

COUNCIL MEETING AGENDA  
7:30 PM  
SEPTEMBER 12, 2018

1. Meeting called to order by Mayor McDaniel
2. Reading of the Sunshine Notice
3. Salute to the Flag
4. Roll Call: Mr. Frank, Mr. Hlubik, Mr. Marinello, Mr. McDaniel and Mr. Sobotka
5. Minutes submitted for approval  
    August 22, 2018 regular and executive sessions
6. Burlington County Clerk Timothy Tyler: Presentation of the K.I.A. Flag
7. Public Comment on Agenda Items
8. Ordinances for First Reading:
  - No. 2018-05 – Ordinance of the Township of Springfield, County of Burlington, State of New Jersey, Amending Chapter 5, Section 91 D(1) and (2) of the Code of Springfield Township Concerning Extra Duty Assignments for Police Officers and Payment for Services Rendered Including Township Equipment
9. Resolutions
  - No. 2018-09-01 – Resolution Authorizing the Release of Executive Session Meeting Minutes Dated August 22, 2018
  - No. 2018-09-02 – Resolution Granting an Amusement License Pursuant to Chapter 45 of the Code of the Township of Springfield to Haunted Endeavors, LLC on Property of the Columbus Farmers Market
  - 2018-09-03 – Resolution of the Township Council of Springfield Township Authorizing Agreements for Certain Professional Services
  - No. 2018-09-04 – Resolution Supporting Constitutional Amendment ACR-176 Requiring Full Payment of Energy Taxes to Municipal Government
  - No. 2018-09-05 - A Resolution of the Township of Springfield Designating 2019 Monmouth Wrightstown LLC Redeveloper of Block 2017, Lot 2 in the Tilghman's Corner
10. Monthly Reports Submitted for Approval
11. Bills Submitted for Approval
12. Unfinished Business
  - NJ DOT grant application
13. Correspondence
14. Manager's Report
15. Solicitor's Report
16. Public Comment\*
17. Township Official's Business
18. Adjournment

**TOWNSHIP COUNCIL MEETING  
SEPTEMBER 12, 2018**

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 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 4, 2018:

- a. Posting written notice on the official bulletin board at the Municipal Building, Jobstown, NJ
- b. Transmitting written notice to the Burlington County Times and the Trenton 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. Sobotka to approve the August 22, 2018 work session minutes. All were in favor. Motion carried.

Mr. Sobotka made a motion seconded by Mr. Marinello to approve the August 22, 2018 executive session minutes as amended. All were in favor, except Mr. Frank who abstained.

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

Mr. Gabrysiak asked what blocks were included in Resolution 2018-09-05 and Ms. Clayton advised that there was a typo on the first agenda sent out and only block 2107, lot 2 was included in the resolution.

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

### **PRESENTATION**

Mr. Tyler explained the purpose of his visit and he explained the County had purchased K.I.A. flags for each municipality and he wanted to present it to Council. Council thanked Mr. Tyler for his efforts to come out.

### **ORDINANCES FOR FIRST READING**

Mr. Sobotka made a motion seconded by Mr. Hlubik to introduce Ordinance No. 2018-05 on first reading. All were in favor. Motion carried.

#### ORDINANCE NO.2018-05

AN ORDINANCE OF THE TOWNSHIP OF SPRINGFIELD,  
COUNTY OF BURLINGTON, STATE OF NEW JERSEY,  
AMENDING CHAPTER 5, SECTION 91 D(1) and (2). OF THE CODE OF SPRINGFIELD  
TOWNSHIP CONCERNING EXTRA DUTY ASSIGNMENTS FOR  
POLICE OFFICERS AND PAYMENT FOR SERVICES RENDERED  
INCLUDING TOWNSHIP EQUIPMENT.

### **RESOLUTIONS**

Motion made by Mr. Sobotka and seconded by Mr. Frank to approve Resolution No. 2018-09-01. All were in favor. Motion carried.

**Resolution 2018-09-01**

**RESOLUTION AUTHORIZING THE RELEASE OF  
EXECUTIVE SESSION MEETING MINUTES DATED AUGUST 22, 2018**

**WHEREAS**, the Township of Springfield, as permitted by the Open Public Meetings Act, N.J.S.A. 10:4-6, et seq. conducts portions of municipal meetings closed to the public from time to time if permitted by one of the enumerated exceptions in the law; and

**WHEREAS**, the Township Solicitor reviewed the Executive Session minutes from August 22, 2018 and determined that the release of the Executive Session minutes will not interfere with any active litigation or matters protected by continuing privileges; and

**WHEREAS**, the Township Solicitor reviewed the minutes of closed sessions and recommends release of same;

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of Springfield, County of Burlington, State of New Jersey that Executive Session Meetings heretofore held on the foregoing subjects be and they are hereby released to the public unless redactions have been identified by the Township Solicitor.

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Motion made by Mr. Sobotka and seconded by Mr. Frank to approve Resolution No. 2018-09-02. All were in favor. Motion carried.

**RESOLUTION 2018-09-02**

**RESOLUTION GRANTING AN AMUSEMENT LICENSE  
PURSUANT TO CHAPTER 45 OF THE CODE OF THE  
TOWNSHIP OF SPRINGFIELD TO HAUNTED ENDEAVORS, LLC ON  
PROPERTY OF THE COLUMBUS FARMERS MARKET**

**WHEREAS**, the Springfield Township Council received an application from Haunted Endeavors, LLC (the "Operator") for an amusement license pursuant to Chapter 45 of the Township Code to operate a limited seasonal "haunted maze" and ancillary activities (the Amusement) on a portion of the property of the Columbus Farmers Market; and

**WHEREAS**, the owners of the Columbus Farmers Market have given their consent to this application; and

**WHEREAS**, the Amusement is proposed to operate on October 5, 6, 7, 12, 13, 14, 19, 20, 21, 26, 27 and 28, 2018; and

**WHEREAS**, the Amusement will operate from 7:00 p.m. to 12:00 a.m. on the aforementioned Friday and Saturday dates with the ticket sales booth open from 6:30 p.m. to

10:30 p.m. and from 7:00 p.m. to 11:00 p.m. with the ticket booth open from 6:30 p.m. to 10:00 p.m. on the Sunday dates; and

**WHEREAS,** the Operator has supplied the appropriate application and supporting documentation pursuant to Chapter 45 of the Township Code ; and

**WHEREAS,** the Operator, among other things, (1) has operated similar Amusements for over 10 years without an injury claim or police incident; (2) provides adequate private security during operations; (3) has employees on-site during operations trained in crowd control and emergency evacuation of the mazes; (3) utilizes flame retardant treatments and sprays on all combustible construction materials; (4) complies with all fire marshal requirements regarding fire extinguishers and fire safety; (5) will provide adequate lighting as approved by the construction code official; (6) will provide plainly marked emergency exits so that customers are never more than 50 feet from an exit; (7) will provide not less than three employees to assist and direct motor vehicles in entering, parking and exiting the site; and (8) will comply with all other commitments set forth in the application materials and testimony; and

**WHEREAS,** the Operator will provide an all risk general liability insurance policy for the events in an amount not less than \$2,000,000.00 with the township named as an additional insured; and

**WHEREAS,** the Operator has agreed to meet all plan, lighting and other requirements of the township construction code official in addition to those of the fire marshal; and

**NOW, THEREFORE, BE IT RESOLVED,** by the Township Council of the Township of Springfield, County of Burlington and State of New Jersey, hereby grants the issuance of an Amusement License for the dates and times set forth above subject to the conditions expressed above, the Operator's written submissions and testimony before the Township Council;

**AND BE IT FURTHER RESOLVED** that the installation of the mazes shall be inspected and approved by the construction code official and fire marshal prior to opening;

**AND BE IT FURTHER RESOLVED** that the fully paid liability insurance policy with evidence of premium payment shall be provided to the Township Clerk not less than fourteen (14) days prior to the first date of the event.

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Motion made by Mr. Sobotka and seconded by Mr. Hlubik to approve Resolution No. 2018-09-03. All were in favor, except Mr. Frank who abstained. Motion carried.

**RESOLUTION NO. 2018-09-03**

**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 August 20, 2018 and ending December 31, 2018, unless otherwise specified, or when their successors have been duly appointed:

Zoning Board Conflict Solicitor Douglas L. Heinold, Esquire  
Raymond Coleman Heinold, LLP  
325 New Albany Road  
Moorestown, NJ 08057

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

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Motion made by Mr. Sobotka and seconded by Mr. Frank to approve Resolution No. 2018-09-04. All were in favor. Motion carried.

**RESOLUTION 2018-09-04**

**RESOLUTION SUPPORTING CONSTITUTIONAL AMENDMENT ACR-176 REQUIRING  
FULL PAYMENT OF ENERGY TAXES TO MUNICIPAL GOVERNMENT**

**WHEREAS**, taxes on gas and electric utilities were originally collected by the host municipalities, and when the State made itself the collection agent for these taxes, it promised to dedicate the proceeds to municipal property tax relief; and

**WHEREAS**, just as municipalities collect property taxes for the benefit of school districts, counties and other entities; the State is supposed to collect Energy Taxes for the benefit of municipal governments; and

**WHEREAS**, for years, though, State officials have diverted funding from Energy Taxes to plug holes in the State budget and to fund State programs; and

**WHEREAS**, the cumulative impact of years of underfunding has left many municipalities with serious needs and burdensome property taxes; and

**WHEREAS**, municipalities lost \$368 million in combined Energy Tax and Consolidated Municipal Property Tax Relief Aid (CMPTRA) funding since Fiscal Years 2009, while also being denied scheduled interest rate increases; and

**WHEREAS**, as a result of these cuts, in a number of municipalities property taxes are higher now, despite the fact that they are spending less, proving that the State's diversion of tax relief funding has contributed to higher municipal property taxes; and

**WHEREAS**, ACR-176, sponsored by Assemblymen Ryan Peters and Joe Howarth, would restore municipal property tax relief aid to 2009 levels, plus inflation, for a total restoration of \$384 million; and

**WHEREAS**, the amendment would require the state to match the new municipal property tax relief aid total every year going forward, plus annual inflation, thereby assuring local property taxpayers compensation for hosting transmission facilities and lines that allow gas and electric energy corporations to serve customers and conduct business in the State of New Jersey; and

**WHEREAS**, the time has come to restore to local budgets the millions in property tax relief that have been annually diverted to meet State needs; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Springfield Township Council salutes the sponsors for listening to the Mayors in their districts and all around New Jersey and for advancing this legislation; and

**BE IT FURTHER RESOLVED**, that we enthusiastically support and urge our State Legislators to pass ACR-176; and

**BE IT FUTHER RESOLVED**, that certified copies of this Resolution be forwarded to Governor Phil Murphy, Lieutenant Governor Sheila Oliver, New Jersey Senate President Steve Sweeney, New Jersey Senate Republican Leader Thomas Kean, Jr., New Jersey Assembly Speaker Craig Coughlin, New Jersey Assembly Republican Leader Jon Bramnick, State Senator Dawn Marie Addiego, and to the New Jersey League of Municipalities.

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Motion made by Mr. Sobotka and seconded by Mr. Frank to approve Resolution No. 2018-09-05. All were in favor. Motion carried.

**RESOLUTION 2018-09-05**

**A RESOLUTION OF THE TOWNSHIP OF SPRINGFIELD DESIGNATING 2019 MONMOUTH WRIGHTSTOWN LLC REDEVELOPER OF BLOCK 2107, LOT 2 IN THE TILGHMAN'S CORNER REDEVELOPMENT AREA**

**WHEREAS**, the Springfield Township Planning Board is developing a Plan for Redevelopment pursuant to N.J.S.A. 40A:12A-1, et seq. for a portion of the “Tilghman’s Corner Redevelopment Area” at Lot 2 of Block 2107, as designated on the Tax Map of Springfield Township (the “Property”), which property was designated as an area in need of redevelopment, following investigation of the Property for area designation, and public hearings held in accordance with N.J.S.A. 40A:12A-1, et seq.; and

**WHEREAS**, the Property has been determined by the Township to be an area key to the maintenance of a stable tax base, promotion of smart growth, and transformation; and

**WHEREAS**, the Township and Redeveloper desire to redevelop the Property for commercial purposes (“Redeveloper’s Project”); and

**WHEREAS**, the qualifications of 2019 Monmouth Wrightstown LLC are viewed by the Township as particularly significant to the successful revitalization of the Property; and

**WHEREAS**, redevelopment activities by 2019 Monmouth Wrightstown LLC shall be pursuant to a Redevelopment Plan, as amended from time to time, and in accordance with the Township’s Master Plan; and

**WHEREAS**, the Township Council has determined that it is in the best interests of the citizens of the Township to designate 2019 Monmouth Wrightstown LLC as Redeveloper of the Property.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of Springfield, County of Burlington, State of New Jersey that:

1. The Township hereby designates 2019 Monmouth Wrightstown LLC, as **Redeveloper** of a portion of the Tilghman's Corner Redevelopment Area, specifically the redevelopment plan that covers Block 2107, Lot 2 on the Township Tax Map.
2. The Township, and its Officials, Counsel, Officers and other Representatives, are hereby authorized to negotiate and enter into agreements, or contracts with this selected Redeveloper consistent with the goals set forth in the Township's redevelopment area.
3. The Township is also hereby fully authorized to do all things necessary and convenient to redevelop the Property, including collection and utilization of escrow; application for and receipt of project funding, and contracting with various entities regarding environmental and transportation issues, as recommended by the Township's Counsel.

### **MONTHLY DEPARTMENTAL REPORT**

#### **CLERK REPORT OF LICENSES AUGUST 2018**

Dog Licenses Issued 0  
Licenses assessed late fee \$0  
Total Licenses Issued Year to Date -333  
Kennel licenses sold this month 0  
Replacement dog licenses sold this month - 0  
Service Dog 0  
Police Dog  
  
Total amount collected \$0.00



**TREASURER'S REPORT – CURRENT ACCOUNT  
AUGUST 2018**

Year to Date Revenue	\$5,335,621.34
Year to Date Expended	\$561,896.31

**POLICE REPORT  
AUGUST 2018**

The Springfield Township Police Department responded to a total of **493** complaints. They are sorted in the following manner:

- 410 General Police Complaints
  - 2 Domestic Incidents
  - 7 Criminal Investigations
  - 20 MVAs
  - 24 Medical Emergencies
  - 25 Activated Alarms
    - 1 Abandoned 911 Calls
    - 4 Assists to Outside Departments
    - 4 Assists to Our Department
  - 131 Motor Vehicle Stops
    - 7 Arrests
      - 2 Warrants
      - 3 DWI
      - 2 Criminal

Tickets Issued: 78

Mileage 9349

**TAX COLLECTOR  
AUGUST 2018**

		<u>TAXES</u>	
<b>2018</b>	TAX PAYMENTS		\$ 2,293,281.55
PRIOR	TAX PAYMENTS		\$ 1,254.66
FUTURE	TAX PAYMENTS		\$ 41,591.85
	INTEREST ON TAXES		\$ 930.03
	<b>TOTAL TAXES</b>		<b><u>\$ 2,337,058.09</u></b>

LIENS

- MUNICIPAL
  - LIEN REDEMPTIONS
- MUNICIPAL
  - LIEN RECORDING FEES COLL
- MUNICIPAL
  - LIEN LIEN SEARCH FEES COLL

**TOTAL LIENS** \$ \_\_\_\_\_ -

**MISC.**

200' LIST FEES  
DUPLICATE TAX BILL FEES \$ 10.00  
TAX SEARCH  
MISC \$  
TAX SALE COSTS - PRIOR TO SALE  
RETURN (NSF) CHECK FEES  
**TOTAL MISC. PAYMENTS** \$ 10.00

**RETURN ITEMS**

RETURNED CHECKS \$ 2,491.94  
**TOTAL** \$ 2,491.94 -

**TOTAL RECEIPTS FOR THE MONTH:**

**\$ 2,334,576.94**

**AMERICA EMERGENCY SQUAD  
AUGUST 2018**

**Total Calls Dispatched 14**  
**Average Response Time 9.20**  
**Total Transports 7**

**ENDEAVOR EMERGENCY SQUAD, INC.  
JULY 2018**

**Total Calls Dispatched 21**  
**Average Response Time 11.32**  
**Total Transports 12**

**CONSTRUCTION OFFICIAL'S REPORT  
August 2018**

Permit Fees \$3,959.00  
CCO Fees 900.00  
COAH 50.00  
Re-Inspection 100.00  
**TOTAL \$5,009.00**

**ZONING REPORT  
August 2018**

**MUNICIPAL COURT  
July 2018**

Monthly fines, Title 39 Split, Contempt of Court, Court Costs, Criminal Fines	\$7,395.16
POAA Monies Public Defender	--

**MUNICIPAL COURT  
August 2018**

Monthly fines, Title 39 Split, Contempt of Court, Court Costs, Criminal Fines	\$8,257.49
POAA Monies Public Defender	\$2.00

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

Mr. Sobotka mentioned that tickets from the State Police increased and tickets from the Township Officers decreased. Mr. Marinello asked how much it decreased and stated he is not sure what the point is because they have other stuff going on that may impact on how many tickets get issued.

Mr. Frank stated there is a permit issued for silos at 2648 Monmouth Rd. and he added that he is just curious because no one is building silos so he is wondering if this was a coding issue in the construction program. Mr. Keller stated that he will follow up.

All were in favor. Motion carried.

**BILL LIST**

<b>VENDOR</b>	<b>CHECK NO.</b>	<b>AMOUNT PAID</b>
<b>CURRENT</b>		
Burlington County Treasurer	12562	\$424,258.31
Lexi Holmes	12563	\$5,271.17
AGX Designs LLC	12564	\$1,056.00
Burlington Cleaners	12565	\$275.30
Burlington County Treasurer	12566	\$10,327.70
Casa Payroll Services	12567	\$356.00
Certiafied Speedometer Svc, Inc.	12568	\$150.00
Comcast	12569	\$144.85
Constellation New Energy Inc.	12570	\$226.16
Courier Times, Inc.	12571	\$192.24
Denis C. Germano, Esq.	12572	\$1,447.50
Eastern Armored Services, Inc.	12573	\$403.52
Econo Signs, LLC	12574	\$157.80
H. Eggleston & Son, LLC	12575	\$14,266.90

Environmental Resolutions, Inc.	12576	\$1,367.50
Galls/Quartermaster	12577	\$139.00
Garden State Removal Co.	12578	\$7,149.92
General Chemical & Supply Inc.	12579	\$145.90
GM Financial	12580	\$15,022.12
Heritage Business Systems, Inc.	12581	\$75.00
Home Depot Credit Services	12582	\$965.48
Hurley's Auto Repair	12583	\$4,350.89
JCP&L	12584	\$1,181.39
J. Paul Keller	12585	\$407.27
Mansfield Township	12586	\$9,583.33
Mr. Bob Portable Toilets	12587	\$494.00
Networks Plus	12588	\$433.33
New Jersey American Water Co.	12589	\$273.79
NJSHBP	12590	\$32,201.38
Norther Burlington Cnty Reg School	12591	\$782,486.63
Office Business Systems Inc.	12592	\$818.00
Parker McCay, P.A.	12593	\$497.50
Pedroni Fuel Company	12594	\$2,000.91
Martin Poinsett	12595	\$100.00
Poster Compliance Center	12596	\$69.95
PSE&G	12597	\$6,239.15
RW Tire Corp	12598	\$235.88
Service Master Building Service	12599	\$295.00
Sirak Auto Supply Inc	12600	\$10.49
Springfield Twp Open Space Fnd	12601	\$185.71
Springfield Township TTL	12602	\$3,280.23
Springfield Township Board of Ed	12603	\$271,851.00
Staples Business Advantage	12604	\$414.70
Springfield Twp Fire Co.	12605	\$530.00
T.J. Eckardt Associates Inc.	12606	\$365.00
Verizon Wireless	12607	\$607.15
Vital Communications, Inc.	12608	\$210.00
Xtel Communications, Inc.	12609	\$439.31

**COAH**

CGL&H LLC	7219	\$130.60
Parker McCay, P.A.	7220	\$156.00

**CAPITAL FUND ACCOUNT**

Burlington County Treasurer	7219	\$36,538.65
Dante Guzzi Engineering	7220	\$3,701.75
Environmental Resolutions, Inc.	7221	\$1,535.33

**DEVELOPER ESCROW**

Denis C. Germano, Esq.	7417	\$3,336.82
Environmental Resolutions, Inc.	7418	\$8,307.22
Parker McCay, P.A.	7419	\$774.00

**RECREATION ACCOUNT**

All About Appearance	7221	\$3,401.33
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**OPEN SPACE TRUST**

Springfield Township -Current	7158	\$54,000.00
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<b>TOTAL</b>		<b>\$1,714,842.06</b>
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Mr. Sobotka made a motion seconded by Mr. Frank to pay the bills, except for 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.

**UNFINISHED BUSINESS**

Mr. Keller stated that Council needs to make a decision about which roads they want to include in the 2019 NJ DOT Grant. Council discussed that Island Rd. and Mt. Pleasant are good options. Mr. Sobotka added that if the Township does Mt. Pleasant Rd. we should contact Mansfield to see if they want to do a shared services and Mr. Frank added that if Mansfield also applies for the grant for that road it may increase our chances of getting the grant. Mr. Keller asked how far we want to go on Island Rd. and Mr. McDaniel responded that gets tricky because the County bike trail is on that road so we would need to connect with the County on that one. Mr. Keller we could just repave the road and Mr. Sobotka asked if the drainage problem would be resolved and Mr. Keller responded that it would. Mr. Frank suggested putting it in the application that we will be doing as a shared service with one design and bidding process in hopes it would help us to get a grant. Mr. Keller suggested doing just the portion of Island next to the municipal building and correcting the drainage. It was also discussed that the Township could reach out to Mansfield for that road project as well.

Mr. Sobotka asked about the review of the issues with the railroad right of way. Mr. Frank responded we should have something from the Engineer shortly.

Mr. Sobotka asked what we are doing with the list of the Township owned properties. Some of the Council Members indicated they did not get the list and Mr. Keller stated he would resend with the size of the properties.

**CORRESPONDENCE**

ATL list from Burlington County – Mr. Frank asked why there is zero acreage on the property owned by Lisa Caul. Mr. Frank added that he thinks it is great to keep all these properties in play. Mr. Sobotka made a motion seconded by Mr. Frank to send a letter in support of the list to the County. All were in favor. Motion carried.

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

**MANAGER’S REPORT**

None.

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

### **SOLICITOR REPORT**

Mr. Morris stated that on Tilghman's Corner the developer asked who would be handling the land use and inspections or if there would be a shared service with Chesterfield. Mr. Frank stated that for EP Henry the Land Use was handled in Wrightstown and the construction end was handled in Springfield. Mr. McDaniel stated that we would have to see how the money would be handled as well. Mr. McDaniel stated that he would be seeing the Chesterfield Mayor tomorrow and will discuss the project.

Motion made Mr. Sobotka and seconded by Mr. Frank to accept the Solicitor's report. All were in favor. Motion carried.

### **PUBLIC COMMENT**

Mr. Sobotka pointed out that some of the representatives of the recreation committee are present and they have put a lot of effort into improving the fields and don't always get appreciation for their efforts. Mr. Sobotka added that they are putting a lot of effort into improving the baseball fields. Mr. Sobotka stated the next effort would be a request for lighting at Veteran's Field and this would allow for soccer and baseball programs to be played later in the evening. Mr. Sobotka added that he feels this helps to keep children from going down the wrong path with drugs. Mr. Sobotka would also like to see the scoreboard project be done as well.

Mr. Smith, 27 Warner Rd., stated that the grass cutting has been an issue and it was causing problems. Mr. Smith added that they would need it cut for recreation activities from March to November once a week. He thinks it should be done weekly regardless for the community as a whole but understands that there may be issues with budget constraints. Mr. Keller stated it is now set up to be done once every seven days and he added that someone requested it be done today but he walked the park and there is no grass to be cut. Mr. Keller added that he has set it up for every Friday.

Mr. Fitzpatrick, Jacksonville-Smithville Rd. stated that the grass cutting dates back to March and it wasn't cut and members of the recreation committee were cutting it with their own equipment. He added that in the last 2 and ½ years he has been involved the communication with the parents has improved and they are improving the registration process and then they come out and the grass is not cut. Mr. Fitzpatrick asked that starting March 1 to Nov. 30<sup>th</sup> that the grass be cut once a week for recreation. Mr. Keller stated that we will not be cutting the grass in periods it is dry and the grass does not need to be cut. Mr. Fitzpatrick stated that Wednesday mornings would be ideal because this would give them time to line the field. Mr. Frank stated that they are just finding out about these issues and he thanked the Committee members for coming out speak about this. Mr. Frank added that we can work together to make this process better. Mr. McDaniel stated that he is not shocked to hear about these issues because he was involved in recreation for years and the parents have always done the lining of fields. Mr. Keller stated that we will need to increase the budget if Council wants to extend the mowing period. Mr. Keller added that he can work on the scheduling but Mr. Eggleston does have other work that he has schedule so it is not as easy as someone calling to say we need it done today and the Township sending someone out to cut the grass. Mr. McDaniel stated that when the County Park grants come out again we can put in for a turf field

and they requested lights too and they indicated they would rather have lights than a turf field. Mr. Keller confirmed that Fridays for grass cutting is okay.

Mr. Smith stated that Wainwrights donated a tractor to drag the fields. Mr. Fitzpatrick added that the Poinsett building was cleaned out too and they disposed of a lot of things and they had a teenager volunteer to do some organizing for some service hours.

Mr. Vasil, 59 Island Rd., stated that this program doesn't have to be big scale but we can still do some things to make the programs great around here. Mr. Vasil enjoys working with the kids and putting the time in. He stated that Mr. Eaton asked how we go about doing a tournament in Springfield and Mr. Vasil researched it and you need a fence and a press box which can be as simple as building a deck. He added the lights are not mandatory but it would be helpful to get the whole game in. Mr. Vasil stated that a lot of kids are moving in to the Township and the Recreation Committee is going out to the schools and talking to the parents and kids and trying to get them involved. Mr. Vasil went on to explain the Babe Ruth League and added that they want to get the Helis Field up and running again too.

Mr. Frank asked exactly what Mr. Vasil is requesting and Mr. Vasil responded he would like lights and he would like to run a tournament in Springfield. Mr. Frank clarified that the Recreation Committee is asking for lights and that the scoreboard is being donated and the Township would need to do some electrical wiring for that and Mr. Vasil responded that is correct. Mr. Keller stated that we can do this he just needs the details. Mr. Keller added he needs the specs for the lights and the location for the poles. Mr. McDaniel stated that if we light the field the Township would need to light the path and the parking lots as well and that has to be factored in. Mr. Sobotka provided a quote and Mr. Keller asked if the company that provided the quote is a State Contractor and Mr. Vasil responded he is not sure. It was discussed that there are bidding laws that the Township must follow. Mr. Keller will see if they are a State Contractor and if they are not would the Recreation Committee be opposed to using another vender. Mr. Vasil is applying for a grant for the lighting as well. Mr. Keller advised that we need the timing for the grant because we would need the decision of the grant before work would begin.

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

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

Mr. McDaniel stated that at Garden State Removal there are dumpsters in the front of their parking lot and Mr. Frank responded that it is not Garden State's property but Trap Rock's property and he added that he thinks Garden State may be quietly taking it over.

Mr. Marinello stated that on Columbus-Jobstown Rd. there are piles of branches on the road and maybe we need to advise the property owners we do not have a collection for this.

Mr. Sobotka asked about the start date of the road program and Mr. Keller responded it has been pushed back another week because of weather. Mr. Sobotka asked why the traffic from Juliustown-Georgetown Rd. is being detoured onto Applegate and not onto Route 68.

Mr. Frank gave a history of 10 acre zoning. He stated that in 2004-2005 when the Township was reworking the Zoning the Township went from straight 3 acre zoning to non-contiguous clustering which allowed people to cluster their three acre density development potential onto smaller lots surrounding focused areas around our villages like Jobstown, Jacksonville and Juliustown. Mr. Frank added that the idea was to maintain landowner equity and maintain the development potential the landowner had and that would be better for farmland preservation

because it would keep the price for farmland preservation at a better level. Mr. Frank added that the villages maintained their zoning and there were some commercial properties that remained the same. Mr. Frank stated that if you didn't want to build in clusters then you had 10-acre zoning. He added that some members of the developer's community sued the Township and the matter went to Superior Court. Mr. Frank stated that the Judge in the matter stated that the Township Non-Contiguous Clustering zoning was too much like TDR and the Township did not do all the TDR stuff right so the Judge invalidated the non-contiguous clustering part and upheld the 10-acre zoning. Mr. Frank added that the Township was sued into 10-acre zoning and that is not what the Township's intention was. In 2013 the legislature adopted some amendments to the Land Use Laws and they amplified the non-contiguous clustering and loosened some of the rules. He added that he is asking Council if they should ask the Planning Board to look again at the non-contiguous clustering under the new legislation and the reason he is suggesting this is because landowners are not going into farmland preservation because they are not getting the values for their land under the current 10-acre zoning. He also stated that there is an interest in development in Springfield and not all housing is bad. Mr. Sobotka would be opposed to that because the Township is still waiting on the decisions regarding the affordable housing obligations which could affect the Township. Mr. Marinello added that the State takes in to account all every piece of land in the Township whether it is a roadway or whatever and they take the population and come up with the obligation. Mr. Frank added that the obligation is already there. Mr. Frank stated that when originally proposed changing the zoning to this non-contiguous clustering there was actually a provision to give bonus lots if they would build affordable housing on the bonus lot. Mr. Marinello is in favor of anything that would increase the equity for the property owner that was taken away by going to ten acre zoning. Mr. Hlubik added that ten acre zoning kind of wastes a lot of land. It was discussed that TDR and non-contiguous clustering are two different things and non-contiguous clustering is not a population bomb like TDR. Mr. Sobotka would like estimates and Mr. Frank stated that would be determined at the Planning Board. Mr. Sobotka feels Mr. Frank has some kind of an estimate of how many houses this would create if he is bringing this up. Mr. McDaniel stated that it could increase farmland preservation. Mr. Hlubik stated that if it goes to the Planning Board for a study that does not automatically mean it needs to happen. Mr. Sobotka asked how much the study will cost and do we have this money in the budget and Mr. Frank stated we do budget for the Planning Board and between now and budget time we can make sure that money is there. Mr. McDaniel added that we could use the study done 10 years ago and start from there. Mr. Frank made a motion seconded by Mr. Hlubik to send this issue to the Planning Board to study non-contiguous clustering under the current legislation. All were in favor, except Mr. Sobotka who voted no. Motion carried.

Mr. Sobotka made a motion seconded by Mr. Frank to adjourn the meeting. The meeting was adjourned at 9:01 PM. All were in favor.

Respectfully submitted,

Patricia A. Clayton  
Township Clerk