

TOWNSHIP OF SPRINGFIELD
COUNCIL MEETING AGENDA
7:30 PM
AUGUST 10, 2022

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:
 - July 13, 2022 regular meeting
 - July 27, 2022 work session and executive meeting
6. Public Comment on Agenda Items
7. Ordinances for First Reading
 - No. 2022-05 – Ordinance Authorizing and Encouraging Electric Vehicle Supply/Service Equipment (ESVE) & Make –Ready Parking Spaces
8. Resolutions
 - No. 2022-08-01 – Resolution as Recommended by the Tax Assessor Authorizing the Tax Collector to Make Certain Adjustments to Records and Accounts (1020 Jacksonville Hedding Rd., Block 503, Lot 4.14)
 - No. 2022-08-02 – Resolution Authorizing the Execution of a Shared Services Agreement with Mount Holly to Provide for Shared Plumbing, Fire Subcode Services and Coverage for Building Inspector as Needed
 - No. 2022-08-03 – 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
9. Monthly Reports Submitted for Approval
10. Bills Submitted for Approval
11. Unfinished Business
12. Correspondence
13. Solicitor’s Report
 - Stormwater Management – Tier change
14. Manager’s Report
 - Road Program and Rails to trails
15. Township Officials’ Business
 - Approval of Raffle license for Community Day for Mt. Holly Elks Lodge #848
16. Public Comment*

17. Executive Session

No. 2022-08-04 – 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 (Personnel – Municipal Clerk position and Land Negotiations)

18. Adjournment

**TOWNSHIP COUNCIL MEETING
AUGUST 10, 2022**

The meeting of the Springfield Township Council was called to order by Mayor Marinello with Council Members Mr. Eaton (arrived 7:42), Mr. Frank, Mr. 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 5, 2022:

- 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 Marinello led the salute to the Flag.

Mr. Frank made a motion seconded by Mr. Sobotka to approve the July 13, 2022 regular session minutes. All were in favor. Motion carried.

Mr. Frank made a motion seconded by Mr. Sobotka to approve the July 27, 2022 regular and executive session minutes. All were in favor. Motion carried.

PUBLIC COMMENT ON AGENDA ITEMS

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

ORDINANCES

Motion made by Mr. Frank and seconded by Mr. Sobotka to introduce Ordinance 2022-05. Mr. Frank stated that this is a state regulation. Public hearing will be September 14, 2022. All were in favors. Motion carried.

ORDINANCE NO. 2022-05

AN ORDINANCE AUTHORIZING AND ENCOURAGING ELECTRIC VEHICLE SUPPLY/SERVICE EQUIPMENT (ESVE) & MAKE-READY PARKING SPACES

RESOLUTIONS

Motion made by Mr. Frank and seconded by Mr. Sobotka to approve Resolution No. 2022-08-01. Mr. McDaniel stated that this is also a State unfunded mandate. Mr. Sobotka stated that there are 24 other homes that are not taxed for totally disabled Veterans and Mr. Marinello commented that this is a small price to pay for their sacrifice. Mr. McDaniel commented that he just wishes the State would fund it. All were in favor. Motion carried.

RESOLUTION 2022-08-01

A RESOLUTION AS RECOMMENDED BY THE TAX ASSESSOR AUTHORIZING THE TAX COLLECTOR TO MAKE CERTAIN ADJUSTMENTS TO RECORDS AND ACCOUNTS.

WHEREAS, STEPHEN C. MOLNAR is the owner and resident of **1020 HEDDING JACKSONVILLE RD, Block 503, Lot 4.14**; and,

WHEREAS, STEPHEN C. MOLNAR has applied for property tax exemption as a Totally Disabled Veteran pursuant to NJSA 54:3.30 et seq. as of 5/10/2022; and,

WHEREAS, STEPHEN C. MOLNAR has been certified by the Veterans Affairs to wartime service-connected disability of 100%.

NOW THEREFORE BE IT RESOLVED, the 2ND quarter taxes for 2022 should be canceled as of the date of application of 5/10/2022 and any taxes paid should be refunded in the amount of \$1,119.75. ($\$1,997.99 / 91 \text{ DAYS} = 21.95593 * 51 \text{ DAYS} = \$1,119.75243$)

NOW THEREFORE BE IT RESOLVED, by the Springfield Township Council that the Tax Collector is hereby authorized to cancel the **2ND quarter of "2022" and future billing "2022" and preliminary "2022" taxes for** Lot 4.14 in the Block 503 and that a certified copy of this resolution shall be forwarded to the Tax Assessor.

Motion made by Mr. Frank and seconded by Mr. Sobotka to approve Resolution No. 2022-08-02. All in favor. Motion carried.

RESOLUTION 2022-08-02

RESOLUTION AUTHORIZING THE EXECUTION OF A SHARED SERVICES AGREEMENT WITH MOUNT HOLLY TOWNSHIP TO PROVIDE FOR SHARED PLUMBING, FIRE SUBCODE SERVICES AND COVERAGE FOR BUILDING INSPECTOR AS NEEDED

WHEREAS, pursuant to N.J.S.A. 40A:65-1 et seq., any municipality of the state may enter into a contract with any other municipality for the joint provision within their jurisdiction of any service which any party to the agreement is empowered to render within its own jurisdiction; and

WHEREAS, the Township of Springfield desires to share plumbing and fire subcode services with the Township of Mount Holly; and

WHEREAS, Township of Mount Holly has the same interest and will adopt a resolution as well authorizing the execution of the agreement to share plumbing, fire subcode services and for coverage for building inspections as needed; and

WHEREAS, the Township Council has reviewed the proposed shared service agreement and found the terms acceptable.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Springfield hereby approves the shared services agreement for shared plumbing and fire subcode services with Mount Holly Township and authorizes the Mayor and Clerk to execute the agreement and such other documentation as required to implement the shared plumbing and fire subcode services.

Motion made by Mr. Frank and seconded by Mr. Sobotka to approve Resolution No. 2022-08-03. All in favor. Motion carried.

RESOLUTION 2022-08-03

**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 "Halloween Drive-Thru" (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 will be a Halloween Drive-Thru where patrons will drive their car through haunted Halloween scenes for 15 minutes on a stoned hayride pathway. Patrons will purchase tickets online utilizing an online timed ticketing system limiting the number of patrons on the property; and

WHEREAS, the Amusement is proposed to operate on September 30, October 1, 7, 8, 9, 14, 15, 16, 21, 22, 23, 28, 29, 30 2022 with October 31, November 4 and 5, 2022 as possible rain dates; 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 redemption booth open from 6:30 p.m. to 10:30 p.m. and on Sundays the Amusement will operate from 7:00 p.m. to 11:00 p.m. with the ticket sales booth open from 6:30 p.m. to 10:00 p.m.; 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 14 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; (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) patrons and staff will all be required to wear masks and practice social distancing and comply with all Executive Orders and CDC guidelines as related to COVID-19 (7) will provide adequate number of employees to assist and direct motor vehicles in entering, parking and exiting the site; (8) will submit a traffic plan prepared and certified by a traffic engineer to the construction code official for approval and comply with all other requirements of the construction code official prior to the event; and (9) will comply with all other commitments set forth in the application materials; and

WHEREAS, the amusement license is conditioned on review and approval by the Township Engineer and Construction Official of an engineered plan that identifies traffic patterns and the type and amount of safety barriers in place to protect both the motorist as well as the event's participants

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.

MONTHLY DEPARTMENTAL REPORT

CLERK REPORT OF LICENSES JULY 2022

Dog Licenses Issued	0
Licenses assessed late fee	0
Total Licenses Issued Year to Date	-213
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
JULY 2022**

Year to Date Revenue	\$ 6,163,660.65
Year to Date Expd.	\$ 2,235,423.25
Year to Date Net Income	\$ 3,928,237.40

**TAX COLLECTOR
JULY 2022**

TAXES

2022	TAX PAYMENTS	\$ 50,906.94
PRIOR	TAX PAYMENTS	\$ -
FUTURE	TAX PAYMENTS	\$ -
	INTEREST ON TAXES	\$ 586.98
	TOTAL TAXES	\$ 51,493.92

LIENS

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

MISC.

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

RETURN ITEMS

RETURNED CHECKS	
TOTAL	\$ -

TOTAL RECEIPTS FOR THE MONTH:

\$ 51,503.92

CONSTRUCTION OFFICIAL'S REPORT

JULY 2022

Permit Fees	\$6,452.00
CCO Fees	1,200.00
Re Inspection Fees	00.00
Total Fees	\$7,652.00

**BOARD OF HEALTH
JULY 2022**

- 3 Well Applications
- 4 Septic Applications
- 1 Septic Repair
- 1 Certificate of Compliance

**POLICE REPORT
JULY 2022**

The Springfield Township Police Department responded to a total of 420 complaints. They are sorted in the following manner:

306	General Police Complaints
1	Domestic Incidents
4	Criminal Investigations
15	Motor Vehicle Accidents
31	Medical Emergencies
15	Activated Alarms
14	Abandoned 911 Calls
1	Assists to Outside Departments
2	Assists to Our Departments
31	Motor Vehicles Stops
3	Arrest
	2 Warrant
	0 DWI
	1 Criminal

Tickets Issued: 34

Mileage 8480

**ENDEAVOR EMERGENCY SQUAD
May 2022**

Total Calls for the Month	16
Average Response Time	12.55
Total Transports	7

JUNE 2022

Total Calls for the Month	10
Average Response Time	13.43
Total Transports	6

AMERICA EMERGENCY SQUAD

July 2022

Total Calls for the Month 11
Average Response Time 9.21
Total Transports 9

**MUNICIPAL COURT
JULY 2022**

Monthly fines, Title 39 Split, Contempt of Court, Court Costs, Criminal Fines	\$3,773.88
Public Defender	\$200.00
POAA Monies	\$100.00

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

Mr. Frank stated that the financial reporting from the CFO with the assistance of Mr. McDaniel has become much easier to understand.

Andy Eaton entered the meeting at 7:42 pm.

All were in favor. Motion carried.

BILL LIST

VENDOR	CHECK NO.	AMOUNT PAID
CURRENT		
Action Uniform Co. LLC	14875	\$64.99
Allens Oil & Propane, Inc.	14876	\$695.67
Allegra	14877	\$345.00
Arctic Coolers Inc.	14878	\$113.64
Burlington Cleaners	14879	\$352.30
Burlington County BCIT	14880	\$60.00
Burlington County Treasurer	14881	\$2,484.45
Burlington County Treasurer	14882	\$10,666.82
Casa Payroll Services	14883	\$417.00
Patricia Clayton	14884	\$48.46
Courier Times, Inc.	14885	\$668.58
Direct Energy Business	14886	\$20.85
Eastern Armored Services, Inc.	14887	\$230.00
Econo Signs LLC	14888	\$1,669.99
Environmental Resolutions, Inc.	14889	\$2,523.48
Exotic Landscape Design & Cons	14890	\$4,282.50
Expel Exterminating Experts Inc.	14891	\$100.00
Flynns Towing, Inc.	14892	\$533.98
FP Mailing Solutions	14893	\$135.00
Garden State Removal Co.	14894	\$10,417.80
Hurley's Auto Repair	14895	\$660.96
Jacksonville Fire Company	14896	\$6,250.00

JCP&L	14897	\$1,558.97
JDM Planning Associates LLC	14898	\$2,125.00
Burl. Co. Munic. J.I.F.	14899	\$57,852.00
J. Paul Keller	14900	\$708.07
Mansfield Township	14901	\$9,583.33
Mitchell Humphrey & Co.	14902	\$1,775.00
Networks Plus	14903	\$704.00
New Jersey American Water Co.	14904	\$327.47
NJSHBP	14905	\$33,570.73
NJ League of Municipalities	14906	\$100.00
Northern Burl Cnty Reg School	14907	\$432,412.66
Parker McCay,P.A.	14908	\$1,000.00
Martin Poinsett	14909	\$100.00
Protective Services Group Inc.	14910	\$120.75
PSE&G	14911	\$4,278.38
Raymond Coleman Heinold, LLP	14912	\$528.00
Riggins Inc.	14913	\$2,686.46
Service Master Building Service	14914	\$295.00
Springfield Township Board of Ed.	14915	\$283,594.00
Stewart Business Systems LLC	14916	\$82.50
Verizon Wireless	14917	\$634.07
Xtel Communications, Inc.	14918	\$585.93

DEVELOPERS ESCROW

ACT Engineers, Inc.	7594	\$594.25
Environmental Resolutions, Inc.	7595	\$52.50
Raymond Coleman Heinold LLP	7596	\$1,408.00
PSEG	7597	\$5,115.00

CAPITAL FUND ACCOUNT

Environmental Resolutions, Inc.	7311	\$5,066.33
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OPEN SPACE TRUST

Anderson Electric LLC	7231	\$304.79
Exotic Landscape Design & Cons	7232	\$6,780.00
Mr Bob Portable Toilets	7233	\$650.00

COAH ACCOUNT

LFB Land Planning LLC	7283	\$3,045.00
Parker McCay, P.A.	7284	\$3,811.17
Raymond Coleman Heinold LLP	7285	\$2,031.00
Renaud Deappolonio LLC	7286	\$6,979.50

DOG ACCOUNT

New Jersey Animal Control LLC	7281	\$200.00
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RECREATION ACCOUNT

Innovative Awards Inc.	7311	\$231.00
Town Line Trophy & Design	7312	\$251.86

TOTAL \$913,884.19

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

UNFINISHED BUSINESS

Mr. McDaniel stated that Congressman Kim office has advised us that the DOT is hoping to start road work at the Monmouth Rd/Route 206 intersection on Sept 9th.

CORRESPONDENCE

None

SOLICITOR REPORT

Stormwater Management Tier change – Mr. Morris stated that the appeal has been filed with the State and we are just waiting for a date. Subsequent to filing the appeal the DEP passed a new rule with respect to the tier changes and his office is following the public hearing for this new rule. Mr. Morris stated Chesterfield is on board with Springfield with respect to this matter and has also filed an appeal

Mr. Morris commented that the Declaration of Taking happened this week with respect to one of the properties on Route 206 so now that the DOT has secured this property, they can now move forward with the road project.

Mr. Frank made a motion seconded by Mr. Sobotka to approve the Solicitor’s report. All in favor. Motion carried.

MANAGER’S REPORT

Road Program and Rails to Trails – Mr. Keller stated that we have received the proposal for the bikepath and Council can now move forward with both the bikeway and road project for Jobstown-Juliustown Rd. Mr. Keller added that the grant for the bikepath is \$100,000 not \$150,000 and any additional money needed for the bikepath would come from Open Space and for the road construction out of the Capital account. Motion made by Mr. McDaniel and seconded by Mr. Frank to authorize the Engineer to move forward on the road project for Jobstown-Juliustown Rd and the bikepath project.

Mr. Sobotka stated that he had emailed the Bridge Commission about the realignment of Jacksonville-Jobstown Rd. and Juliustown-Jobstown Rd and also about a light at Saylor’s Pond Rd. and the Bridge Commission indicated that they would need a letter from the Township in order to consider putting a light at Saylor’s Pond Rd. Mr. Frank responded that we have grants for the road repair and bikepath now so we should move forward and if the County decides somewhere down the line to reconfigure that road, we can realign that portion of the road.

All in favor of motion. Motion carried.

Council discussed that in order to request a traffic light at Saylor’s Pond Rd. the Township would need to send a letter from the Mayor on letterhead to the County.

TOWNSHIP OFFICIALS' BUSINESS

Motion made by Mr. Sobotka and seconded by Mr. Frank to approve a raffle license for the Mt. Holly Elks Lodge #848 for Community Day. Mr. Eaton asked about how the funds would benefit Springfield Township since this raffle is being held at Community Day. Mr. Stevenson, a member of Lodge 848 and part of the Americanism Committee, responded that the Lodge would take the proceeds to help fund the celebration in 2026 of the Revolutionary War which is part of Springfield's history. All were in favor except Mr. Marinello who abstained. Motion carried.

PUBLIC COMMENT

Motion made by Mr. McDaniel and seconded by Mr. Frank to open public comment.

Mr. Dunker asked about getting reimbursed from the 1st installment of grant money received by Township for the historical signs that have already been ordered. Ms. Clayton advised Mr. Dunker that he would need to contact the CFO for the procedure as indicated in the email he received earlier today.

Mr. Dunker mentioned there are several abandoned homes in Jacksonville area that need property maintenance.

Mr. Pantano, 7 Huntington Dr. thanked Council for their support of a Resolution for Mr. Vaughn.

Mr. Pantano expressed concerns over sources of revenue for Community Day because it is not direct township event but rather sponsored by Township recreation committee. He asked how we know the money is going to what it is supposed to benefit.

Mr. Stevenson who is involved as part of the recreation committee in organizing the Community Day event addressed Mr. Pantano's concerns. He stated last year they raised \$2500 and the event cost \$2100. Mr. Stevenson added that he keeps an itemized report which is submitted to Mr. Sobotka and the recreation committee.

Mr. Pantano asked if the money is received from the recreation and Elks goes into the recreation account or Township account and who is responsible for overseeing how it is spent. Mr. Frank stated there are two separate issues going on, first the sponsorships go to the recreation account and it is used for recreation activities and equipment. He added that the second issue is the Elks raffle license and that organization has their own accountability over where the money is expended. Mr. McDaniel added that the recreation trust funds all come from fees collected from sponsorships and for team registrations and this money helps to fund the sports teams but the trust is not part of the Township's operating budget. Mr. Eaton stated that Mr. Pantano's point is valid and he doesn't want to see the Community Day event tarnished if organizations like the Elk's have a lapse in how their money is being spent.

Mr. Akins, 53 Springfield Meeting House Rd, asked about the baseball diamond at Helis because there has been some activity to clean up the diamond but he would like to see the backstop put back in. Mr. Sobotka responded that after talking to everyone on the recreation committee there is no need to make that field a playing field for teams. Mr. Akins would still like to see the backstop replaced as it is part of Springfield history. Mr. Sobotka indicated that after talking to Ms. Lovenduski there is a question as to that area being used as a field so the recreation committee does not want to spend a great deal of money on it.

Mr. Akins stated there are a couple of derelict houses in Jobstown owned by same person as the ones mentioned earlier in Jacksonville. Mr. Frank added that there is a property on route 206 southbound that has three houses and one of them is leaning sideways.

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

Mr. Eaton would like a report from the recreation liaison about what is going on with recreation.

Mr. Frank made a motion seconded by Mr. McDaniel to approve Resolution No. 2021-08-04 to discuss land negotiation and personnel. All were in favor. Motion carried. Mr. Frank advised the public that formal action will not be taken after executive session. Council entered into executive session at 8:26 PM.

RESOLUTION 2022-08-04

**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: _____);

X Any matter involving the purpose, lease or acquisition of real property with public funds, the setting of bank rates or investment of public funds where it could adversely affect the public interest if discussion of such matters were disclosed;

_____ Any tactics and techniques utilized in protecting the safety and property of the public provided that their disclosure could impair such protection;

_____ Any investigations of violations or possible violations of the law;

_____ Any pending or anticipated litigation or contract negotiation in which the public body is or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer (If pending or anticipated litigation, the matter is:) (If _____ contract

negotiation the nature of the contract and interested party is:)

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);

X 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: Municipal Clerk vacancy) ;

_____ 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 entered back into open session at 8:37 and no public was present.

Mr. Eaton made a motion seconded by Mr. Frank to adjourn the meeting. The meeting was adjourned at 8:37 PM. All were in favor. Motion carried.

Respectfully submitted,

Patricia A. Clayton
Township Clerk