

TOWNSHIP OF SPRINGFIELD
COUNCIL MEETING AGENDA
7:30 PM
OCTOBER 13, 2021

1. Meeting called to order by the Mayor
2. Reading of the Sunshine Notice
3. Salute to the Flag
4. Roll Call: Mr. Eaton, Mr. Frank, Mr. Marinello, Mr. McDaniel, Mr. Sobotka
5. Minutes submitted for approval:
 - September 8, 2021 –regular and executive sessions
 - September 22, 2021 – work and executive sessions
6. Public Comment on Agenda Items
7. Resolutions
 - No. 2021-10-01 – Resolution of the Township Council of Springfield to Refund Escrow Monies (Bl. 1401, Lot 18.02, 334 Arneys Mt. Road)
 - No. 2021-10-02 – Resolution of the Township Council of Springfield Township for Certification of the Annual Audit
 - No. 2021-10-03 – Resolution Appointing Affordable Housing Planner
 - No. 2021-10-04 – Resolution Approving Participation with the State of New Jersey in a Body-Worn Camera Grant Program Administered by New Jersey Department of Law and Public Safety
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. Executive Session
 - No. 2021-10-05 – 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 (Potential Litigation)
16. Township Officials' Business
17. Adjournment

**TOWNSHIP COUNCIL MEETING
SEPTEMBER 8, 2021**

The meeting of the Springfield Township Council was called to order by Mayor Anthony Marinello with Council Members Andrew Eaton (arrived at 7:39 pm), David Frank, Denis

McDaniel 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 6, 2021:

- 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."

Mr. Frank made a motion seconded by Mr. Sobotka to approve the September 8, 2021 regular and executive session minutes as corrected. All were in favor. Motion carried.

Mr. Sobotka made a motion seconded by Mr. Frank to approve the September 22, 2021 regular and executive session minutes. All were in favor. Motion carried.

PUBLIC COMMENT ON AGENDA ITEMS

Mr. Frank addressed the public regarding the 1500 unit development request by a developer and he explained that this request was made as part of the Mt. Laurel doctrine. Mr. Frank explained that this type of development is not consistent with the planning documents of the Township or any other agencies as it pertains to this area that he is aware of. He added that this does not mean it will not happen but it is not something that this Council has supported from a planning prospective.

Mr. Eaton entered the meeting at 7:39.

Mr. and Mrs. Lancos, 486 Arneys Mt. Birmingham are concerned about the farm down the road and the proposed development as they already have concerns about traffic safety issues on that road.

Hearing no one further comments, Mr. Frank 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. Frank and seconded by Mr. Sobotka to approve Resolution No. 2021-10-01. All in favor, except Mr. McDaniel who abstained. Motion carried.

RESOLUTION 2021-10-01

A RESOLUTION OF THE TOWNSHIP COUNCIL OF SPRINGFIELD TO REFUND ESCROW MONIES

WHEREAS, David Lebak made payment to escrow account number T-22-21-002-140-802, which was established the purposes of Zoning Board approval for Block 1401, Lot 18.02, 334 Arneys Mt. Road; and

WHEREAS, David Lebak was granted approvals by the Zoning Board and has requested the remaining balance in this escrow account in the amount of \$471.25 be refunded to them; and

WHEREAS, the Zoning Board Engineer and Solicitor have confirmed there are no outstanding invoices.

NOW, THEREFORE BE IT RESOLVED by the Springfield Township Council that the balances remaining in escrow account T-22-21-002-140-802 in the amount of \$471.25 be refunded to David Lebak.

Motion made by Mr. Frank and seconded by Mr. Sobotka to approve Resolution No. 2021-10-02. Mr. Sobotka stated the Township does not have any violation which is a credit to the CFO. All in favor. Motion carried.

RESOLUTION 2021-10-02

A RESOLUTION OF THE TOWNSHIP COUNCIL OF SPRINGFIELD TOWNSHIP FOR CERTIFICATION OF THE ANNUAL AUDIT

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2020 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body, and

WHEREAS, R.S.52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs, as per, and

WHEREAS, the Local Finance Board has promulgated N.J.A.C.5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the section of the annual audit entitled "Comments and Recommendations;" and

WHEREAS, the members of the governing body have personally reviewed, as a minimum, the Annual Report of Audit, and specifically the section of the Annual Audit entitled "Comments and Recommendations," as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C.5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State

of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S.52:27BB-52 to wit:

R.S.52:27BB-52 – “A local officer or member of the local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.”

NOW, THEREFORE BE IT RESOLVED, that the Council of the Township of Springfield hereby states that it has complied with N.J.A.C.5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

Motion made by Mr. Frank and seconded by Mr. Sobotka to approve Resolution No. 2021-10-03. Mr. McDaniel stated this would appoint the current Planner as an Affordable Housing Planner and he read paragraph two of the resolution into the record. All in favor. Motion carried.

RESOLUTION 2021-10-03

RESOLUTION APPOINTING AFFORDABLE HOUSING PLANNER

WHEREAS, Springfield Township has a need to engage the services of municipal planner;

WHEREAS, Leah Furey Bruder serves as the Planning Board Planner, has helped prepare the Master Plan Reexamination and is wholly familiar with the rich agricultural traditions of Springfield and the Township’s desire to preserve such characteristics while continuing to meet its affordable housing obligations; and

NOW, THEREFORE, BE IT RESOLVED on this 13th day of October 2021, by the Township Council of the Township of Springfield, County of Burlington and State of New Jersey, that pursuant to N.J.S.A. 40A:11-5, the Township Council appoints Leah Furey Bruder to perform affordable housing planning services as the same may arise at a rate of \$145.00 per hour.

Motion made by Mr. Frank and seconded by Mr. Sobotka to approve Resolution No. 2021-10-04. Mr. McDaniel has not seen the application and he asked who manages it and who pays for it down the road. Mr. Morris explained retention period and evidence requirements. Mr. Morris stated this is in the Statute and Attorney Generals guidelines. Ms. Clayton asked if Council could approve pending review of the application by Council and Mr. Morris responded that yes

we can approve the Mayor signing after 7 days. Mr. Frank amended his motion seconded by Mr. Sobotka to approve Resolution 2021-10-04 pending review of the application by Council and authorizing the Mayor to sign after a seven day period. All in favor. Motion carried.

MONTHLY DEPARTMENTAL REPORT

CLERK REPORT OF LICENSES September 2021

Dog Licenses Issued 0
 Licenses assessed late fee 0
 Total Licenses Issued Year to Date -241
 Kennel licenses sold this month 0
 Replacement dog licenses sold this month - 0
 Service Dog 0
 Police Dog 0

 Total amount collected \$00.00

TREASURER'S REPORT – CURRENT ACCOUNT September 2021

Year to Date Revenue	\$9,085,708.22
Year to Date Expd.	\$3,036,097.95

TAX COLLECTION REPORT FOR THE MONTH OF

SEPTEMBER

2021

TAXES

2021	TAX PAYMENTS	\$	535,044.59
PRIOR	TAX PAYMENTS	\$	-
FUTURE	TAX PAYMENTS	\$	5,625.77
	INTEREST ON TAXES	\$	2,036.01
	TOTAL TAXES	\$	<u>542,706.37</u>

LIENS

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

MISC.

200' LIST FEES	\$	30.00
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DUPLICATE TAX BILL FEES	\$	10.00
TAX SEARCH		
MISC - bank correction		
TAX SALE COSTS - PRIOR TO SALE		
RETURN (NSF) CHECK FEES		
TOTAL MISC. PAYMENTS	\$	<u>40.00</u>

<u>RETURN ITEMS</u>		
RETURNED CHECKS	\$	4,091.35
TOTAL	\$	<u>4,091.35</u>

TOTAL RECEIPTS FOR THE MONTH:

\$ 538,655.02

CONSTRUCTION OFFICIAL'S REPORT

September 2021

Permit Fees	\$ 4,994.00
CCO Fees	700.00
COAH Fees	\$5,437.00
Total Fees	\$11,131.00

ZONING REPORT

September 2021

4 Violations

BOARD OF HEALTH

September 2021

1 Well Application
2 Septic Applications
3 Alterations
1 Inspection

POLICE REPORT

September 2021

The Springfield Township Police Department responded to a total of 529 complaints. They are sorted in the following manner:

440	General Police Complaints
0	Domestic Incidents

3	Criminal Investigations
26	Motor Vehicle Accidents
20	Medical Emergencies
19	Activated Alarms
18	Abandoned 911 Calls
2	Assists to Outside Departments
1	Assists to Our Departments
59	Motor Vehicles Stops
3	Arrest
	2 Warrant
	1 DWI

Tickets Issued: 31

Mileage 8335

ENDEAVOR EMERGENCY SQUAD
August 2021

Total Calls for the Month	19
Average Response Time	12.32
Total Transports	9

AMERICA EMERGENCY SQUAD
September 2021

Total Calls for the Month	9
Average Response Time	11.12
Total Transports	5

MUNICIPAL COURT
SEPTEMBER 2021

Monthly fines, Title 39 Split, Contempt of Court, Court Costs, Criminal Fines	\$3,364.02
POAA Monies Public Defender	

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

Mr. Frank asked for additional detail for police report that was not included this month and Mr. Keller responded that he will follow up. Mr. Sobotka mentioned there appears to be a discrepancy on the numbers for complaints at the Market and Ms. Clayton responded she will follow up with the records clerk.

Mr. Frank asked about numbering the vehicles on the inventory list and Ms. Clayton responded it is being worked on. Mr. McDaniel contacted the County and they do not give the number for the vehicles but the Chief explained it has to do with the radios and equipment and it being easier to transfer over the number once a car is out of service to the new vehicle and Ms. Clayton added this is a cost saving measure as well.

Mr. McDaniel mentioned that there were two more generators installed and he encourages residents to do this.

All were in favor. Motion carried.

BILL LIST

VENDOR	CHECK NO.	AMOUNT PAID
CURRENT		
Allegra	14415	\$160.00
America Emergency Squad	14416	\$8,337.50
Ruth Ann Bice	14417	\$445.50
Business Information Systems	14418	\$842.00
Bowman & Company LLP	14419	\$6,328.50
Burlington Cleaners	14420	\$102.34
Burlington County Treasurer	14421	\$12,117.59
Casa Payroll Services	14422	\$260.00
Patricia A Clayton	14423	\$47.90
Comcast	14424	\$148.35
Courier Times, Inc.	14425	\$177.76
Direct Energy Business	14426	\$15.82
Draeger Safety Diagnostics Inc.	14427	\$179.00
Eastern Armored Services, Inc.	14428	\$209.83
Endeavor Emergency Squad	14429	\$8,337.50
Environmental Resolutions, Inc.	14430	\$681.00
Eurofins QC Inc.	14431	\$155.00
Exotic Landscape Design & Cons.	14432	\$21,470.00
Expel Exterminating Experts Inc.	14433	\$50.00
Fedex Corporation	14434	\$103.87
Garden State Removal Company	14435	\$7,261.66
Good Impressions Inc.	14436	\$45.00
Herman's Trucking	14437	\$73.80
Hurley's Auto Repair	14438	\$1,059.09
Jacksonville Fire Company	14439	\$6,250.00
JCP&L	14440	\$1,493.75
Johnn M. Trout	14441	\$525.00
J Paul Keller	14442	\$715.75
Language Service Assoc. Inc	14443	\$92.40
Lawmen's Supply Co of NJ Inc.	14444	\$4,156.50

Mansfield Township	14445	\$9,583.33
Mount Holly Township	14446	\$2,500.00
Municipal Capital Finance	14447	\$17,374.63
National Time Systems, Inc.	14448	\$136.20
Networks Plus	14449	\$776.00
New Jersey American Water Co.	14450	\$300.98
NJSHBP	14451	\$33,226.02
NJ League of Municipalities	14452	\$180.00
Northern Burl Cnty Reg School	14453	\$313,217.00
Parker McCay PA	14454	\$4,772.50
Martin Poinsett	14455	\$100.00
PSE&G	14456	\$4,251.13
Raymond Coleman Heinold LLP	14457	\$482.62
R W Tire Corp	14458	\$423.88
Judith M. Schetler	14459	\$445.50
Servicemaster Building Service	14460	\$295.00
Sprague Operating Resource LLC	14461	\$2,181.83
Springfield Township Board of Ed	14462	\$278,034.00
State of New Jersey Treasurer	14463	\$175.00
Staples Business Advantage	14464	\$179.13
Stewart Business Systems LLC	14465	\$82.50
Springfield Township Fire Company	14466	\$6,250.00
Verizon Wireless	14467	\$632.44
Xtel Communications, Inc.	14468	\$901.96
Zero Waste USA	14469	\$148.97
Daniel C. Adamo	14470	\$804.68

DEVELOPERS ESCROW

ACT Engineers, Inc.	7559	\$495.00
Environmental Resolutions Inc.	7560	\$325.00
Raymond Coleman Heinold LLP	7561	\$1,032.00
David Lebak	7562	\$471.25

COAH ACCOUNT

Parker McCay, P.A.	7254	\$2,320.50
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CAPITAL

Environmental Resolutions, Inc	7294	\$30,770.75
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RECREATION ACCOUNT

Coppertop Enterprises	7285	\$2,818.00
Junior Greyhound Athletic Assoc.	7286	\$1,500.00
Paverart LLC	7287	\$74.64
Sherwin-Williams Company	7288	\$60.45
Side by Side Productions LLC	7289	\$600.00

OPEN SPACE

Exotic Landscape Design & Cons	7211	\$7,330.00
Mr Bob Portable Toilets	7212	\$522.50

TOTAL

\$807,617.80

Mr. Frank made a motion seconded by Mr. Sobotka to pay the bills. All in favor. Motion carried.

UNFINISHED BUSINESS

Mr. Sobotka asked if there are any updates on the Cedar Ln Ext. property and Mr. Keller responded that the inspection has been done but he is still waiting on report

CORRESPONDENCE

#2 - Mr. Frank commented that a speed study had been done on Arneys Mt. Birmingham Rd. and the recommendation of the Engineer is for traffic calming striping and additional signage but not speed bumps. Mr. Keller stated that the mean is below the posted speed limit in both directions. Mr. Frank said that added signage would be good and Mr. Keller responded that we could maybe add striping and signage into the road program. Mr. Frank made a motion seconded by Mr. Sobotka to add striping and signage on Arneys Mt. Birmingham Road to the 2021 road program. Mr. Marinello stated that the study was done over 7 days. All in favor. Motion carried.

#3 - Mr. Frank stated this is a request from Endeavor asking if we can assist in some of shortage in revenues during COVID with some of the COVID relief funds the Township will receive and he added Mr. Keller checked with the auditors and it is allowed. Mr. Keller stated that there is almost \$400,000 dollars allocated to Springfield. Mr. Frank stated that Endeavor has done an excellent job for Springfield. Mr. Keller is not sure yet what the process is for acquiring the money. Mr. Frank made a motion seconded by Mr. Sobotka to authorize this request for \$9,200 and he thinks the analysis to come up with this amount was fair. Mr. Frank added that Endeavor is paid a fixed amount every year and this is not an unreasonable amount of money in that context. All in favor. Motion carried.

#4 - Mr. Frank stated this correspondence is the County's ATL for farmland preservation and he explained there is a 5% cost share for the Township. He added that originally the Township's cost share was 20 % but because Springfield was so active the cost share was reduced. He added the Van Wagoner farm is a priority in this list and Mr. Sobotka added the Township has been trying for years to get this farm under farmland assessment. Mr. Frank made a motion seconded by Mr. Sobotka to recommend approving this list as is. Mr. McDaniel added that there are two block and lots for Van Wagoner. All in favor. Motion carried.

#1 - Mr. Marinello stated there is correspondence related to 2nd amendment. Mr. Sobotka explained the request is for a resolution regarding gun laws and Mr. Morris will review to make sure there are no legal issues with the Township adopting such a resolution.

#5 - Mr. McDaniel stated there is a memo regarding meetings and appointments. Ms. Clayton asked about the 2022 reorganization meeting to see if Wednesday, January 5th is still good. Some members had conflicts but everyone agreed that Tuesday, January 4th in the afternoon would work.

SOLICITOR'S REPORT

Mr. Morris stated that he is working on Ordinance for electric car charging stations and a lot of the language was already set by Statute and he knows council will want to change this language but he will advise against that. Mr. Marinello asked if this is on municipal land and Mr. Morris responded that it is required for new developments such as Wawa.

Mr. Morris has a couple of items for closed session as well.

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

MANAGER'S REPORT

Mr. Keller did an analysis of the lost revenue from Court during COVID and it is about \$50,000 a year for a 2 year period and he would like to move forward and recover \$100,000 from the COVID relief funds. Mr. Marinello asked if the Fire Departments need any funds and Mr. Frank asked if America Squad need any fund. Mr. Keller responded that he asked Endeavor to get numbers from America Squad and Council asked the Manager to check with Fire Departments as well. Mr. Morris stated that most of his other towns are making the same requests regarding lost Court revenue and it was due to police departments not writing tickets. Mr. Marinello mentioned the Governor signed a law that there is no more quota for tickets.

Mr. Frank asked when the road project is kicking off and Mr. Keller responded that they are trying to start but the detour approval from the County is holding it up and we may only get one road done by end of the year. Mr. Keller stated that it is taking a month to six months to get approval on detour plans. Mr. Keller stated that the start will probably not be until the end of November but drainage work will begin in the next few weeks. Mr. Frank stated that the asphalt is not a fixed price and Mr. Morris responded that there is an adjustment that can be made and Mr. Frank stated that we are in a time for rising cost for items and the County's reluctance to act will cost us money and he added that he will make some calls to see if he can get this moving.

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

PUBLIC COMMENT

Ms. Mullin 435 Arneys Mt. Birmingham Rd. stated that she understands and appreciates the comments earlier in meeting and is very aware of the Mt. Laurel Doctrine but wants to get a statement on record. She started by saying that if this development is allowed it will permanently change our community as it will more than double the population in one swoop. She went on to state that this will have a great burden on infrastructure and roads that will add to taxes. She mentioned that waiving or changes zoning would set a precedent for other developers which she saw as a resident of Mansfield. She added that the letter submitted by the Developer references Pemberton Schools being in close proximity but this is Springfield so any kids in this proposed development would not go to Pemberton but Springfield schools. Ms. Mullin was not sure if the developer had reached out to Pemberton about water/sewer because from what she understands some residents of Pemberton have been denied their request to connect to the water/sewer and she added that a water/sewer package plant would not be appropriate with the wetlands on the property. Ms. Mullin also expressed concerns about the increased traffic and whether the roads could handle this and she thinks that the traffic study done by the Township is not accurate because it goes by mean speed. She added that Route 206 is only one lane in each direction in this area. Ms. Mullin feel the developer is using

affordable housing obligation as a bribe and it is not beneficial to the Township because it provides affordable housing all in one area. She also mentioned a lot of wildlife in that area and some endangered species so she would like to see an environmental and traffic study done. Mr. Frank asked if she could send a written version of her comments because she had some interesting points.

Ms. Hanekom, 423 Arneys Mt. Birmingham Rd. stated she is directly across the street from a dead tree filled with European hornets and Mr. Keller responded he sent someone out to take care of hornets and he will follow up with that person.

Ms. Hanekom asked if the Township is meeting the requirements on affordable housing. Mr. Morris responded that the Township has been aggressively pursuing projects to meet that obligation but there is debate over what the actual number should be.

Mr. Lancos, 486 Arneys Mt. Birmingham also mentioned the hornets and indicated that he has them on his property as well.

Mr. Lancos would like the traffic study to look at highest speeds not just mean speed.

Mr. Bucs, Paddock Dr. stated that Verizon is out doing work today and he asked if we have indication on when the road project would start and it was mentioned that drain work is being done now but the road work would not begin until maybe November. Mr. Bucs would like to know who to speak to about drainage and Mr. Keller responded advising what some of the work on drainage is and he directed Mr. Bucs to give him a call to discuss further.

Mr. Bucs asked for a copy of the letter from the Developer regarding Arneys Mt. Birmingham Rd and Ms. Clayton responded that she would send him a copy.

Ms. McLaughlin, 302 N. Pemberton Rd. Pemberton preserved their farm and would like to see this area remain as farm belt. This development would break up that area of farms and she asked how it would impact the County Park being developed. She also asked if Pemberton Township and Borough have been informed of the developer request to connect to water/sewer. Mr. Frank indicated that when the McLaughlin's farm was preserved they asked the County about the right of way since it was located on Route 630 and the County responded that they would never widen that road so the farm was preserved property right up to road. Mr. Frank stated this supports with his comments in the beginning of the meeting that the project is not consistent with any planning document in the area that he is aware.

Mr. McDaniel stated that the farmland preservation program is voluntary.

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

Mr. Frank made a motion seconded by Mr. Sobotka to approve Resolution No. 2021-10-05 to discuss matters of potential litigation, attorney client privilege and contracts. All were in favor. Motion carried. Mr. Marinello recused himself for executive session and disconnected from meeting prior to Council entering into executive session. Mr. Morris advised the public that formal action will not be taken after executive session, public were placed back in waiting room and Council entered into executive session at 8:50 PM.

**RESOLUTION 2021-10-05
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: Builder's remedy litigation) (If contract negotiation the nature of the contract and interested party is: Solid Waste bid)

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 9:46 PM and there was no one from the public present in the waiting room.

TOWNSHIP OFFICIAL'S BUSINESS

None

Mr. Sobotka made a motion seconded by Mr. McDaniel to adjourn the meeting. The meeting was adjourned at 9:47 PM. All were in favor.

Respectfully submitted,

Patricia A. Clayton
Township Clerk