

TOWNSHIP OF SPRINGFIELD
COUNCIL MEETING AGENDA
7:30 PM
JANUARY 13, 2016

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:
December 9, 2016 Regular Session
6. Public Comment on Agenda Items
7. Resolutions
 - No. 2016-01-14 - Resolution Supporting the Continuation of a "No Passing Zone" on Route 68 in the Township of Springfield as Recommended by the New Jersey Department of Transportation
 - No. 2016-01-15 - Resolution Cancelling Taxes on Property Owned by a Totally Disabled Veteran (30 Highland Rd.)
 - No. 2016-01-16 - Resolution Authorizing Burlington County Mosquito Control Commission to Perform Aerial Application for Mosquito Control Over Springfield Township During 2016
 - No. 2016-01-16A - Resolution of the Township Council of Springfield Township Authorizing Agreements for Certain Professional Services
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. 2014-01-17 - 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 (Contract Negotiation)
16. Adjournment

TOWNSHIP COUNCIL MEETING
January 13, 2016

The meeting of the Springfield Township Council was called to order by Mayor McDaniel with Council Members David Frank (arrived 7:40 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 10, 2016:

- 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 December 9, 2015 Regular session. All were in favor. Motion carried.

PUBLIC COMMENT ON AGENDA ITEMS

Hearing no comments, Mr. Sobotka made a motion seconded by Mr. Hlubik 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. 2016-01-14. Mr. Marinello asked where on Route 68 this would be and it was discussed that the no passing already exists and this is just to memorialize it. All were in favor except Mr. Marinello who voted no. Motion carried.

RESOLUTION 2016-01-14

RESOLUTION SUPPORTING THE CONTINUATION OF A "NO PASSING ZONE" ON ROUTE 68 IN THE TOWNSHIP OF SPRINGFIELD AS RECOMMENDED BY THE NEW JERSEY DEPARTMENT OF TRANSPORTATION

WHEREAS, the New Jersey Department of Transportation (NJDOT) recently completed a traffic investigation on Route 68 in Springfield Township; and

WHEREAS, the NJDOT investigation revealed the current centerline pavement markings on Route 68 meet and conform to current design standards; and

WHEREAS, NJDOT will update existing records to reflect current No Passing Zone conditions along NJ Route 68; and

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Springfield, County of Burlington and State of New Jersey, that it supports the use of a "No Passing Zone" on Route 68 in Springfield Township as recommended by NJDOT;

AND BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be forwarded to NJDOT as requested.

Motion made by Mr. Sobotka and seconded by Mr. Frank to approve Resolution No. 2016-01-15. All were in favor. Motion carried.

RESOLUTION 2016-01-15

A RESOLUTION CANCELING TAXES ON PROPERTY OWNED BY A TOTALLY DISABLED VETERAN.

WHEREAS, HEATHER L. MCBRIDE is the owner and resident of **30 HIGHLAND ROAD, Block 2303, Lot 15** as of MARCH 29, 2007; and,

WHEREAS, HEATHER L. MCBRIDE has applied for property tax exemption as a Widow of a Totally Disabled Veteran pursuant to NJSA 54:3.30 et seq.; and,

WHEREAS, FRANK A. MCBRIDE, IV has been certified by the Veterans Affairs to wartime service-connected disability of 100%.

WHEREAS, the Tax Assessor has reviewed the said application and found it to be satisfactory.

NOW THEREFORE BE IT RESOLVED, the 2016 taxes should be canceled as of the date of application of JANUARY 1, 2016.

NOW THEREFORE BE IT RESOLVED, by the Springfield Township Council that the Tax Collector is hereby authorized to cancel the **"2016" 1st & 2nd quarters and future billing "2016" and preliminary "2017" taxes for** Lot 15 in the Block 2303 and that a certified copy of this resolution shall be forwarded to the Tax Assessor and Tax Collector.

Motion made by Mr. Frank and seconded by Mr. Hlubik to approve Resolution No. 2016-01-16. Mr. Frank stated that as far as he knows the County has not done any aerial application in our area. All were in favor. Motion carried.

RESOLUTION 2016-01-16

RESOLUTION AUTHORIZING BURLINGTON COUNTY MOSQUITO CONTROL COMMISSION TO PERFORM AERIAL APPLICATION FOR MOSQUITO CONTROL OVER SPRINGFIELD TOWNSHIP DURING 2016

WHEREAS, the Burlington County Mosquito Control Commission has requested authorization from Springfield Township to perform aerial applications of pesticides for larval mosquito control over portions of the Township during 2016; and

WHEREAS, all pesticides and aircraft to be used in this procedure are those approved for aerial application by both State and Federal governments; and

WHEREAS, prior to performing aerial applications over Springfield Township, the Burlington County Mosquito Control Commission will notify Burlington Central Communications.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of Springfield Township, County of Burlington and State of New Jersey that the Mayor is hereby authorized to execute the authorization for aerial mosquito control with the Burlington County Mosquito Control Commission.

Motion made by Mr. Sobotka and seconded by Mr. Marinello to approve Resolution No. 2016-01-16A. All were in favor except Mr. Frank who abstained. Motion carried.

RESOLUTION NO. 2016-01-16A

A RESOLUTION OF THE TOWNSHIP COUNCIL OF
SPRINGFIELD TOWNSHIP AUTHORIZING AGREEMENTS
FOR CERTAIN PROFESSIONAL SERVICES

WHEREAS, it is necessary that the Township of Springfield make certain professional staff appointments in order to provide for the effective operation of Township government; and

WHEREAS, the services to be performed are regulated by law and the persons to be appointed are practicing recognized professionals; and

WHEREAS, the Local Public Contracts Law, requires that notice with respect to contracts for "Professional Services" awarded without competitive bids must be publicly advertised.

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Springfield that the following are hereby appointed to the positions designated and for terms effective January 1, 2016 and ending December 31, 2016, unless otherwise specified, or when their successors have been duly appointed:

Township Solicitor

George M. Morris, Esq.
Parker McCay

Township Engineer	Dante Guzzi, P.E. Dante Guzzi Engineering Associates
Planning/Zoning Board Solicitor	Denis C. Germano, Esq.
Planning/Zoning Board Engineer	Jeffrey S. Richter, P.E., P.P. Banc3, Inc.
Township/Planning Board Planner	Brian Slaugh, PP, AICP, CLA, ASLA Clarke Caton Hintz
Bond Counsel	Ronald J. Ianoale, Esq. McManimon & Scotland, L.L.C.
Insurance Broker of Record	EJA & Associates, Inc.
Risk Management Consultant	EJA & Associates, Inc.

MONTHLY DEPARTMENTAL REPORT

CLERK REPORT OF LICENSES

December 2015

Dog Licenses Issued - 0
 Licenses assessed late fee 0
 Total Licenses Issued Year to Date -417
 Kennel licenses sold this month 0
 Replacement dog licenses sold this month - 0
 Service Dog 0
 Police Dog

 Total amount collected -00-

**TREASURER'S REPORT – CURRENT ACCOUNT
 December 2015**

Year to Date Revenue	\$ 12,445,143.69
Year to Date Expended	\$ 3,409,913.77
Total Available Revenues	\$ 9,035,229.92

**CONSTRUCTION OFFICIAL'S REPORT
 December 2015**

Building Permits & Application Fees	\$ 6,762.00
CCO Fees	\$ 600.00

Violation		\$ 2,500.00
Re-Inspection		\$ 150.00
Total	-	\$10,012.00

POLICE REPORT
DECEMBER 2015

The Springfield Township Police Department responded to a total of **567** complaints. They are sorted in the following manner:

- 460 General Police Complaints
- 2 Domestic Incidents
 - 7 Criminal Investigations
- 30 MVAs
 - 27 Medical Emergencies
- 37 Activated Alarms
- 2 Abandoned 911 Calls
- 2 Assists to Outside Departments
- 3 Assists to Our Department
- 72 Motor Vehicle Stops
- 10 Arrests
 - 4 Warrants
- 3 DWI
 - 3 Criminal

Tickets Issued: 68

Mileage 9078

ZONING REPORT
December 2015

Violations – 6

TAX COLLECTOR
DECEMBER , 2015

		<u>TAXES</u>	
2015	TAX PAYMENTS		\$ 218,476.60
PRIOR	TAX PAYMENTS		
FUTURE	TAX PAYMENTS		\$ 17,838.99
	INTEREST ON TAXES		\$ 7,845.44
	TOTAL TAXES		<u>\$ 244,161.03</u>

LIENS

MUNICIPAL LIEN	REDEMPTIONS	
MUNICIPAL LIEN	RECORDING FEES COLL	
MUNICIPAL LIEN	LIEN SEARCH FEES COLL	
	TOTAL LIENS	\$ _____ -

MISC.

200' LIST FEES	\$	20.00
DUPLICATE TAX BILL FEES		
TAX SEARCH	\$	10.00
MISC	\$	200.00
TAX SALE COSTS - PRIOR TO SALE	\$	416.10
RETURN (NSF) CHECK FEES	\$	20.00
TOTAL MISC. PAYMENTS	\$	<u>666.10</u>

RETURN ITEMS

RETURNED CHECKS	\$	1,684.15
TOTAL	\$	<u>1,684.15</u>

TOTAL RECEIPTS FOR THE MONTH:

\$ 243,142.98

DISBURSEMENTS

DATE	PAYABLE TO	AMOUNT
1/15/2016	SPRINGFIELD TWP TREASURER	\$ 243,142.98
1/15/2016	SPRINGFIELD TWP TREASURER	\$ 3,095.19
	for a balance from Nov	

COLLECTIONS PERCENTAGE REPORT

2014	QUARTERS - 1-4	<u>96.900%</u>
2015	QUARTERS - 1-4	<u>96.260%</u>

MONTHLY DELINQUENT REPORT

PRIOR YEAR		
1ST QUARTER	\$	28,673.93
2ND QUARTER	\$	34,169.14
3RD QUARTER	\$	49,592.21
4TH QUARTER	\$	84,940.62

INTEREST ON DELINQUENT TAXES \$ 11,978.27
TOTAL \$ 209,354.17

**MUNICIPAL COURT
NOVEMBER 2015**

Monthly fines, Title 39 Split, Contempt of Court, Court Costs, Criminal Fines	\$8,328.51
Public Defender Fees	244.50
Park Adjudication Act	0.00

**MUNICIPAL COURT
DECEMBER 2015**

Monthly fines, Title 39 Split, Contempt of Court, Court Costs, Criminal Fines	\$7,958.13
Public Defender Fees	300.00
Park Adjudication Act	0.00

Mr. Frank asked about the accidental death from a tree falling and Chief Trout explained the person was cutting down a tree and it fell on that person

Mr. Sobotka asked Chief Trout what his plans were for the police department. Chief Trout reported that he will continue as is from last year and continue with vehicle replacement. Chief Trout stated that he would also suggest moving forward with appointing a detective, body and car cameras, a live scan machine and getting some new weapons but that would require budgeting for these changes. Chief Trout stated that he got a quote for the cameras and it was \$80,000 for the body and car cameras and a server. Mr. McDaniel stated that Council discussed this last week and it was discussed that it is not just the cost of the cameras and Chief Trout responded that the storage is also part of the cost. Mr. Sobotka asked about the cost of training and Chief Trout responded that the one company's equipment seemed pretty user friendly. Chief Trout added that the department could also go to e-tickets as well if it could be funded. Mr. Marinello asked what the priorities of the department would be and Chief Trout responded that the body cameras and MVRs would be the top of the list. Chief Trout stated that you could lease purchase the cameras but there is no real benefit to that. Mr. Sobotka asked if we are taking advantage of the JIF defensive driving courses and Chief Trout stated that he could do this. Mr. Sobotka also stated that the Township is not prepared with the generators if a disaster occurs. Mr. Sobotka would like to see the emergency management incorporated into these plans. Mr. Frank stated that we did include money for the generators and Mr. Keller added that he is waiting for sketches from each fire company as to where the generators need to go. Mr. Frank asked that we follow up with the fire companies. Mr. McDaniel asked about the fuel source and Chief Trout said Jobstown and Juliustown are both natural gas and Jacksonville is propane. Mr. Frank stated that we may want to talk to Chief Bercy about how we could power up the Community Center off the generator. Chief Trout stated that he will look into that too but he imagines that it would not be too much of a draw on the generator to include the Community Center. Chief Trout added

that the company could size it accordingly and Mr. Keller stated that it might be cheaper to install a second generator but he can look at it.

Mr. McDaniel noticed on the Zoning Officer's report Mr. Lippincott has a violation and it should be changed to Estate of Roger Lippincott instead of Roger Lippincott. Mr. Morris stated that at this point you can send it as the owner of but regardless someone still has to correct the violation. Mr. McDaniel asked how it changes on the tax records and it was discussed that it only changes when a new deed is filed at the County Clerk's office. Mr. Frank does appreciate that the report has been updated to get rid of the old stuff.

Mr. McDaniel stated that it appears from the Zoning Officer's report that Allied is in compliance and Mr. Frank responded that they are working on their site plan.

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

BILL LIST

VENDOR	CHECK NO.	AMOUNT PAID
CURRENT		
State of New Jersey Treasurer	10926	\$150.00
Alfa-Tronics Inc	10927	\$56.70
Auto Shine Car Wash	10928	\$36.50
Burl Co Police Chiefs Assoc.	10929	\$250.00
Burlington Cleaners	10930	\$137.85
County of Burlington	10931	\$150.00
Burlington County Treasurer	10932	\$9,801.84
Casa Payroll Service	10933	\$476.00
Central Jersey Waste & Rec. Inc.	10934	\$7,125.00
Comcast	10935	\$142.85
Courier Times, Inc.	10936	\$305.86
Direct Enerby Business	10937	\$773.73
Econo Signs LLC	10938	\$410.87
Eggleston & Son, Inc	10939	\$5,606.25
EJA Capacity Ins.	10940	\$4,969.00
Expel Exterminating Expertisinc	10941	\$70.00
Galls/Quartermaster	10942	\$294.84
Heritage Business Systems Inc.	10943	\$75.00
JCP&L	10944	\$2,064.30
Burl. Co. Munic. JIF	10945	\$40,669.00
J. Paul Keller	10946	\$907.49
Muni Clerks Assn Burlington	10947	\$75.00
National Time Systems, Inc.	10948	\$59.20
New Jersey American Water Co.	10949	\$258.94
New Egypt Agway	10950	\$74.90
NJ Conference of Mayors	10951	\$295.00
NJ Municipal Management Assoc.	10952	\$220.00
NJSHBP	10953	\$32,676.66
NJ League of Municipalities	10954	\$408.00
Northern Burl Cnty Reg School	10955	\$349,375.00

Parker McCay, P.A.	10956	\$2,607.95
Petty Cash	10957	\$100.00
Phoenix Advisors LLC	10958	\$750.00
Pitney Bowes	10959	\$112.12
Pitney Bowes Postage by Phone	10960	\$570.84
PSE&G	10961	\$3,810.03
QC Laboratories	10962	\$73.00
R & R Radar, Inc.	10963	\$168.51
Servicemaster Building Service	10964	\$295.00
Springfield Township Capital	10965	\$150,000.00
Springfield Twp Board of Ed	10966	\$289,354.08
Springfield Township Fire Company	10967	\$6,250.00
Verizon Wireless	10968	\$572.91
Vital Communications, Inc.	10969	\$102.00
XTEL Communications, Inc.	10970	\$389.98
Hurleys Auto Repair	10971	\$2,515.68
Parker McCay, P.A.	10972	\$1,966.14
Pedroni Fuel Company	10973	\$1,309.23

COAH

Parker McCay, P.A.	7165	\$4,145.54
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DEVELOPERS ESCROW

Banc 3 Inc.	7309	\$1,160.00
Dante Guzzi Engineering	7310	\$1,074.45

DOG TRUST

Burlington Cty Treas-Animal	7167	\$60.00
Patricia A Clayton	7168	\$50.00
Virginia L. Freck	7169	\$50.00

CAPITAL FUND

Dante Guzzi Engineering	7163	\$17,880.73
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TOTAL

\$943,283.97

Mr. Sobotka made a motion seconded by Mr. Frank to pay the bills except the Attorneys with the addition of a payment of \$60 to the NJ Motor Vehicle Commission. All were in favor. Motion carried.

Mr. Sobotka asked if everything is ok on the Jacksonville Fire truck and Mr. Keller responded that as far as he knows the truck is fine and Mr. Keller added that Chief Bercy signed off that everything was ok with the truck.

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

1. Zoning Board's annual report to Council. Mr. Sobotka made a motion seconded by Mr. Hlubik to accept the Zoning Board's report. Mr. Frank asked if Ultimate Collision got approval for the changing sign and it was discussed that they are in compliance with the Ordinance so they did not need Board approval for the sign. Mr. Frank feels we should look at this Ordinance because he is against the moving signs and Mr. Sobotka agrees especially the sign at the Farmer's Market. Mr. Frank added that the purpose of this report is to advise Council of approvals and give Council the opportunity to make changes to the Zoning Ordinances. Mr. McDaniel asked about businesses that get sign approval then put out additional smaller signs and Mr. Frank responded that this is not legal but when he has brought it up in the past Council stated that they did not want to hinder businesses from advertising. Mr. Sobotka asked Mr. Morris if represents any other towns with the moving signs and Mr. Morris responded that he has towns on the Route 130 corridor that allow them and then he has more rural towns that try to limit them. He added that he believes there is case law against actual prohibition of digital signs. Mr. Frank is not suggesting making LED signs illegal but the changeability of the sign. Mr. Marinello asked how many signs exist in the Township and Mr. Frank responded that it is not about what is here now but rather what could be in the future since the technology exists. Council asked Mr. Morris to review and rework the Ordinance. All were in favor. Motion carried.

3. Juliustown Methodist Church-Handicap parking request. Mr. Sobotka made a motion seconded by Mr. Hlubik to approve the two handicap spots in front of the Juliustown Methodist Church. Mr. Frank asked if there is parking on site and Chief Trout responded that there is parking in front of the church and then there is parking back by the graveyard and it is hard for the elderly to get from the graveyard to the church. All were in favor. Motion carried.

4. BC Resource Conservation – Block 1001, Lot 1 (2800 Route 206) Right to Farm SSAMP Request. Mr. Frank stated that they are asking the County Agricultural Board if their distillery is an accepted farming activity and therefore generally exempt from our Zoning. They are asking for protection under the Right to Farm law. Mr. Frank added that the Ag Board is supposed to look at the Township's Ordinances to make sure that it does not infringe on the public health and safety of the public. Mr. Marinello asked if they choose to disregard our Ordinances would there be nothing the Township could do about it and Mr. Frank responded that the Council has the opportunity to attend the meeting and object. Mr. Hlubik stated that the product can be grown on the farm management unit not just that particular farm. Mr. McDaniel asked if Mr. Probesco as a 24 percent owner of the LLC could he make the request and Mr. Morris responded that he is the managing member so he can make the request. Mr. McDaniel asked how the Township can keep this from becoming a warehouse type facility and Mr. Frank responded again that you can object at any hearings regarding approvals. Mr. Sobotka asked if there was any traffic study done and Mr. Marinello added that the way he reads it is they don't have to follow the rules. Council discussed that this notice gives very short notice since it was just received yesterday and Mr. Frank suggested that Council could have Mr. Morris send a letter that the notice was not adequate. Mr. Marinello stated that the Township established a 500 ft. view shed and other regulations for a reason and now people can go to the Ag Board and go around the rules. Mr. Frank stated that this building can only be in the exception area. Mr. Marinello pointed out that there is no map or specifics for Council to review to determine if they would approve of this request. Mr. McDaniel stated that tomorrow the Ag Board is just determining eligibility then there will be a hearing regarding the approval. Council agreed that a letter should be sent to the Ag Board asking for more notice for future actions and also asking for copies of the application and maps so that the Township can review.

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

SOLICITOR REPORT

Mr. Morris stated that all he has is the Ordinance he prepared regarding parking. Mr. Morris stated the concept of this Ordinance is to create temporary parking where there is construction at a property where there is a sidewalk that is being blocked by the construction. This Ordinance would provide on a case by case basis the granting of temporary no parking while construction is ongoing so that people are not walking in the middle of the road to get around the construction. Mr. Morris stated that the temporary approval can be given immediately by the Chief of Police if he feels the construction creates public safety issue and it would be followed up by a resolution. Mr. Frank asked what would happen if the Township has to tow a car because someone won't move the car and a resolution has not been approved ratifying the action of the Chief. Mr. McDaniel asked who would be responsible for designating the area that would be no parking and Mr. Morris responded that this was left that open to the discretion of the official making the determination because each situation will be different. Mr. Frank asked the Chief if he sees the functionality of this and the Chief responded that he sees the functionality but this would require the Township to purchase signage and possibly require barricade to be put up. Mr. Sobotka added that he agrees if the construction is not timely the Township may be responsible for putting some safety equipment out to guide the people to transgress around that construction area. Chief Trout stated that if the construction is going to be long term some kind of barrier may be required and it was discussed that this burden needs to be on the contractor. Mr. Morris stated that he would add language regarding loading and unloading in that area as well the requirement of barriers and who would be responsible for that cost. He will also add a time frame and procedure for requesting an extension if construction goes beyond the time allowed for the temporary parking restriction. Mr. Morris added this is placing a burden on the owner in hopes to move construction projects along. Mr. Morris stated that there is no requirement of the owner to appear in front of Council. Council discussed that the monetary violations are in the Ordinance already. Mr. Sobotka asked that this Ordinance be handed out by the construction office when a permit application is filed. Mr. Morris suggested that a copy of the Ordinance should be posted in the construction office and then the construction official could make a determination after review of a permit who may need to be given an actual copy of the Ordinance. Mr. Marinello asked if this Ordinance pertains to all roads whether Municipal, County or State and Mr. Morris responded that it would. It was discussed that the type of barriers will be at the determination of the Engineer. Mr. McDaniel stated that the bottom the first page it reads "a hazard exists, specifically the obstruction of a sidewalk" and he would suggest changing the word specifically to particularly which allows for some flexibility if some other unforeseen situation occurs where the Township may need to create a safety zone. Mr. Morris stated that he would have the changes made so that Council could review at the next work session.

Mr. Sobotka made a motion seconded by Mr. Frank to accept the Solicitor's reports. All were in favor. Motion carried.

Mr. Sobotka asked how we are doing on the property at the corner and Mr. Morris responded the Order to Show Cause was signed and that is the only update he has at this time but Mr. Serlin is moving forward. Mr. Marinello stated for the record that he is against this action.

MANAGER'S REPORT

Mr. Keller stated that he has nothing to add to his written report.

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

TOWNSHIP OFFICIAL'S BUSINESS

Mr. Sobotka asked the Chief if he had any information on the vehicle that was left abandoned on Applegate in front of number 48 and recently towed and Chief Trout responded that he would have to check into it.

Mr. McDaniel asked if anyone has any suggestion on appointments to the Zoning or Planning Board.

Mr. McDaniel had a meeting with Mary Pat Robbie on the Arneys Mount Path project as well as some other paths the County is working on and it sounds like they are moving forward this year. Mr. McDaniel stated that a paved path has to be 10 feet wide in order to qualify for grant money and Mr. Morris added that the 10 foot requirement is to allow emergency equipment to be able to have access if necessary. Mr. Marinello asked who will be monitoring the parks and what will the hours of operation be and who will be cleaning up the area. Mr. Marinello also asked who would be responding if people are in the park after hours. Mr. Frank asked Mr. Morris if he has had any experience in his other Township's with Ordinances on the confiscation of ATVs being used on properties that the riders do not have permission to be on and Mr. Morris responded that he would look into it. Mr. Marinello asked how the County is going to compensate the Township for the use of municipal resources to monitor this site. Mr. Frank stated that anyone out there after hours would have to have some kind of vehicle to get there and if we have an Ordinance to confiscate these vehicles it will stop them from being out there. Mr. Hlubik asked damage is being caused to neighboring property because of the use of ATVs is there restitution and Mr. Morris responded a prosecutor can move for restitution. It was also discussed that there will be an observatory on the site and this will be open at all hours to the public. Mr. McDaniel stated that any of these things could happen in any of our parks and Mr. Marinello responded that this is his point and are the park rangers coming out to deal with the people that are hanging out causing trouble in the middle of the night. Mr. Frank stated that there are plenty of spots like this in the Township and he does not believe that we are going to have the kind of trouble Mr. Marinello is talking about. Mr. Marinello would like a copy of where the path is to going and Chief Trout responded that he believes it is on the County website.

Mr. McDaniel stated that the path from Mansfield Park to Island Rd will be done by the end of this year and he asked Ms. Robbie about our project to reconfigure the intersection of the Jacksonville-Jobstown and Monmouth Roads and Ms. Robbie stated that she would check about that. Mr. McDaniel added that he advised her that the Township is going to move forward with the reconfiguration of the Township road and the Township would like to work with the County if possible.

Mr. McDaniel asked what this kind of park project does to property values and Ms. Robbie responded that it increases the values and Mr. Frank added that there are studies that prove this. Mr. McDaniel stated that there have been people out on that property looking at the stars for years.

PUBLIC COMMENT

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

Mr. Marinello made a motion seconded by Mr. Hlubik to approve Resolution No. 2016-01-17 for the purpose of discussing contract negotiations. 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 9:26 PM.

RESOLUTION 2016-01-17

**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: EMS Services)

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);

_____ 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:) ;

_____ 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 9:52 PM and the public was invited back in. Mr. Morris announced that Council discussed matters as advertised and no action will be required.

Mr. Marinello made a motion seconded by Mr. Frank to adjourn the meeting. The meeting was adjourned at 9:53 PM. All were in favor.

Respectfully submitted,

Patricia A. Clayton
Township Clerk