

TOWNSHIP OF SPRINGFIELD
COUNCIL MEETING AGENDA
7:30 PM
JANUARY 11, 2017

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. Nominations for Deputy Mayor
6. Administration of Oath of Office to the Deputy Mayor
7. Minutes submitted for approval:
 - December 14, 2016 Regular Session
8. Bowman and Company LLP
9. Public Comment on Agenda Items
10. Ordinances for First Reading:
 - No. 2017-01 – Ordinance Identifying, Creating and Dedicating Municipal and County Right-Of-Way on Block 1003, Lots 8, 9 and 10
11. Resolutions
 - No. 2017-01-14 – New Jersey Safe and Secure Communities Program Resolution of Participation
 - No. 2017-01-15 – Resolution Authorizing the Execution of Documents to Support Habitat for Humanity’s Application for Land Use Approvals
 - No. 2017-01-16 – Resolution of the Township Council of Springfield Township Authorizing Agreements for Certain Professional Services
 - No. 2017-01-17 – Resolution of the Township Council of Springfield Township Authorizing Agreements for Certain Professional Services
 - No. 2017-01-18 – Resolution of the Township Council of Springfield Township Granting Permission and Authority to Verizon Wireless to Use Poles Within the Public Right-Of-Way in the Township of Springfield
12. Monthly Reports Submitted for Approval
13. Bills Submitted for Approval
14. Correspondence
15. Solicitor’s Report
16. Manager’s Report
17. Township Officials’ Business
18. Public Comment*
19. Adjournment

**TOWNSHIP COUNCIL MEETING
JANUARY 11, 2017**

The meeting of the Springfield Township Council was called to order by Mayor McDaniel with Council Members David Frank, John Hlubik (arrived at 7:34), 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 5, 2017:

- 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. Frank made a motion seconded by Mr. McDaniel to nominate Mr. Marinello as Deputy Mayor. John Hlubik arrived at 7:34 PM. Mr. Frank amended his motion seconded by Mr. McDaniel to allow for Mr. Hlubik to vote on the nomination. All were in favor except Mr. Sobotka who opposed the nomination. Motion carried.

Mr. Marinello was sworn in as Deputy Mayor by Mr. Morris.

Mr. Sobotka made a motion seconded by Mr. Hlubik to approve the minutes of the December 14, 2016 Regular session as amended. All were in favor. Motion carried.

Auditor

Mike Cesero and Evan Palmer introduced themselves and gave a brief history of the firm Bowman and Company LLC. Mrs. Kelly mentioned that she has worked with this firm in Upper Freehold for about 29 years and with Mr. Cesero for 20 of those years and she is very happy with the service they provide and the responsiveness of the staff at the firm. Mr. Keller added that he has worked with Bowman and Company with the JIF and he is also satisfied with the firm.

Mr. McDaniel asked when the audit report would be ready and Mr. Cesero responded that would depend on when they can coordinate with the CFO but he anticipates by March or April.

Mr. Marinello asked about the treasurer report and Mrs. Kelly responded that she is working on getting a report that reads better for Council. Mr. Cesero explained that you would not be able to get the current municipal tax revenue because the taxes collected are shared with the County and schools and they are paid 100 percent of their share. Mr. Cesero added that Council should focus on the tax collection rate throughout the year and the municipal share after December 31st. Mr. Cesero stated that his firm offers a budget seminar each year for elected officials which gives an insight into the budget process.

Mr. Sobotka made a motion seconded by Mr. Hlubik to amend the agenda to act on Resolution 2017-01-16 out of order. All in favor. Motion carried.

Mr. Sobotka made a motion seconded by Mr. Hlubik to approve Resolution No. 2017-01-16.

Mr. Frank stated that he would like the public to have a chance to comment. Mr. McDaniel asked if any public. None being heard, Mr. Marinello made a motion seconded by Mr. Frank to close public comment. All in favor. Motion carried.

All in favor of the motion to approve the resolution. Motion carried.

Mr. Bercy stated that he has stepped down as the Chief of the Jacksonville Fire Company and Tom Klimkowski has now taken over as Chief. Mr. Klimkowski introduced himself and offered his contact information. Mr. Marinello thanked Mr. Klimkowski for stepping up to take over the position. Mr. Klimkowski added that Mr. Bercy will still be around to help out.

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.

ORDINANCES FOR FIRST READING

Mr. Sobotka made a motion seconded by Mr. Frank to introduce Ordinance No. 2017-01 on first reading. Mr. McDaniel stated that this will allow us to realign Columbus-Jobstown Rd as it intersects with the County roads. All in favor. Motion carried. Public hearing will be at the February 8, 2017 Council meeting.

ORDINANCE 2017-01

AN ORDINANCE IDENTIFYING, CREATING AND DEDICATING MUNICIPAL AND COUNTY RIGHT-OF-WAY ON BLOCK 1003, LOTS 8, 9 AND 10

RESOLUTIONS

Motion made by Mr. Sobotka and seconded by Mr. Hlubik to approve Resolution No. 2017-01-14. All were in Favor. Motion carried.

RESOLUTION 2017-01-14

NEW JERSEY SAFE AND SECURE COMMUNITIES PROGRAM RESOLUTION OF PARTICIPATION

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 \$90,898.00 for an approximate project total cost of \$115,898.00 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.

Motion made by Mr. Sobotka and seconded by Mr. Frank to approve Resolution No. 2017-01-15. All were in Favor. Motion carried.

RESOLUTION 2017-01-15

AUTHORIZING THE EXECUTION OF DOCUMENTS TO SUPPORT HABITAT FOR HUMANITY’S APPLICATION FOR LAND USE APPROVALS

WHEREAS, Springfield Township, like all municipalities, is charged with the duty to create opportunities for affordable housing for low and moderate income families; and

WHEREAS, to achieve this goal, the Township purchased, Block 1003, Lots, 8, 9 and 10; and

WHEREAS, the Township further contracted with Habitat for Humanity to construct units on these lots; and

WHEREAS, Habitat for Humanity is in need of certain land use approvals which require the consent of the owner, in this case, the Township of Springfield;

NOW, THEREFORE BE IT RESOLVED, by the Township Council of the Township of Springfield, County of Burlington, State of New Jersey that the Mayor and Municipal Clerk are hereby authorized to execute any and all documents on behalf of the Township to further Habitat for Humanity’s project of providing and maximizing affordable housing units on the above-referenced Block and Lots;

BE IT FURTHER RESOLVED, that the authority granted herein shall be retroactive to January 1, 2017 and shall continue until such time as the Township Council deems this project complete.

Motion made by Mr. Sobotka and seconded by Mr. Hlubik to approve Resolution No. 2017-01-17. All were in Favor. Motion carried.

RESOLUTION NO. 2017-01-17

**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, 2017 and ending December 31, 2017, 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 and Planning Board Planner	Brian Slaugh, PP, AICP, CLA, ASLA Clarke Caton Hintz
Bond Counsel	Ronald J. Ianoale, Esq. McManimon & Scotland, L.L.C.
Auditor	Michael D. Cesaro, CPA, RMA Bowman and Company, LLP

BE IT FURTHER RESOLVED, that the Mayor and Municipal Clerk are hereby authorized to execute agreements for professional services.

Motion made by Mr. Sobotka and seconded by Mr. Frank to approve Resolution No. 2017-01-18. Mr. Frank stated that wifi and wireless services are profitable businesses and this request is a valuable right and the Township should not be giving it away for free. Mr. Frank added that from a land use prospective he is not sure if he wants that equipment on every telephone pole in town. Mr. Morris stated that he has dealt with this in a bunch of towns and he

explained to Council what was presented by Verizon to other Township's he represents. Mr. Morris stated that Verizon anticipated installing this equipment on about 5 or 6 poles in a Township larger than Springfield. He added that each site would be done by a separate resolution as Verizon is ready to install them on a specific pole. There was discussion to add this provision to the resolution and whether they need to come to the Zoning Board. Mr. Morris responded that since it is regulated by the BPU they would not come to the Board. Mr. Sobotka asked about any hazardous substances from the equipment and Mr. Morris responded he could not provide any legal advice as to that. Mr. McDaniel stated that he has a problem with Verizon and their handling of down poles and could this be addressed as part of this process. Mr. Morris responded you could try but he is not sure it will change that process for how the company handles down poles. It was discussed about whether the Township could get fees. Mr. Morris recommended tabling the Resolution. Mr. Morris stated that fees have been obtained for other utility right-of-ways.

Motion made by Mr. Frank and seconded by Mr. Sobotka to table the Resolution. All were in Favor. Motion carried.

Mr. Hlubik asked if they pay a franchise tax to the State and should the Township get a portion of any tax they may pay and Mr. Morris responded that he wouldn't hold your breath waiting for that money.

RESOLUTION NO. 2017-01-18

A RESOLUTION OF THE TOWNSHIP COUNCIL OF SPRINGFIELD TOWNSHIP GRANTING PERMISSION AND AUTHORITY TO VERIZON WIRELESS TO USE POLES ERECTED BY PARTIES WITH THE LAWFUL RIGHT TO MAINTAIN POLES WITHIN THE PUBLIC RIGHT-OF-WAY IN THE TOWNSHIP OF SPRINGFIELD

MONTHLY DEPARTMENTAL REPORT

CLERK REPORT OF LICENSES

December 2016

Dog Licenses Issued - 0
Licenses assessed late fee 0
Total Licenses Issued Year to Date -372
Kennel licenses sold this month 0
Replacement dog licenses sold this month - 0
Service Dog 0
Police Dog 0

Total amount collected \$0

POLICE REPORT DECEMBER 2016

The Springfield Township Police Department responded to a total of 592 complaints. They are sorted in the following manner:

482 General Police Complaints
 0 Domestic Incidents
 8 Criminal Investigations
 32 MVAs
 43 Medical Emergencies
 21 Activated Alarms
 2 Abandoned 911 Calls
 4 Assists to Outside Departments
 3 Assists to Our Department
 133 Motor Vehicle Stops
 10 Arrests
 4 Warrants
 2 DWI
 4 Criminal

Tickets Issued: 67

Mileage 11757

**TAX COLLECTOR
 DECEMBER 2016**

	<u>DECEMBER</u>	<u>2016</u>
	<u>TAXES</u>	
2016	TAX PAYMENTS	\$ 277,872.88
PRIOR	TAX PAYMENTS	\$ 3.31
FUTURE	TAX PAYMENTS	\$ 41,075.26
	INTEREST ON TAXES	\$ 10,438.41
	TOTAL TAXES	<u>\$ 329,389.86</u>

	<u>LIENS</u>	
MUNICIPAL LIEN	REDEMPTIONS	
MUNICIPAL LIEN	RECORDING FEES COLL	
MUNICIPAL LIEN	LIEN SEARCH FEES COLL	
	TOTAL LIENS	<u>\$ -</u>

	<u>MISC.</u>	
	200' LIST FEES	\$ 40.00
	DUPLICATE TAX BILL FEES	\$ 5.00
	TAX SEARCH	
	MISC	
	TAX SALE COSTS - PRIOR TO SALE	\$ 1,023.38
	RETURN (NSF) CHECK FEES	\$ 50.00
	TOTAL MISC. PAYMENTS	<u>\$ 1,118.38</u>

RETURN ITEMS

RETURNED CHECKS

TOTAL \$ _____ -

TOTAL RECEIPTS FOR THE MONTH:

\$ 330,508.24

Mr. McDaniel commented that the tax collection rate for the year is up by a half a point.

Mr. Frank stated that we do not have a Zoning or Construction or EMS report. Motion made by Mr. Frank and seconded by Mr. Sobotka to file the reports we have. All were in favor. Motion carried.

BILL LIST

VENDOR	CHECK NO.	AMOUNT PAID
CURRENT		
State of New Jersey Treasurer	11529	\$75.00
Action Uniforms LLC	11530	\$1,667.00
Allegra	11531	\$192.00
America Emergency Squad	11532	\$7,500.00
Auto Shine Car Wash	11533	\$57.50
Banc3 Inc.	11534	\$145.00
Ruth Ann Bice	11535	\$314.70
Burlington County Treasurer	11536	\$9,135.79
Casa Payroll Service	11537	\$508.50
Comcast	11538	\$144.85
D & D Heating & Air Cond Inc.	11539	\$510.00
Denis C. Germano, Esq.	11540	\$2,002.50
Direct Enerby Business	11541	\$105.95
H. Eggleston & Son, Inc	11542	\$6,722.00
Endeavor Emergency Squad	11543	\$7,500.00
Expel Exterminating Experts Inc.	11544	\$50.00
Garden State Removal Company	11545	\$7,149.91
GFOA of New Jersey	11546	\$90.00
Haar Electric Inc.	11547	\$795.00
Home Depot Credit Services	11548	\$284.13
Hurley's Auto Repair	11549	\$461.71
Jacksonville Community Center	11550	\$40.00
JCP&L	11551	\$1,452.41
Burl Co. Munic. J.I.F.	11552	\$46,738.00
J. Paul Keller	11553	\$722.84
Labar's Lock Shop Inc.	11554	\$65.00
Lucas Chrly Jeep Dodge Inc.	11555	\$2,174.10
Michael A Malloy	11556	\$314.70
Mr Bob Portable Toilets	11557	\$255.16
Muni Clerks Assn Burlington	11558	\$75.00

National Time Systems, Inc.	11559	\$58.60
Networks Plus	11560	\$733.33
New Jersey American Water Co.	11561	\$258.94
NJSHBP	11562	\$32,203.86
NJ League of Municipalities	11563	\$416.00
Northern Burl Cnty Reg School	11564	\$381,755.00
Pedroni Fuel Company	11565	\$1,571.70
Petty Cash	11566	\$100.00
Martin Poinsett	11567	\$100.00
PSE&G	11568	\$3,882.62
Judith M Schetler	11569	\$314.70
Servicemaster Building Service	11570	\$295.00
Sirak Auto Supply Inc.	11571	\$16.74
Springfield Twp Board of Ed	11572	\$375,347.00
Staples Advantage	11573	\$121.14
Verizon Wireless	11574	\$574.22
W.B. Mason Co. Inc.	11575	\$333.91
XTEL Communications, Inc.	11576	\$399.26

COAH

Dante Guzzi Engineering	7190	\$3,925.51
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DEVELOPERS ESCROW

Banc 3 Inc.	7349	\$3,015.00
Dante Guzzi Engineering	7350	\$1,219.41
Denis C. Germano, Esq.	7351	\$1,680.00

EXTRA POLICE DUTY ACCOUNT

Pemberton Borough	7105	\$480.00
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CAPITAL FUND

Arawak Paving Co., Inc.	7189	\$19,589.09
Dante Guzzi Engineering	7190	\$22,332.14

RECREATION ACCOUNT

TOTAL		\$947,971.92
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Mr. Frank made a motion seconded by Mr. Sobotka to pay the bills except the Attorneys. All were in favor. Motion carried.

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

CORRESPONDENCE

1. Dept. of Air Force- Mr. Frank stated that he is going to attend the meeting. Mr. McDaniel suggested reminding them of the Farmland Preservation.
2. Zoning Board Annual Report – Mr. Frank asked if we need action and Mr. Morris responded that it should just be filed unless Council has any recommendation for changes to the Ordinance.

Mr. McDaniel commented again that the Airforce needs to be reminded of where since the letter was addressed to Mayor Fernandez in Union County.

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

SOLICITOR REPORT

Mr. Morris stated that the deeds to go with the Ordinance introduced tonight are almost ready.

Mr. Sobotka asked about the Haviland matter and Mr. Morris responded that the time for appeal is almost up.

Mr. Marinello asked about the Flynn house and Mr. Morris stated that he has some of the information but has not had a chance to do anything with it yet.

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

MANAGER'S REPORT

Mr. Keller stated that the Municipal Aid Applications for the road program have been filed for Neck and Folwell Station Roads. He added that we could only file for two roads so Oxmead was not included.

Mr. Sobotka made a motion seconded by Mr. Frank to approve the Manager's report. All were in favor. Motion carried.

TOWNSHIP OFFICIAL'S BUSINESS

Mr. Frank stated that he will be coming back with some draft changes to the farm labor housing Ordinance to make it less complicated and burdensome on the applicant and he should have that for the next work session. Mr. Frank added that we must be mindful of the potential for abuse.

Mr. McDaniel stated that the Planning Board has been discussing the Commercial Vehicle Ordinance and we can hopefully avoid this Ordinance being drafted as too complicated. Mr. Sobotka got a copy of Hamilton Township's Ordinance regarding commercial vehicles in residential areas. Mr. Sobotka added that it seems simplistic but it seems to work. Mr. Marinello stated that if we can make it simple it will be easier to follow and enforce. It was discussed that gross vehicle weight is being used to guide what kind of vehicles will be allowed. Mr. Frank recommended using a sliding scale depending on lot size and Mr. Marinello responded that this gets complicated for the neighbors. Mr. Marinello stated that it was his understanding that Council wanted to ease the burden of someone bringing their work vehicle regardless of the lot size and this makes it simple. He added that is someone wanted to do more than that they would need to come to the Zoning Board. Mr. Hlubik added that the

Board tried to address different lot sizes and situations but it was becoming very complicated. Mr. Frank was asking what kind of variance someone would be asking for if they had to come to the Zoning Board, is it a use variance or merely a bulk standard variance which would require a lesser standard. Mr. Frank stated that he thinks this is an important question for the Board to look at. Mr. Morris added that was a big issue on appeal whether the correct standard was used and the Court ruled that the Township did. Mr. Frank stated that a Use Variance is a difficult standard to prove so you are not helping a person with 10 acres getting that relief. Mr. Hlubik stated that it would be all off street parking only. Mr. Frank recommended making it simple for everyone to have one commercial vehicle and requiring a little effort for people with a large lot that have more than one and making it more difficult for someone with a smaller lot to be able to have more than one commercial vehicle. Council would like to see what has been drafted so far.

Mr. Marinello asked about the generators and Mr. Keller responded that the generators will be delivered as soon as they get the purchase order with the change order.

Mr. Frank asked about the gas station and asked how they are doing what they are doing without approval and how they got permits. Mr. Morris stated that they are rebuilding and that is why they left up a wall. It was discussed that it was falling down and it was deemed unsafe and they were ordered to demolish it or fix it. It was also discussed that once there is a tenant they will need to come to either the Planning or Zoning Board.

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 adjourn the meeting. The meeting was adjourned at 8:59 PM. All were in favor.

Respectfully submitted,

Patricia A. Clayton
Township Clerk