeting called to order by the Mayor
2. Reading of the Sunshine Notice
3. Salute to the Flag
4. Roll Call: Mr. Frank, Mr. Hlubik, Mr. Marinello, Mr. McDaniel, Mr. Sobotka
5. Minutes submitted for approval:
  - February 6, 2014 Work Sessions
  - February 12, 2014 Regular and Executive Sessions
6. Public Comment on Agenda Items\*
7. Resolutions

No. 2014-03-02 – Resolution Approving Participation with the State of New Jersey in a Safe and Secure Communities Program Administered by the Division of Criminal Justice, Department of Law and Public Safety

8. Monthly Reports Submitted for Approval
9. Bills Submitted for Approval
10. Correspondence
11. Solicitor's Report
12. Manager's Report
13. Township Officials' Business
14. Public Comment\*
15. Executive Session

No. 2014-03-03 – Resolution Providing for a Meeting Not Open to the Public in Accordance with the Provisions of the New Jersey Open Public Meeting Act, N.J.S.A. 10:4-12 (Personnel)

16. Adjournment

**TOWNSHIP COUNCIL MEETING  
MARCH 12, 2014**

The meeting of the Springfield Township Council was called to order by Mayor McDaniel with Council Members David Frank, John Hlubik, Anthony Marinello and Peter Sobotka present. Also present were Township Manager Paul Keller and Solicitor Brian Guest.

The Sunshine Notice was read:

"Public notice of this meeting pursuant to the Open Public Meetings Act has been given by the Springfield Township Council in the following manner on January 6, 2014:

- a. Posting written notice on the official bulletin board at the Municipal Building, Jobstown, NJ
- b. Transmitting written notice to the Register News and the Burlington County Times
- c. Filing written notice with the Clerk of Springfield Township
- d. Mailing written notice to each person who has requested copies of the regular meeting schedule and who has prepaid any charges fixed for such services."

Mayor McDaniel led the salute to the Flag.

Mr. Sobotka made a motion seconded by Mr. Hlubik to approve the minutes of the February 6, work session. All were in favor. Motion carried.

Mr. Sobotka made a motion seconded by Mr. Hlubik to approve the minutes of the February 12, 2014 regular and executive Sessions as amended. All were in favor except Mr. Frank who abstained. Motion carried.

Mr. Frank made a motion seconded by Mr. Sobotka to amend the agenda to add the approval of the minutes for the February 18, 2014 special meeting. All were in favor. Motion carried.

Mr. Sobotka made a motion seconded by Mr. Hlubik to approve the minutes of the February 18, 2014 special session. All were in favor, except Mr. Frank who abstained. Motion carried.

### **PUBLIC COMMENT ON AGENDA ITEMS**

Hearing no comments, Mr. Frank made a motion seconded by Mr. Sobotka to close public comment on agenda items. All were in favor. Motion carried.

### **RESOLUTIONS**

Motion made by Mr. Sobotka and seconded by Mr. Frank to approve Resolution No. 2014-03-02. All were in favor. Motion carried.

#### **RESOLUTION 2014-03-02**

#### **A RESOLUTION APPROVING PARTICIPATION WITH THE STATE OF NEW JERSEY IN A SAFE AND SECURE COMMUNITIES PROGRAM ADMINISTERED BY THE DIVISION OF CRIMINAL JUSTICE, DEPARTMENT OF LAW AND PUBLIC SAFETY**

WHEREAS, the Township of Springfield wishes to apply for funding of approximately \$25,000.00 with a match of \$85,809.15 for an approximate project total cost of \$110,809.15 for a project under the Safe and Secure Communities Program, and

WHEREAS, the Springfield Township Council has reviewed the application and has approved said request, and

WHEREAS, the project is a joint effort between the Department of Law and Public Safety and the Township of Springfield, for the purpose described in the application;

THEREFORE, BE IT RESOLVED by the Springfield Township Council that

1. As a matter of public policy the Springfield Township wishes to participate to the fullest extent possible with the Department of Law and Public Safety.
2. The Attorney General will receive funds on behalf of the applicant.

3. The Division of Criminal Justice shall be responsible for the receipt and review of the applications for said funds.
4. The Division of Criminal Justice shall initiate allocations to the applicant as authorized by law.

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**MONTHLY DEPARTMENTAL REPORT**

CLERK REPORT OF LICENSES  
February 2104

Dog Licenses Issued – 46  
 Licenses assessed late fee 40  
 Total Licenses Issued Year to Date - 336  
 Kennel licenses sold this month 0  
 Replacement dog licenses sold this month - 0  
  
 Total amount collected \$690.00

TREASURER’S REPORT – CURRENT ACCOUNT  
February 2014

Year to Date Revenue	\$2,565,525.51
Year to Date Expended	\$ 346,327.69
Total Available Revenues	\$2,219,197.82

TAX COLLECTOR’S REPORT  
FEBRUARY 2014

2013 TAX PAYMENTS	\$176,898.17
PRIOR YEAR TAX PAYMENTS	\$1,964.19
FUTURE PAYMENTS	\$24,365.51
INTEREST ON TAXES	\$5,651.20
TOTAL TAX PAYMENTS	\$208,879.07
 MISC. COLLECTIONS	 \$146.71
200' LIST FEES	\$10.00
DUPLICATE TAX BILL FEES	\$5.00
COST OF SALE	\$1,689.49
<b>TOTAL MISC. PAYMENTS</b>	<b>\$1,704.49</b>
 NSF RETURNED CHECK	
<b>TOTAL RECEIPTS FOR THE MONTH:</b>	<b>\$210,730.27</b>

CONSTRUCTION OFFICIAL’S REPORT  
February 2014

Building Permits & Application Fees	\$2,279.00
Development Fees	-0-
CO/CCO Fees	150.00
Re-inspection-	
Plan Review	-0-
Violations	-0-
COAH	-0-
Total	\$2429.00

**POLICE REPORT  
February 2014**

The Springfield Township Police Department responded to a total of **436** complaints. They are broken down in the following manner:

348 General Police Complaints  
1 Domestic Incidents  
5 Criminal Investigations  
29 MVAs  
27 Medical Emergencies  
17 Activated Alarms  
6 Abandoned 911 Calls  
3 Assists to Outside Departments  
4 Assists to Our Department  
111 Motor Vehicle Stops  
8 Arrests  
2 Warrants  
0 DWI  
6 Criminal

Tickets Issued: 84  
Mileage: 11173

**ZONING OFFICER'S REPORT  
February 2014**

9 – violations  
1 – site visit

**MANAGER'S REPORT  
February 2014**

Attended Township Council Meetings on Feb. 6 & 12, 2014  
Attended Burlco JIF meeting on Feb. 18, 2014  
Started compiling and analyzing data for the preparation of the annual recycling tonnage report for NJDEP

Received and responded to 8 miscellaneous contacts that required action and resolution

MUNICIPAL COURT  
February 2014

Monthly fines, Title 39 Split, Contempt of Court, Court Costs, Criminal Fines	6507.74
Public Defender Fees	44.50

Motion made by Mr. Sobotka and seconded by Mr. Frank to file the reports.

Mr. Sobotka mentioned the decline in money received this year from the fines on the Court report. It was discussed that the decrease would have to be taken into account in the budget this year. Mr. Marinello stated the revenues are down in part because of the construction on Route 295 and the Turnpike and the State Police were not issuing as many tickets there.

Mr. Frank mentioned that the tax rate seems to be the same as last year.

Mr. Frank asked if the Township is up to date with all the new training and procedures recommended by the JIF.

Council discussed the property on Route 206 that was listed on the Zoning Officer's report. It was mentioned that the owner was out there putting up some fences and it was discovered that the work he was doing was allowed.

Mr. Marinello asked about the mileage on some of the older vehicles and the Chief explained that we were down a couple vehicles so he is keeping some of the higher mile vehicles as backups and will get rid of them when we move forward with leasing a new vehicle. Mr. Sobotka asked about the pagers and the Chief stated that the pagers have not been used in ten years.

Council discussed the work being done on the utility poles and Mr. Marinello questioned what chemicals are being put into the ground since it can affect the water. Mr. Guest stated that the Township does not have jurisdiction over this work and Mr. Frank added that he will ask one of the workers next time he sees them working.

All were in favor. Motion carried.

**BILL LIST**

<b>VENDOR</b>	<b>CHECK NO.</b>	<b>AMOUNT PAID</b>
<b>CURRENT</b>		
Able Cleaning Service	9714	\$341.90
Action Uniforms	9715	\$1,241.00
Auto Shine Car Wash	9716	\$24.00
Burlington Cleaners	9717	\$235.15

Burlington County Treasurer	9718	\$6,789.04
Casa Payroll Services	9719	\$183.00
Central Jersey Waste & Rec. Inc	9720	\$6,958.33
Certified Speedometer Service	9721	\$175.00
Clarke Caton Hintz, PC	9722	\$62.00
Comcast	9723	\$114.85
Courier Times, Inc	9724	\$1,101.64
Dante Guzzi Engineering	9725	\$14,220.41
Denis C. Germano, Esq.	9726	\$539.00
Draeger Safety Diagnostics Inc.	9727	\$240.00
Dunbar Armored, Inc.	9728	\$155.16
East River Energy, Inc.	9729	\$3,126.65
Econo Signs LLC	9730	\$675.80
H. Eggleston & Son, LLC	9731	\$33,719.10
Expel Exterminating Experts Inc.	9732	\$70.00
Ford Motor Credit Co.	9733	\$4,607.45
Hess Corporation	9734	\$343.96
Holman Frenia Allison, PC	9735	\$6,500.00
Hurley's Auto Repair	9736	\$424.97
International Salt Co. LLC Inc.	9737	\$4,728.44
JCP&L	9738	\$1,662.32
Jim's Auto Body	9739	\$3,311.71
Juliustown Volunteer Fire Co.	9740	\$6,250.00
J Paul Keller	9741	\$940.92
Mansfield Township	9742	\$19,166.70
New Jersey American Water Co.	9743	\$242.44
New Jersey Planning Officials	9744	\$98.00
NJSHBP	9745	\$30,730.35
Northern Burl Cnty Reg School	9746	\$456,416.18
Parker McCay, P.A.	9747	\$6,896.92
Pitney Bowes	9748	\$135.00
Martin Poinsett	9749	\$100.00
Premier Technology Solutions	9750	\$1,047.00
Professional Property App Inc.	9751	\$4,662.00
Pro Vision Inc.	9752	\$79.20
PSE&G	9753	\$4,627.25
QC Laboratories	9754	\$105.00
Ready Solutions LLC	9755	\$300.00
RW Tire Corp.	9756	\$398.50
Sirak Auto Supply Inc	9757	\$94.86
Springfield Township Board of Ed	9758	\$281,883.08
Staples Advantage	9759	\$1,122.40
Verizon Wireless	9760	\$682.87
Vital Communications Inc.	9761	\$102.00
Xtel Communications, Inc.	9762	\$402.94

**CAPITAL FUND ACCOUNT**

Dante Guzzi Engineering	7122	\$12,921.18
Holman Frenia Allison P,C.	7123	\$4,000.00
IPREO	7124	\$3,000.00
McManimon Scotland & Baumann	7125	\$7,282.41
Source Media LLC	7126	\$1,675.00

**DEVELOPERS ESCROW**

Clark Caton Hintz, PC	7232	665.6
Dante Guzzi Engineering	7233	\$482.79
Denis C. Germano, Esq.	7234	\$1,211.00
Lippincott & Jacobs	7235	\$2,751.56

**RECREATION**

Mansfield Township Recreation	7130	\$61.00
N.B.I.A.A.	7131	\$1,228.50
Springfield Twp Home & School	7132	\$50.00

**DOG TRUST**

Burlington Cty Treas-Animal	7130	\$30.00
New Jersey Dept of Health	7131	\$100.20

**COAH ACCOUNT**

CGP&H LLC	7126	\$169.00
Clark Caton Hintz, P.C.	7127	\$135.00
Parker McCay, P.A.	7128	\$1,242.50

**OPEN SPACE TRUST**

Dante Guzzi Engineering	7124	\$24.50
Lippincott & Jacobs	7125	\$500.00

**TOTAL** \$945,564.73

Mr. Sobotka made a motion seconded by Mr. Frank to pay the bills except the Attorneys. All were in favor. Motion carried.

Mr. Sobotka made a motion seconded by Mr. Hlubik to pay the attorneys. All were in favor except Mr. Frank who abstained. Motion carried.

**CORRESPONDENCE**

Mr. Sobotka made a motion seconded by Mr. Frank to file the correspondence. All were in favor. Motion carried.

## **SOLICITOR REPORT**

Mr. Guest stated that the Township's action regarding COAH is still pending. Mr. Guest stated that an Appellate Order has been issued directing COAH to establish new rules and giving a deadline and the Supreme Court subsequently stayed the deadlines. Mr. McDaniel asked the Solicitor if he thought Judge Bookbinder might issue an Order on the Township's action prior to the COAH proceedings being resolved at the Appellate level. Mr. Guest responded that he believed Judge Bookbinder may rule on the Township's motion.

Mr. Guest reviewed the performance bond presented by the contractor for the bike path and he recommended different language and it should get resolved relatively quickly. Mr. Frank stated that he is still working with the County to see what the plans are for the intersection.

Mr. Frank made a motion seconded by Mr. Sobotka to accept solicitor's report. All were in favor. Motion carried.

## **MANAGER'S REPORT**

Mr. Keller had nothing to add to his written report.

Mr. Sobotka made a motion seconded by Mr. Frank to accept. All were in favor. Motion carried.

## **TOWNSHIP OFFICIAL'S BUSINESS**

Mr. Sobotka attended the Mayor's Legislative Day and there were no answers to questions regarding COAH and he added that the Lt. Governor spoke a lot about creating jobs.

Mr. Sobotka asked Council for support of a bill to divert the municipal aid back to the Township. Mr. McDaniel stated that he would be happy to support this legislation but it will not have much affect.

Mr. Sobotka would like approval for Pride in Springfield Day on April 26<sup>th</sup> and asked that the police assist on this day as well. Council talked about the amending the littering Ordinance and attaching an aggressive fine for littering. Council agreed on a maximum \$1,000 fine.

Mr. Sobotka also asked for approval for the Memorial Day Ceremony on May 26<sup>th</sup> and he requested to have a police officer at the event. Mr. Marinello asked if we could notify the school to get more kids involved in Pride in Springfield Day and Mr. Sobotka responded that he does work with the school every year to get the kids involved but it has not been successful.

Mr. Sobotka asked for approval for the stream surveying which will be on May 4<sup>th</sup> or May 18<sup>th</sup> this year. Mr. Frank stated that this is an educational exercise. Mr. Frank made a motion seconded by Mr. Hlubik to approve the events. All were in favor. Motion carried.

Mr. Marinello asked if there is any more news on the Animal Kingdom and Mr. McDaniel responded that the fines are paid up but no news other than that. Council discussed that the property is still for sale.

Mr. McDaniel mentioned that the Jacksonville Park lights are not on all night any longer. Mr. Keller stated that they now will be turned on manually since there is no timer on the lights

which was discussed by Council as part of the specs but for some reason it was not bid that way. Council asked if there is a remote for both the Community Center and Fire Company and Mr. Keller responded that we only have two remotes and we are only releasing them if someone comes in and signs them out so we can keep track of them.

**PUBLIC COMMENT**

Hearing no comments, Mr. Frank made a motion seconded by Mr. Sobotka to close public comment. All were in favor. Motion carried.

Mr. Sobotka made a motion seconded by Mr. Frank to approve Resolution No. 2014-03-03 for the purpose of discussing personnel. All were in favor. Motion carried. Mr. McDaniel stated that Council would invite the public back in when they returned to public session. Council entered into executive session at 8:40 PM.

**RESOLUTION 2014-03-03**

**RESOLUTION PROVIDING FOR A MEETING NOT OPEN  
TO THE PUBLIC IN ACCORDANCE WITH THE PROVISIONS  
OF THE NEW JERSEY OPEN PUBLIC MEETINGS ACT, N.J.S.A. 10:4-12**

**WHEREAS**, N.J.S.A. 10:4-12 allows for a Public Body to go into closed session during a Public Meeting, and

**WHEREAS**, the Governing Body of Springfield Township has deemed it necessary to go into closed session to discuss certain matters which are exempted from the Public; and

**WHEREAS**, the regular meeting of this Governing Body will reconvene;

**NOW, THEREFORE, BE IT RESOLVED** that the Township Council of Springfield Township will go into closed session for the following reason(s) as outlined in N.J.S.A. 10:4-12:

- \_\_\_\_\_ Any matter which, by express provision of Federal Law, State Statute or Rule of Court shall be rendered confidential or excluded from discussion in public (Provision relied upon: \_\_\_\_\_);
- \_\_\_\_\_ Any matter in which the release of information would impair a right to receive funds from the federal government;
- \_\_\_\_\_ Any matter the disclosure of which constitutes an unwarranted invasion of individual privacy;
- \_\_\_\_\_ Any collective bargaining agreement, or the terms and conditions of which are proposed for inclusion in any collective bargaining agreement, including the negotiation of terms and conditions with employees or representatives of employees of the public body (Specify contract: \_\_\_\_\_);
- \_\_\_\_\_ Any matter involving the purpose, lease or acquisition of real property with public funds, the setting of bank rates or investment of public funds where it could adversely affect the public interest if discussion of such matters were disclosed;
- \_\_\_\_\_ Any tactics and techniques utilized in protecting the safety and property of the public provided that their disclosure could impair such protection;
- \_\_\_\_\_ Any investigations of violations or possible violations of the law;
- \_\_\_\_\_ Any pending or anticipated litigation or contract negotiation in which the public body is or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical

duties as a lawyer (If pending or anticipated litigation, the matter is: ) (If contract negotiation the nature of the contract and interested party is: )

*Under certain circumstances, if public disclosure of the matter would have a potentially negative impact on the Township's position in the litigation or negotiation, this information may be withheld until such time that the matter is concluded or the circumstances no longer present a potential impact);*

X Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance, promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting (Subject to the balancing of the public's interest and the employee's privacy rights under *South Jersey Publishing*, 124 N.J. 478, the employee(s) and nature of discussion is: Zoning Board Appointment) ;

Any deliberation of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party as a result of an act of omission for which the responding party bears responsibility;

**BE IT FURTHER RESOLVED** that the Township Council hereby declares that its discussion of the aforementioned subject(s) may be made public at a time when the Township Attorney advises the Township Council that the disclosure of the discussion will not detrimentally affect any right, interest or duty of the Township or any other entity with respect to said discussion. That time is currently estimated as the time of said matter. (Estimated date: upon authorization by the Township Solicitor) or upon the occurrence of Litigation resolved);

**BE IT FURTHER RESOLVED** that the Township Council, for the aforementioned reasons, hereby declares that the public is excluded from the portion of the meeting during which the above discussion shall take place and hereby directs the Township Clerk to take the appropriate action to effectuate the terms of this resolution.

Council returned to public session at 8:52 PM and the public was invited back in.

Motion made by Mr. Frank seconded by Mr. Sobotka to approve Resolution 2014-03-04. Mr. Frank welcomed Ms. Gordaychik to the Zoning Board to fill an unexpired term and thanked her for volunteering her time. All were in favor. Motion carried.

#### **RESOLUTION 2014-03-04**

#### **A RESOLUTION OF THE SPRINGFIELD TOWNSHIP COUNCIL MAKING CERTAIN APPOINTMENTS OF TOWNSHIP OFFICIALS AND BOARDS**

WHEREAS, the effective operation of the government of Springfield Township requires that various appointments be made:

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of Springfield Township assembled in public session this 12<sup>th</sup> day of March 2014, as follows:

1. The following are hereby appointed as members of the Zoning Board of Adjustment:

- a. Stacey Gordaychik is hereby appointed as a member of the Zoning Board of Adjustment for an unexpired term expiring 12-31-2015

Mr. Frank made a motion seconded by Mr. Marinello to adjourn the meeting. The meeting was adjourned at 8: 54 PM. All were in favor.

Respectfully submitted,

Patricia A. Clayton  
Township Clerk