

TOWNSHIP OF SPRINGFIELD  
COUNCIL MEETING AGENDA  
7:30 PM  
OCTOBER 8, 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. Oath of Office-Promotion of Officer Michael Mahan to Sergeant
6. Minutes submitted for approval:
  - September 4, 2014 – Work and Executive Sessions
  - September 10, 2014 – Regular Session
6. Public Comment on Agenda Items\*
7. Resolutions
  - No. 2014-10-02 – Resolution Authorizing the Execution of an Interlocal Agreement with the Township of Southampton to Provide for Shared Tax Collector Services
  - No. 2014-10-03 – Resolution of the Springfield Township Council Adopting the Burlington County Hazard Mitigation Plan as the Official Plan for Springfield Township
  - No. 2014-10-04 – Resolution of the Springfield Township Council Authorization Acceptance of a Performance Bond for John F. Melton for Site Improvements of the Property Located at Block 503, Lot 16.05 in Springfield Township
  - No. 2014-10-05 – Resolution for Approval to Submit a Grant Application and Execute a Grant Contract with the New Jersey Department of Transportation for the Columbus-Jobstown Road Project
  - No. 2014-10-06 – Resolution for Approval to Submit a Grant Application and Execute a Grant Contract with the New Jersey Department of Transportation for the Neck Road Reconstruction Project
  - No. 2014-10-07 – Resolution Authorizing Execution of an Agreement for the Extension of the Contract for Snow Removal
  - No. 2014-10-08 – Resolution Authorizing Execution of an Agreement for the Extension of the Contract for Sanding of Township Roads
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. 2014-10-09 – 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 OCTOBER 8, 2014**

The meeting of the Springfield Township Council was called to order by Mayor McDaniel with Council Members David Frank (arrived at 8:28 PM), John Hlubik, Anthony Marinello and Peter Sobotka present. Also present were Township Manager Paul Keller and Solicitor George Morris.

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.

Oath of Office administered to Sergeant Michael Mahan. Sgt. Mahan thanked Council for the opportunity. Council offered congratulations.

Mr. Sobotka made a motion seconded by Mr. Hlubik to approve the minutes of the September 3, 2014 work and executive sessions. All were in favor, except Mr. Hlubik who abstained. Motion carried.

Mr. Sobotka made a motion seconded by Mr. Hlubik to approve the minutes of the September 10, 2014 regular meeting. All were in favor. Motion carried.

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

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

### **RESOLUTIONS**

Motion made by Mr. Sobotka and seconded by Mr. Hlubik to approve Resolution No. 2014-10-02. Mr. Keller advised Council that the starting date is November 1, 2014 and Mr. Sobotka suggested putting that start date in the agreement. All were in favor. Motion carried.

### **RESOLUTION 2014-10-02**

**RESOLUTION AUTHORIZING THE EXECUTION OF A SHARED SERVICES AGREEMENT WITH SOUTHAMPTON TOWNSHIP TO PROVIDE FOR SHARED TAX COLLECTOR SERVICES**

**WHEREAS**, pursuant to N.J.S.A. 40A:65-1 et seq., any municipality of the state may enter into a contract with any other municipality for the joint provision within their jurisdiction of any service which any party to the agreement is empowered to render within its own jurisdiction; and

**WHEREAS**, the Township of Springfield desires to share Tax Collector services with the Township of Southampton; and

**WHEREAS**, Southampton has the same interest and adopted a resolution on August 19, 2014 authorizing the execution of the agreement to share Tax Collector services; and

**WHEREAS**, the Township Council has reviewed the proposed shared service agreement and found the terms acceptable.

**NOW, THEREFORE, BE IT RESOLVED** that the Township Council of the Township of Springfield hereby approves the shared services agreement for shared tax collector services with Southampton Township and authorizes the Mayor and Clerk to execute the agreement and such other documentation as required to implement the shared tax collector services.

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Motion made by Mr. Sobotka and seconded by Mr. Hlubik to approve Resolution No. 2014-10-03. All were in favor. Motion carried.

**RESOLUTION 2014-10-03**

**A RESOLUTION OF THE SPRINGFIELD TOWNSHIP COUNCIL  
ADOPTING THE BURLINGTON COUNTY HAZARD MITIGATION PLAN AS THE OFFICIAL  
PLAN FOR SPRINGFIELD TOWNSHIP**

WHEREAS Springfield Township has experienced natural hazards that result in public safety hazards and damage to private and public property;

WHEREAS the hazard mitigation planning process set forth by the State of New Jersey and the Federal Emergency Management Agency offers the opportunity to consider natural hazards and risks, and to identify mitigation actions to reduce future risk;

WHEREAS the New Jersey Office of Emergency Management is providing federal mitigation funds to support development of the mitigation plan;

WHEREAS A Hazard Mitigation Plan has been developed by the Mitigation Planning Committee;

WHEREAS the Hazard Mitigation Plan includes a prioritized list of mitigation actions including activities that, over time, will help minimize and reduce safety threats and damage to private and public property; and

WHEREAS one public meeting was held on December 12, 2013 to introduce the planning concept and to solicit questions and comment; and to present the Plan and request comments, as required by law,

**NOW THEREFORE BE IT RESOLVED** by the Township Council of the Township of Springfield;

1. The Hazard Mitigation Plan is hereby adopted as an official plan of the Township of Springfield; minor revisions recommended by the Federal Emergency Management Agency and/or the New Jersey Office of Emergency Management may be incorporated without further action.
2. The Township of Springfield departments identified in the Plan are hereby directed to pursue implementation of the recommended high priority activities that are assigned to their departments.
3. Any action proposed by the Plan shall be subject to and contingent upon budget approval, if required, which shall be at the discretion of the Township Council, and this resolution shall not be interpreted so as to mandate any such appropriations.
4. The Emergency Management Coordinator is designated to coordinate with other offices and shall periodically report on the activities, accomplishments, and progress, and shall prepare an annual progress report to be submitted to the New Jersey Office of Emergency Management. The status reports shall be submitted by October 1 of each year.

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Motion made by Mr. Sobotka and seconded by Mr. Marinello to approve Resolution No. 2014-10-04. All were in favor. Motion carried.

**RESOLUTION NO. 2014-10-04**

**A RESOLUTION OF THE SPRINGFIELD TOWNSHIP COUNCIL  
AUTHORIZING ACCEPTANCE OF A PERFORMANCE BOND FOR JOHN F. MELTON FOR  
SITE IMPROVEMENTS OF PROPERTY LOCATED AT BLOCK 503, LOT 16.05  
IN SPRINGFIELD TOWNSHIP**

WHEREAS, John F. Melton was granted Minor Site Plan Approval by the Springfield Township Zoning Board Resolution No. 2014-2 SP, and

WHEREAS, the Springfield Township Zoning Board Engineer has reviewed plans submitted by John F. Melton and found them to be in conformance with the approval granted by the Zoning Board; and

WHEREAS, pursuant to the Springfield Township Engineer's letter dated September 11, 2014 and in accordance with the Municipal Land Use Law, John F. Melton was required to post a Performance Guarantee in the amount of \$71,431.50 for site improvements of property located at Block 503, Lot 16.05 in Springfield Township; and

WHEREAS, John F. Melton has posted a Performance Guarantee in the amount of \$71,431.50; and

WHEREAS, the Township Solicitor has reviewed and recommended acceptance of the Performance Guarantee.

NOW THEREFORE, BE IT RESOLVED by the Springfield Township Council to accept the Performance Guarantee in the amount of \$71,431.50 as recommended by the Zoning Board Engineer and Township Solicitor.

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Motion made by Mr. Sobotka and seconded by Mr. Marinello to approve Resolution No. 2014-10-05. Mr. McDaniel stated that he escorted a representative of the Governor's office around town to see the roads and she seemed to be in favor of both projects. All were in favor. Motion carried.

**RESOLUTION 2014-10-05**

**RESOLUTION FOR APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE COLUMBUS-JOBSTOWN ROAD PROJECT**

NOW THEREFORE, BE IT RESOLVED that Council of Springfield Township formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2015-Columbus-Jobstown Rd.-00178 to the New Jersey Department of Transportation on behalf of Springfield Township.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of Springfield Township and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

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Motion made by Mr. Sobotka and seconded by Mr. Hlubik to approve Resolution No. 2014-10-06. All were in favor. Motion carried.

**RESOLUTION 2014-10-06**

**RESOLUTION FOR APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE NECK ROAD RECONSTRUCTION PROJECT**

NOW THEREFORE, BE IT RESOLVED that Council of Springfield Township formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2015-Neck Road Reconstruction-00179 to the New Jersey Department of Transportation on behalf of Springfield Township.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of Springfield Township and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

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Motion made by Mr. Sobotka and seconded by Mr. Hlubik to approve Resolution No. 2014-10-07. All were in favor. Motion carried.

**RESOLUTION 2014-10-07**

**RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT FOR THE EXTENSION OF THE CONTRACT FOR SNOW REMOVAL**

**WHEREAS**, the Township Council adopted Resolution No. 2011-11-05 awarding a contract for snow removal on Township roads to H. Eggleston & Son Excavation LLC for a period of three years expiring December 31, 2014; and

**WHEREAS**, the contract contains a provision for two one (1) year extensions of the contract at the same contract price subsequent to the end of its initial term on December 31, 2014; and

**WHEREAS**, Township Council is satisfied with the service provided by H. Eggleston & Son Excavation LLC; and

**WHEREAS**, the Township now wishes to exercise its right to extend the contract for the first additional year term from January 1, 2015 through December 31, 2015 pursuant to paragraph 2 of the Contract; and

**WHEREAS**, the exercise of the extension is consistent with the terms of the Contract;

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of Springfield that the Mayor and Township Clerk are hereby authorized to execute an Extension of the Contract in the form substantially the same as that annexed hereto as well as take such other actions as may be necessary to implement the extension option and the intent of this Resolution.

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Motion made by Mr. Sobotka and seconded by Mr. Hlubik to approve Resolution No. 2014-10-08. All were in favor. Motion carried.

**RESOLUTION 2014-10-08**

**RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT FOR THE EXTENSION OF THE CONTRACT FOR THE SANDING OF TOWNSHIP ROADS**

**WHEREAS**, the Township Council adopted Resolution No. 2011-11-06 awarding a contract for sanding of Township roads to H. Eggleston & Son Excavation LLC for a period of three years expiring December 31, 2014; and

**WHEREAS**, the contract contains a provision for two one (1) year extensions of the contract at the same contract price subsequent to the end of its initial term on December 31, 2014; and

**WHEREAS**, Township Council is satisfied with the service provided by H. Eggleston & Son Excavation LLC; and

**WHEREAS**, the Township now wishes to exercise its right to extend the contract for the first additional year term from January 1, 2015 through December 31, 2015 pursuant to paragraph 2 of the Contract; and

**WHEREAS**, the exercise of the extension is consistent with the terms of the Contract;

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of Springfield that the Mayor and Township Clerk are hereby authorized to execute an Extension of the Contract in the form substantially the same as that annexed hereto as well as take such other actions as may be necessary to implement the extension option and the intent of this Resolution.

### **MONTHLY DEPARTMENTAL REPORT**

#### CLERK REPORT OF LICENSES September 2104

Dog Licenses Issued - 12  
Licenses assessed late fee 10  
Total Licenses Issued Year to Date -415  
Kennel licenses sold this month 0  
Replacement dog licenses sold this month - 0  
  
Total amount collected \$524.00

#### TREASURER'S REPORT - CURRENT ACCOUNT September 2014

Year to Date Revenue	\$8,769,976.22
Year to Date Expended	\$2,545,719.97
Total Available Revenues	\$6,224,256.25

#### TAX COLLECTOR'S REPORT SEPTEMBER 2014

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2014 TAX PAYMENTS	\$	622,892.46
PRIOR YEAR TAX PAYMENTS	\$	253.00
FUTURE TAX PAYMENTS	\$	8,698.47
INTEREST ON TAXES	\$	1,535.24
<b>TOTAL TAX PAYMENTS</b>	<b>\$</b>	<b>633,379.17</b>

200' LIST	\$	20.00
DUPLICATE TAX BILL FEES	\$	5.00

<b>TOTAL MISC. PAYMENTS</b>	<b>\$</b>	<b>25.00</b>
<b>NSF - RETURNED CHECK</b>	<b>\$</b>	<b>-</b>

**TOTAL RECEIPTS FOR THE MONTH: \$ 633,404.17**

CONSTRUCTION OFFICIAL'S REPORT  
September 2014

\$	Building Permits & Application Fees	\$5,858.00
	Development Fees	-0-
	CCO Fees	1,150.00
	Plan Review	-0-
	Violations	-0-
	COAH	-0-
	Total	\$7,008.00

POLICE REPORT  
September 2014

The Springfield Township Police Department responded to a total of **636** complaints. They are sorted in the following manner:

- 558 General Police Complaints
  - 0 Domestic Incidents
  - 6 Criminal Investigations
  - 15 MVAs
  - 17 Medical Emergencies
  - 25 Activated Alarms
  - 6 Abandoned 911 Calls
  - 9 Assists to Outside Departments
  - 1 Assists to Our Department
- 234 Motor Vehicle Stops
  - 9 Arrests
    - 6 Warrants
    - 2 DWI
    - 1 Criminal



Tickets Issued: 164

Mileage 10005

ZONING OFFICER'S REPORT  
September 2014

8 Violations  
1 Site Visit

MANAGER'S REPORT  
September 2014

1. Attended Township Council Meeting on September 4 and 10, 2014
2. Received and responded to 12 miscellaneous contacts that required action and resolution
3. Attended meetings in Mansfield with Peter Sobotka on September 4, 2014 to discuss possible shared services agreement for construction inspections and related work.
4. Completed final negotiations with Southampton regarding Tax Collection shared Services agreement.
5. Completed NJDOT Local Aid grant application for Neck Road and Columbus-Jobstown Rd. and filed the applications electronically on September 23, 2014

MUNICIPAL COURT  
September 2014

Monthly fines, Title 39 Split, Contempt of Court, Court Costs, Criminal Fines	\$10,694.17
Public Defender Fees	\$205.50

Mr. Sobotka asked about the change at the Columbus Farmer's Market where the on duty officer is responding to calls there and Chief Trout responded that as of now we only have an extra duty officer at the Market on Sunday so regular duty officers are handling any calls there on Thursday.

Mr. Sobotka stated that we are almost 1 percent up on the tax collection rate.

Mr. Marinello stated that there were 15 responses to the Market but it does not indicate if the responses were for a Thursday or Sunday. Mr. Marinello asked if we could break these totals down to see if Thursday is becoming a problem and if so we need to ask the Market to have an extra duty officer there on Thursday as well.

Motion made by Mr. Sobotka and seconded by Mr. Hlubik to file the reports. All were in favor. Motion carried

**BILL LIST**

**VENDOR**

**CHECK NO.**

**AMOUNT PAID**

**CURRENT**

Springfield Township E.M.S.	10104	\$7,000.00
Able Cleaning Services	10052	\$325.00
Accounting Educators	10053	\$129.00
Batteries Plus #498	10054	\$411.98
Burl Co Municipal Clerks Assoc	10055	\$40.00
Burlington Cleaners	10056	\$246.10
Burlington County Treasurer	10057	\$6,861.62
Casa Payroll Services	10058	\$200.00
Central Jersey Waste & Rec Inc	10059	\$7,125.00
Comcast	10060	\$118.76
Courier Times, Inc.	10061	\$120.26
Craven Plumbing LLC	10062	\$135.00
Direct Energy Business	10063	\$2.24
Draeger Safety Diagnostics Inc	10064	\$950.00
Eagle Point Gun/TJ Jmorris&Son, LLC	10065	\$2,559.42
Eastern Armored Services, Inc.	10066	\$194.00
Econo Signs, LLC	10067	\$71.80
H. Eggleston & Son, LLC	10068	\$6,001.35
Ford Motor Credit Company	10069	\$6,187.03
Hurley's Auto Repair	10070	\$1,483.10
JCP&L	10071	\$1,603.08
J. Paul Keller	10072	\$954.67
Lippincott & Jacobs	10073	\$145.00
Michael A Malloy	10074	\$314.70
Mansfield Township	10075	\$9,583.33
MGL Printing Skolutions	10076	\$212.50
Mr. Bob Portable Toilets	10077	\$390.00
National Time Systems, Inc.	10078	\$116.60
Networks Plus	10079	\$433.33
New Jersey American Water Co.	10080	\$242.44
NJ Division of Pensions/Beneft	10081	\$57.61
NJSHBP	10082	\$31,047.00
NJ League of Municipalities	10083	\$280.00
Norther Burlington Cnty Reg School	10084	\$325,817.00
Parker McCay, P.A.	10085	\$4,148.00
Pedroni Fuel Company	10086	\$2,453.80
Martin Poinsett	10087	\$100.00
Professional Property App Inc	10088	\$3,885.00
PSE&G	10089	\$4,282.40
R W Tire Corp.	10090	\$264.10
Judith M Schetler	10091	\$314.70
Sheraton Atlantic City	10092	\$282.00
Sirak Auto Supply Inc	10093	\$20.98
Springfield Township Board of Ed	10094	\$287,520.75
State Toxicology Laboratory	10095	\$45.00
State of New Jersey Treasurer	10096	\$100.00
Staples Advantage	10097	\$395.30
Thomson Reuters-West	10098	\$432.00
US Postal Service	10099	\$112.00
Verizon Wireless	10100	\$1,158.10
Vital Communications Inc.	10101	\$102.00

W.B. Mason Co., Inc.	10102	\$219.90
Xtel Communications, Inc.	10103	\$415.82

**COAH**

Clarke Caton Hintz, PC	7137	\$70.00
Parker McCay, P.A.	7138	\$2,677.50
Sockler Realty Services Group	7139	\$1,500.00

**CAPITAL FUND ACCOUNT**

Dante Guzzi Engineering	7136	\$16,781.32
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**DEVELOPER ESCROW**

Denis C. Germano, Esq.	7254	\$202.50
Lippincott & Jacobs	7255	\$1,302.50

**DOG ACCOUNT**

Burlington Cty Treas-Animal	7142	\$18.65
New Jersey Dept of Health	7143	\$20.40

**RECREATION ACCOUNT**

N.B.I.A.A.	7140	\$605.77
South Jersey Race Timing LLC	7141	\$225.00

<b>TOTAL</b>		\$741,014.41
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Mr. Sobotka made a motion seconded by Mr. Hlubik to pay the bills. All were in favor. Motion carried.

**CORRESPONDENCE**

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

**SOLICITOR REPORT**

Mr. Morris did not have anything new to report.

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

**MANAGER'S REPORT**

Mr. Sobotka asked if we have a definite date on the completion of the bridge work on Saylor's Pond Rd. and Chief Trout responded that they need to do a little more asphalt work and put the guardrails up and they are anticipating completing the project sometime next week. He added that the last three dates they gave were extended.

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

### **TOWNSHIP OFFICIAL'S BUSINESS**

Mr. Sobotka attended the school board meeting on the action plan and they discussed the difference between curriculum and core standards.

Mr. Marinello stated that at the Planning Board meeting they began discussion on the farm labor housing ordinance.

Mr. Marinello asked about the EMS report and Mr. Knighten from the EMS said the report was emailed about 2:30 today. The Clerk advised the Mr. Knighten that it was not received and he gave a brief update and added that he would have the Chief resend the written report.

Mr. Knighten stated that the EMS would be having an annual Halloween party and membership drive on October 25<sup>th</sup> at the EMS building and he extended an invitation to Council.

Mr. Marinello asked the Chief to see if the gator would make it down the bike path in case there was an injury back there.

### **PUBLIC COMMENT**

Mr. Knighten asked where the bike path is located and Mr. McDaniel advised him of the route the path ran along. Mr. Knight would like to take their off road vehicle back there to make sure they can respond to any incidents in that area.

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

Mr. Sobotka made a motion seconded by Mr. Hlubik to approve Resolution No. 2014-10-09 for the purpose of discussing personnel matters. 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 8:01 PM.

### **RESOLUTION 2014-10-09**

#### **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: Construction Fines) (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: Employee Benefits and Zoning Board Appointments) ;

\_\_\_\_\_ 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.

Mr. Frank arrived at 8:28 PM during Executive Session. Council returned to public session at 8:43 PM and no one from the public was present.

Mr. Marinello said the towing contracts are in and he will be reviewing them for completion. Mr. McDaniel stated that one of the tow contractors approached him about raising the fees the tow companies can charge.

Mr. Sobotka made a motion seconded by Mr. Hlubik to adjourn the meeting. The meeting was adjourned at 8:50 PM. All were in favor.

Respectfully submitted,

Patricia A. Clayton  
Township Clerk