

COUNCIL SPECIAL MEETING AGENDA

6:30 PM

SEPTEMBER 7, 2022

1. Meeting called to order by Mayor McDaniel
2. Reading of the Sunshine Notice
3. Salute to the Flag
4. Roll Call: Mr. Eaton, Mr. Frank, Mr. Marinello, Mr. McDaniel and Mr. Sobotka
5. Executive Session

No. 2022-09-01 – 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 interview)

6. Resolutions

No. 2029-09-02 – Resolution of the Springfield Township Council Appointing a Municipal Clerk and Registrar

7. Public Comment\*
8. Adjournment

**SPECIAL TOWNSHIP COUNCIL MEETING (HELD ELECTRONICALLY)  
SEPTEMBER 7, 2022**

The meeting of the Springfield Township Council was called to order by Deputy Mayor with Council Members Andrew Eaton, Denis McDaniel and Peter Sobotka were present. Absent was Council Member Anthony Marinello. Also, present was the Township Manager Paul Keller.

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 August 30, 2022

- Posted written notice on the official bulletin board at the Municipal Building, 2159 Jacksonville-Jobstown Road, Jobstown, New Jersey;
- Transmitted notice to the Burlington County Times and Trenton;
- Filed written notice with the clerk of Springfield Township; and
- Mailing written notice to each person who has requested copies of the regular meeting schedule and has prepaid any charges fixed for such service.
- Posting on the municipal website

Deputy Mayor led the salute to the Flag.

**RESOLUTIONS**

Mr. McDaniel made a motion seconded by Mr. Eaton to approve Resolution No. 2022-09-01. All were in favor. Motion carried. Council entered into executive session at 6:31 PM.

**RESOLUTION 2022-09-01**

**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:) (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);*

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-interview of candidates ) ;

\_\_\_\_\_ 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 7:15 PM and public was invited back in. Mr. Frank left during executive session.

Mr. Sobotka made a motion seconded by Mr. Eaton to table Resolution No. 2022-09-02 appointing a Township Clerk. All were in favor. Motion carried.

#### RESOLUTION NO. 2022-09-02

#### A RESOLUTION OF THE SPRINGFIELD TOWNSHIP COUNCIL MAKING CERTAIN APPOINTMENTS OF TOWNSHIP OFFICIALS

#### **PUBLIC COMMENT**

Mr. Bucs, Paddock Drive, stated he is happy Council tabled the resolution. He is on the School Board and while he is not representing the Board when a vacancy arises they look at the position to see if there is a need for change or if a shared services opportunity is possible. Also, he only saw one candidate and feels you should look to recruit more candidates.

Motion made by Mr. Sobotka and seconded by Mr. Eaton to close public comment. All were in favor. Motion carried.

Mr. Sobotka made a motion seconded by Mr. Eaton to adjourn the meeting. All were in favor. The meeting was adjourned at 7:23 P.M.

Respectfully submitted,

Patricia Clayton  
Township Clerk