

TOWNSHIP OF SPRINGFIELD
COUNCIL MEETING AGENDA
7:30 PM
January 9, 2019

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:
 - November 14, 2018 Regular Session
 - December 20, 2018 Special Session
 - January 2, 2019 Reorganization Meeting
6. Public Comment on Agenda Items
7. Resolutions
 - No. 2019-01-12 – 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
 - No. 2019-01-13 – Resolution of the Township Council of Springfield Township Authorizing Agreements for Certain Professional Services
 - NO. 2019-01-14 – Resolution of the Township Council of Springfield Township Commending Denis Germano on His Retirement and Honoring His Years of Service as Planning and Zoning Board Solicitor
8. Monthly Reports Submitted for Approval
9. Bills Submitted for Approval
10. Unfinished Business
11. Correspondence
12. Solicitor's Report
13. Manager's Report
14. Public Comment*
15. Township Officials' Business
16. Executive Session
 - No. 2018-01-15 – 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 (Pending Litigation)
17. Adjournment

**TOWNSHIP COUNCIL MEETING
JANUARY 9, 2019**

The meeting of the Springfield Township Council was called to order by Mayor McDaniel with Council Members David Frank (arrived at 8:25 PM during executive session), 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, 2019:

- 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.

Approval of the November 14, 2018 were carried due to a lack of voting quorum.

Mr. Sobotka made a motion seconded by Mr. Hlubik to approve the December 20, 2018 special and executive session minutes. All were in favor, except Mr. Marinello who abstained. Motion carried.

Mr. Sobotka made a motion seconded by Mr. Hlubik to approve the January 2, 2019 reorganization minutes. All were in favor. Motion carried.

PUBLIC COMMENT ON AGENDA ITEMS

Mr. Sobotka made a motion seconded by Mr. Hlubik to open public comment on agenda items. All were in favor. Motion carried.

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

RESOLUTIONS

Motion made by Mr. Sobotka and seconded by Mr. Hlubik to approve Resolution No. 2019-01-12. All were in favor. Motion carried.

RESOLUTION 2019-01-12 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 \$103,085.00 for an approximate project total cost of \$128,085.00 for a project under the Safe and Secure Communities Program Grant #19-0335 and grant period, 3/1/19-2/28/20, 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. Hlubik to approve Resolution No. 2019-01-13. All were in favor. Motion carried.

RESOLUTION NO. 2019-01-13

**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, 2019 and ending December 31, 2019, unless otherwise specified, or when their successors have been duly appointed:

Township Solicitor

George M. Morris, Esq.
Parker McCay

Township Engineer	Christopher J. Noll, PE,CME,PP Environmental Resolutions, Inc.
Planning/Zoning Board Solicitor	Douglas Heinold, Esq. Raymond Coleman Heinold, LLP
Planning/Zoning Board Engineer	Jeffrey S. Richter, P.E., P.P. Banc3 Engineering, Inc.
Township and Planning Board Planner	Elizabeth McManus, PP, AICP, LEED AP KYLE + MCMANUS ASSOCIATES
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. Hlubik to approve Resolution No. 2019-01-14. All were in favor. Motion carried.

RESOLUTION NO. 2019-01-14

**A RESOLUTION OF THE TOWNSHIP COUNCIL OF
SPRINGFIELD TOWNSHIP COMMENDING
DENIS GERMANO ON HIS RETIREMENT
AND THANKING HIM FOR HIS YEARS
OF SERVICE TO THE TOWNSHIP OF SPRINGFIELD.**

WHEREAS, Denis Germano retired from his law practice at the end of 2018; and

WHEREAS, Mr. Germano began his work with Springfield Township as the Township Prosecutor in 1985;

and

WHEREAS, Mr. Germano, after his tenure as Prosecutor, was appointed as Springfield Township Planning Board Solicitor in 1986; and

WHEREAS, Mr. Germano later became the Township Zoning Board Solicitor as well in 1995 and served on both Boards until his retirement; and

WHEREAS, Mr. Germano was instrumental in developing the current Land Use Ordinances for the Township of Springfield; and

WHEREAS, Mr. Germano also assisted the Township to develop Ordinances that have allowed Springfield Township to maintain its agricultural and rural landscape; and

WHEREAS, the Township Council of Springfield Township wishes to publicly acknowledge his years of service to the Township and to thank him for his efforts and energies throughout the years, and wish him well in the years to come;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of Springfield Township that Denis Germano's years of service to the Township of Springfield are hereby acknowledged with the highest compliments; and

BE IT FURTHER RESOLVED that on behalf of the Township Council of Springfield, Planning and Zoning Board Members, past and present, which Mr. Germano has represented and served over his many years of service join together in wishing him the blessings of good health, family and friends and all that the future may hold for him.

Mr. Marinello requested a plaque to honor Mr. Germano's years of service in addition to the resolution.

MONTHLY DEPARTMENTAL REPORT

CLERK REPORT OF LICENSES

December 2018

Dog Licenses Issued 0
Licenses assessed late fee \$0
Total Licenses Issued Year to Date -340
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 2018**

Year to Date Revenue	\$12,800,386.11
<i>Year to Date Expended</i>	<i>\$3,898,735.06</i>

**POLICE REPORT
December 2018**

The Springfield Township Police Department responded to a total of **507** complaints. They are sorted in the following manner:

407 General Police Complaints
2 Domestic Incidents
9 Criminal Investigations

34 MVAs
 23 Medical Emergencies
 26 Activated Alarms
 3 Abandoned 911 Calls
 3 Assists to Outside Departments
 2 Assists to Our Department
 50 Motor Vehicle Stops
 7 Arrests
 1 Warrants
 3 DWI
 3 Criminal

Tickets Issued: 36

Mileage 8003

**TAX COLLECTOR
DECEMBER 2018**

TAXES

2018	TAX PAYMENTS	\$	165,431.78
PRIOR	TAX PAYMENTS	\$	-
FUTURE	TAX PAYMENTS	\$	81,444.64
	INTEREST ON TAXES	\$	5,626.05
	TOTAL TAXES	\$	<u>252,502.47</u>

LIENS

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

MISC.

200' LIST FEES	\$	10.00
DUPLICATE TAX BILL FEES		
TAX SEARCH		
MISC	\$	889.51
TAX SALE COSTS - PRIOR TO SALE		
RETURN (NSF) CHECK FEES		
TOTAL MISC. PAYMENTS	\$	<u>899.51</u>

RETURN ITEMS

RETURNED CHECKS	\$	523.33
TOTAL	\$	<u>523.33</u>

TOTAL RECEIPTS FOR THE MONTH:

\$ 252,878.65

**AMERICA EMERGENCY SQUAD
December 2018**

Total Calls Dispatched 13
Average Response Time 9.61
Total Transports 11

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

Total Calls Dispatched 16
Average Response Time 10.27
Total Transports 9

**CONSTRUCTION OFFICIAL'S REPORT
December 2018**

Permit Fees \$3,161.00
CCO Fees 450.00
Total \$3,611.00

**ZONING REPORT
December 2018**

Violations 1

**MUNICIPAL COURT
December 2018**

Monthly fines, Title 39 Split, Contempt of Court, Court Costs, Criminal Fines	\$5,761.42
POAA Monies Public Defender	--

Mr. Sobotka pointed out that on the police department report regarding tickets Officer Walker's name was omitted. Council asked if all names could be listed even if no tickets were issued. 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

State of New Jersey Treasurer	12763	\$25.00
Auto Shine Car Wash	12764	\$126.00
Burl Co Police Chiefs Assoc.	12765	\$250.00
Ruth Ann Bice	12766	\$402.00
Burlington Cleaners	12767	\$202.10
Burlington County Treasurer	12768	\$8,672.34
Casa Payroll Service	12769	\$255.00
Patricia A. Clayton	12770	\$40.23
Comcast	12771	\$146.85
Constellation Newenergy Inc.	12772	\$226.16
Courier Times,Inc.	12773	\$263.54
Denis C. Germano, Esq.	12774	\$847.50
Edmunds & Associates, Inc	12775	\$6,295.00
H. Eggleston & Son, Inc	12776	\$3,936.00
EJA Capacity Inc.	12777	\$5,734.00
Expel Exterminating Experts Inc.	12778	\$50.00
Garden State Removal Company	12779	\$7,149.91
Heartsmart.com	12780	\$268.20
Heritage Business Systems Inc	12781	\$75.00
Hurley's Auto Repair	12782	\$899.60
Jacksonville Fire Company	12783	\$6,250.00
JCP&L	12784	\$1,407.22
Burl Co. Munic. J.I.F.	12785	\$39,222.00
John M Trout	12786	\$212.00
J. Paul Keller	12787	\$471.06
Matthew Bendear & Co., Inc.	12788	\$137.61
National Time Systems, Inc.	12789	\$58.60
New Jersey American Water Co.	12790	\$264.11
NJSHBP	12791	\$29,284.48
NJ League of Municipalities	12792	\$424.00
Northern Burl Cnty Reg School	12793	\$369,437.00
Pedroni Fuel Company	12794	\$1,347.60
Petty Cash	12795	\$60.00
PSE&G	12796	\$4,247.65
Judith M Schetler	12797	\$402.00
Servicemaster Building Service	12798	\$295.00
Springfield Twp Board of Ed	12799	\$416,137.00
Staples Advantage	12800	\$250.79
Verizon Wireless	12801	\$609.81
W.B. Mason Co. Inc.	12802	\$492.93
XTEL Communications, Inc.	12803	\$436.77
Charles M. Amarescu	12804	\$5,315.04

DEVELOPERS ESCROW

Banc 3 Inc.	7433	\$3,177.50
Denis C. Germano, Esq.	7434	\$1,117.50
Environmental Resolutions, Inc.	7435	\$1,547.38

CAPITAL FUND ACCOUNT

Dante Guzzi Engineering	7230	\$810.25
Environmental Resolutions, Inc.	7231	\$6,954.14

RECREATION ACCOUNT

All About Appearance	7230	\$3,866.15
BSN Sports LLC	7231	\$4,252.73

TOTAL \$934,352.75

Mr. Marinello made a motion seconded by Mr. Hlubik to pay the bills. All were in favor. Motion carried.

UNFINISHED BUSINESS

None

CORRESPONDENCE

1. Zoning Board Annual Report – It was discussed that no Zoning Ordinance changes were recommended.
2. Fee Ordinance changes recommended by Recreation Committee – Mr. Sobotka stated that the amount of money being spent has gone up so to keep up with the increased cost a fee increase for a couple sports is being requested. Also, they are also asking for a waiver of the fee for the child when a parent coaches and for a waiver of all fees for parents who volunteer as coordinators. Mr. Marinello asked about participation levels and Mr. Sobotka responded it was high last year. Mr. Marinello asked if budget projections look okay and Mr. Sobotka responded that they look okay. Mr. Hlubik made a motion seconded by Mr. Marinello to introduce by title Ordinance 2019-01 An Ordinance to Amend and Supplement Chapter 91. All were in favor. Motion carried.

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

SOLICITOR REPORT

Mr. Morris stated that he has nothing for open session but he does have an item for closed session.

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

MANAGER’S REPORT

Mr. Keller had nothing to report.

Mr. Sobotka stated that in Juliustown Park there are a number of ruts in the travel lane.

Motion made Mr. Sobotka and seconded by Mr. Marinello to accept the Manager’s report. All were in favor. Motion carried.

PUBLIC COMMENT

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

TOWNSHIP OFFICIAL'S BUSINESS

Mr. Marinello asked about the trash collection today and Mr. Keller responded that they had equipment problems and whatever trash was not collected today will get picked up tomorrow.

Mr. McDaniel stated that Folwell Station Rd. is closed and the Engineer stated that to patch it for three months would not really be financially visible. Mr. Marinello wanted barricades up to prevent traffic from getting through. Mr. Keller responded that you would still need to allow access to residents, emergency vehicles, postal trucks and school buses. It was discussed that if you have a sign that indicates road closed and someone tries to go around the sign they assume liability.

Mr. McDaniel stated that for the property at 435 Arneys Mt. Road he spoke with the Attorney for the foreclosure company and they hired a company to clean out the property. It was discussed that the bank did not show up at the eviction process when the sheriff's department went out but it appears they are cleaning out the property anyway.

Mr. Sobotka stated the blood drive is this Saturday.

Mr. Sobotka stated that a few years ago he came up with some objectives to be done and most of those have been done. He would like Council to develop a three year plan of objectives they can strive for. Mr. McDaniel stated that a big one this year is the Master Plan Re-examination. Mr. McDaniel responded that Council Members could come back with a list.

Mr. Marinello asked the status of the lighting for the fields and Mr. Sobotka responded that the Recreation Committee will be working on the scoreboard and lighting in the spring. Mr. Sobotka stated that he has a meeting tomorrow night and he will get an update.

Mr. Marinello asked about the parking lot lights and Mr. Keller is working to get the parking lot lighting person to get a quote and we will need funding.

Mr. Sobotka made a motion seconded by Mr. Marinello to approve Resolution No. 2019-01-15 for the purpose of discussing pending litigation and contracts. All were in favor. Motion carried. Council entered executive session at 8:07 pm. It was stated that action is not anticipated upon return to public session. David Frank arrived at 8:25 while Council was in executive session for discussion of contract negotiations only.

RESOLUTION 2019-01-15

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: Recall Litigation) (If contract negotiation the nature of the contract and interested party is: Tighlman's Corner Wawa project)

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: Professional appointments for 2019) ;

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

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

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

Council returned to public session at 8:50 PM and no public was in attendance.

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

Respectfully submitted,

Patricia A. Clayton
Township Clerk