

1. 02 18 2020 Final Agenda

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# FINAL AGENDA

## HOWELL TOWNSHIP COUNCIL REGULAR MEETING AGENDA

TUESDAY, FEBRUARY 18, 2020

*Executive Session 6:30 PM; Regular Session 7:30 PM*  
**Howell Township Municipal Building, Main Meeting Room**  
**4567 Route 9 North, Howell, NJ**  
*(Last updated 2/18/2020 9:00 AM)*

*This agenda for the next regular meeting of the Howell Township Council, and the resolutions linked to this agenda, reflect the agenda and proposed resolutions to the extent known at the time of posting, pursuant to N.J.S.A. 10:4-8(d). The agenda and resolutions are tentative. They are subject to amendment, additions or deletions prior to the meeting.*

*Any inquiries concerning the agenda and its contents should be directed to the Township Clerk at 732-938-4500, extension 2150. [www.twp.howell.nj.us](http://www.twp.howell.nj.us)*

1. **CALL TO ORDER BY THE MAYOR**
2. **OPENING STATEMENT AND ROLL CALL**
3. **EXECUTIVE SESSION**
4. **PLEDGE OF ALLEGIANCE TO THE FLAG**
5. **ACCEPTANCE OF MINUTES OF PREVIOUS MEETINGS**
  - February 4, 2020 Regular Meeting
6. **REPORTS OF TOWNSHIP OFFICIALS**
7. **DISCUSSION**
8. **HEARING OF CITIZENS (1 Hour)**  
**& PUBLIC COMMENT ON CONSENT AGENDA ITEMS**

*Please note that each person addressing the Township Council during this section of the meeting shall limit his/her remarks to five minutes pursuant to the Howell Township Council Meeting Protocol Policy.*

**9. CONSENT AGENDA ITEMS (\*)**

*All matters listed under item Consent Agenda marked with an \* will be enacted by one motion.*

## 9A RESOLUTIONS

- \*R-20-114     **9A.1 Authorize Acceptance of a Roots for Rivers Reforestation Grant, \$5,426.60**  
**Explanatory Statement:**  
 This Resolution authorizes the acceptance of a Roots for Rivers Reforestation Grant in the amount of \$5,426.60.
- \*R-20-115     **9A.2 Authorize Refund of Unused Park & Ride Permit Fee, Frank Grom, 15 Feathertree Court, \$185.00**  
**Explanatory Statement:**  
 This Resolution authorizes the refund of an Unused Park & Ride Permit Fee to Frank Grom, 15 Feathertree Court, in the amount of \$185.00.
- \*R-20-116     **9A.3 Authorize Release of Performance Guarantee and Acceptance of Maintenance Guarantee, Angela Failla, Subdivision, Block 54.01 Lot 15, Julies Way and Aldrich Road, Case No. SD-2898 – Site Improvements**  
**Explanatory Statement:**  
 This Resolution authorizes the release of the Performance Guarantee and Acceptance of the Maintenance Guarantee, Angela Failla, Subdivision, Block 54.01 Lot 15, Julies Way and Aldrich Road, Case No. SD-2898 – Site Improvements.
- \*R-20-117     **9A.4 Authorize Award of NJ State Contract #77110, ACCSES NJ, Contract #20-03 – Janitorial Services, \$113,626.26**  
**Explanatory Statement:**  
 This Resolution authorizes the Award of NJ State Contract #77110 to ACCSES NJ, Contract #20-03 – Janitorial Services, in the amount of \$113,626.26.
- \*R-20-118     **9A.5 Authorize the Sale of Surplus Personal Property no longer needed for public use on an Online Auction Website at municibid.com**  
**Explanatory Statement:**  
 This Resolution authorizes the Sale of Surplus Personal Property No Longer Needed for Public Use on an Online Auction Website at municibid.com. Auction Date: February 27, 2020 – March 9, 2020.
- \*R-20-119     **9A.6 Authorize Return of Unused Water and Sanitary Sewer Review Escrow Funds, Euro Supply, Ltd (d/b/a Stone Quest, LLC), 271 Adelpia Road, Block 157 Lots 1 through 5 (at the intersection of Adelpia Rd and Squankum-Yellowbrook Rd), Case No. BA-18-27**  
**Explanatory Statement:**  
 This Resolution authorizes the Return of Unused Water and Sanitary Sewer Review Escrow Funds, Euro Supply, Ltd (d/b/a Stone Quest, LLC), 271 Adelpia Road, Block 157 Lots 1 through 5 (at the intersection of Adelpia Rd and Squankum-Yellowbrook Rd), Case No. BA-18-27.

- \*R-20-120      **9A.7 Authorize Release of Maintenance Guarantee, Howell Plaza, LLC, Global Business Park, Phase II, Block 41 Lot 21.02, Case No. SP-984**  
**Explanatory Statement:**  
 This Resolution authorizes the Release of Maintenance Guarantee, Howell Plaza, LLC, Global Business Park, Phase II, Block 41 Lot 21.02, Case No. SP-984.
- \*R-20-121      **9A.8 Authorize Award of New Jersey State Contract No. 89980, Telrepc, Twenty (20) Panasonic CF-33 Laptops and Related Docking Stations, Howell Police Department**  
**Explanatory Statement:**  
 This Resolution authorizes the Award of New Jersey State Contract No. 89980 to Telrepc, for Twenty (20) Panasonic CF-33 Laptops and Related Docking Stations, for the Howell Police Department.
- \*R-20-122      **9A.9 Resolution Affirming the Township of Howell's Commitment to Second Amendment Rights of Citizens and Its Confidence in Its Police Department to Administer and Enforce Existing Laws**  
**Explanatory Statement:**  
 This Resolution affirms the Township of Howell's Commitment to Second Amendment Rights of Citizens and Its Confidence in Its Police Department to Administer and Enforce Existing Laws.

## 9B MOTIONS

- \*                      **9B.1 2020 Renewal, Limo Owner License, James Flotteron, JAC Limousine**
- \*                      **9B.2 2020 Renewal, Coin Operated Amusement Games, Howell Bowling Lanes, 4054 US Hwy. 9**
- \*                      **9B.3 2020 Renewal, Massage Business/Establishment, Royal Spa-Ling Spa, LLC, 4635 US Hwy. 9**

## 10. PUBLIC HEARINGS ON ORDINANCES

- O-20-3              **10.1 Ordinance Authorizing the Leasing of a Portion of the Property Located at 4567 Route 9 North and at 251 Preventorium Road in the Township of Howell Pursuant to N.J.S.A. 40:A:12-13 Et. Seq.**  
*(Introduction on February 4, 2020)*  
*(Public Hearing & Adoption on February 18, 2020)*  
**Explanatory Statement:**  
 This Ordinance authorizes the execution of lease agreements with the Howell Farmer's Market Association, LLC pursuant to N.J.S.A. 40A:12-14(c), 15, and 15.1.

O-20-4      **10.2 Ordinance Amending Chapter 7, Schedule VII, Through Streets**

*(Introduction on February 4, 2020)*

*(Public Hearing & Adoption on February 18, 2020)*

**Explanatory Statement:**

This Ordinance amends Chapter 7, Schedule VII, Through Streets, of the Revised General Ordinances of the Township of Howell to indicate that Kenmore Road and Traymore Road shall be designated through streets for their entire lengths.

**11. INTRODUCTION OF ORDINANCES**

**12. UNFINISHED BUSINESS**

**13. INFORMATION**

**14. MEETING DATES:**

**Regular Meeting**

**- Tuesday, March 3, 2020**

*Executive Session 6:30 P.M.*

*Regular Session 7:30 P.M.*

**15. ADJOURNMENT 11:00 PM**

## PRELIMINARY AGENDA

### HOWELL TOWNSHIP COUNCIL REGULAR MEETING AGENDA

TUESDAY, FEBRUARY 18, 2020

*Executive Session 6:30 PM; Regular Session 7:30 PM*  
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 This Resolution authorizes the refund of an Unused Park & Ride Permit Fee to Frank Grom, 15 Feathertree Court, in the amount of \$185.00.
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 This Resolution authorizes the release of the Performance Guarantee and Acceptance of the Maintenance Guarantee, Angela Failla, Subdivision, Block 54.01 Lot 15, Julies Way and Aldrich Road, Case No. SD-2898 – Site Improvements.
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- \*R-20-121      **9A.8 Authorize Award of New Jersey State Contract No. 89980, Telrepc, Twenty (20) Panasonic CF-33 Laptops and Related Docking Stations, Howell Police Department**  
**Explanatory Statement:**

This Resolution authorizes the Award of New Jersey State Contract No. 89980 to Telrepc, for Twenty (20) Panasonic CF-33 Laptops and Related Docking Stations, for the Howell Police Department.

## **9B MOTIONS**

- \*                      **9B.1 2020 Renewal, Limo Owner License, James Flotteron, JAC Limousine**
- \*                      **9B.2 2020 Renewal, Coin Operated Amusement Games, Howell Bowling Lanes, 4054 US Hwy. 9**
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**Explanatory Statement:**

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11. INTRODUCTION OF ORDINANCES

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**TOWNSHIP OF HOWELL**

**RESOLUTION COVER PAGE**

**REGULAR MEETING DATE**

February 18, 2020

**AGENDA ITEM NUMBER**

9A.1

Mr(s). \_\_\_\_\_ offered the following Resolution for adoption seconded by Mr(s). \_\_\_\_\_.

Resolution No: R-20-114

**RESOLUTION ACCEPTING A ROOTS FOR RIVERS REFORESTATION GRANT**

**WHEREAS**, the Watershed Institute announced that it was partnering with The Nature Conservancy and Sustainable Jersey on a Roots for Rivers Reforestation Grant and Technical Assistance Program that provides grants between \$1,000 and \$20,000 to support efforts to undertake floodplain reforestation initiatives; and

**WHEREAS**, the Howell Township Environmental Commission applied for such grant, and was notified in January, 2020 that Howell Township was selected to receive a \$5,426.60 Roots for Rivers Reforestation grant;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Howell as follows:

**1.** The Township Council accepts the grant and the Mayor, Township Manager, Township Clerk, Township Attorney, and such other officials as may be necessary are authorized to accept the grant, and to execute all necessary documents and take any further reasonable and necessary actions to effectuate the same; and

**2.** A certified copy of this resolution be forwarded to the Township Manager, Chief Financial Officer, and Environmental Commission.

<b>VOTE:</b>	<b>AYE</b>	<b>NAY</b>	<b>ABSTAIN</b>	<b>ABSENT</b>	<b>DISQUALIFY</b>
Mr. Bonevich					
Ms. Richmond					
Mr. Russo					
Mrs. O'Donnell					
Mayor Berger					

This is to certify that the foregoing Resolution was adopted by the Township Council of the Township of Howell during a regular meeting held on February 18, 2020.

\_\_\_\_\_  
ALLISON CIRANNI, TOWNSHIP CLERK

**TOWNSHIP OF HOWELL**

**RESOLUTION COVER PAGE**

**REGULAR MEETING DATE**

February 18, 2020

**AGENDA ITEM NUMBER**

9A.2

Mr(s). \_\_\_\_\_ offered the following Resolution for adoption seconded by Mr(s). \_\_\_\_\_.

**R-20-115**

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF HOWELL AUTHORIZING A REFUND OF UNUSED PARK & RIDE FEE**

**WHEREAS**, Frank Grom, 15 Feathertree Court, Howell, NJ 07731 previously paid \$200.00 for a Park & Ride Permit on December 27, 2019; and

**WHEREAS** Mr. Grom moved to Jersey City on January 25, 2020; he will no longer be commuting, therefore will no longer require the use of the Aldrich Park & Ride Permit;

**NOW THEREFORE, BE IT RESOLVED**, the above named individual is hereby refunded \$185.00 for the unused portion of the Park & Ride fee.

**VOTE:                      AYES      NAYS      ABSTAIN      ABSENT      DISQUALIFY**

Mr. Bonevich  
Ms. Richmond  
Mr. Russo  
Mrs. O'Donnell  
Mayor Berger

This is to certify that the foregoing Resolution was adopted by the Township Council of the Township of Howell during a regular meeting held on February 18, 2020.

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Allison Ciranni, Township Clerk

**TOWNSHIP OF HOWELL**

**RESOLUTION COVER PAGE**

**REGULAR MEETING DATE**

February 18, 2020

**AGENDA ITEM NUMBER**

9A.3

Mr(s) \_\_\_\_\_ offered the following Resolution for adoption seconded by Mr.(s)

Resolution No. R-20-116

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF HOWELL  
AUTHORIZING THE RELEASE OF THE PERFORMANCE GUARANTEE AND ACCEPTANCE OF  
THE MAINTENANCE GUARANTEE**

**DEVELOPER: ANGELA FAILLA**  
**PROJECT: SUBDIVISION**  
**BLOCK 54.01 LOT 15**  
**JULIES WAY & ALDRICH ROAD**  
**CASE NO.: SD-2898 – SITE IMPROVEMENTS**

**WHEREAS**, the above-named developer of the above-named land use development located on property known as block 54.01 lot 15, previously posted as a condition of the Planning Board approval, and in accordance with the requirements of the Township for the development of said property, a performance guarantee to insure proper construction of real property improvements therein; and

**WHEREAS**, the Developer has made a request for release of the performance guarantee, which was posted as all cash in the original amount of \$51,471.53 and reduced to \$34,942.93 with reduction #1;and

**WHEREAS**, the Developer has agreed that the Township shall retain \$7,720.73 from the all cash performance guarantee to serve as the required maintenance guarantee; and

**WHEREAS**, the Division of Engineering, by performance guarantee release report dated 1/29/2020, has recommended release of the performance guarantee.

**NOW, THEREFORE, BE IT RESOLVED** by Mayor and Township Council of the Township of Howell, County of Monmouth, State of New Jersey as follows:

1. Angela Failla is hereby granted the request for release of the aforesaid cash performance guarantee, plus interest if any, in accordance with the performance guarantee release report and recommendation aforesaid.
2. The Township accepts the cash maintenance guarantee in the amount of \$7,720.73 to be retained by the Township from the all cash performance guarantee as agreed to by the developer.
3. That said release of the performance guarantee is contingent upon the applicant/developer reimbursing the Township for the cost of any and all outstanding construction inspection fees and the cost of any and all other charges as per Township Ordinances for the release of said performance guarantee.
4. The Township Clerk is hereby directed to forward a duly certified copy of this Resolution to the following:
  - a. Division of Engineering
  - b. Guarantees Coordinator
  - c. Chief Financial Officer
  - d. Angela Failla, 5 Schooner Square, Freehold, NJ 07728

**VOTE**

**AYES**

**NAYS**

**ABSTAIN**

**ABSENT**

**DISQUALIFY**

**Mr. Bonevich  
Ms. Richmond  
Mr. Russo  
Mrs. O'Donnell  
Mayor Berger**

This is to certify that the foregoing Resolution was adopted by the Township council of the Township of Howell at a public business meeting held on February 18, 2020.

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**ALLISON CIRANNI, TOWNSHIP CLERK**



**TOWNSHIP OF HOWELL**

**RESOLUTION COVER PAGE**

**REGULAR MEETING DATE**

February 18, 2020

**AGENDA ITEM NUMBER**

9A.4

Mr(s).\_\_\_\_\_ offered the following Resolution and moved for its adoption seconded by Mr(s).\_\_\_\_\_.

## **RESOLUTION R-20-117**

**WHEREAS**, the Township of Howell as a contracting unit, may without advertising for bids, purchase any materials, supplies or equipment entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury pursuant to the provision of N.J.S.A. C.40A:11-12; and

**WHEREAS**, ACCSES NJ has been awarded New Jersey State Contract No. 77110 for janitorial cleaning services; and

**WHEREAS**, under State Contract No. 77110, ACCSES NJ can provide the service required per their attached quote for one (1) year for the Township of Howell in the not to exceed amount of \$113,626.26 attached hereto and made a part hereof.

**THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Howell that ACCSES NJ under State Contract No. 77110 be utilized for janitorial services at the price of \$113,626.26.

**BE IT FURTHER RESOLVED** by the Township Council of the Township of Howell that pursuant to the rules of the Local Finance Board of the State of New Jersey that the appropriation to be charged is 0-01-26-03102-417 entitled Specialized Expenses, in the amount of \$113,626.26.

**VOTE                      AYES                      NAYS                      ABSTAIN                      ABSENT**

**Mr. Bonevich  
Ms. Richmond  
Mr. Russo  
Mrs. O'Donnell  
Mayor Berger**

**This is to certify that the foregoing Resolution was adopted by the Township Council of the Township of Howell during a regular meeting held by that body on February 18<sup>th</sup>, 2020.**

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**Allison Ciranni, Township Clerk**

**MR/20State**

July 31, 2019

Brian Geoghegan  
Township Manager  
Township of Howell  
4567 Route 9, North  
Howell, NJ 07731

Via Email: [bgeoghegan@twp.howell.nj.us](mailto:bgeoghegan@twp.howell.nj.us)

Re: Quote JQ073119GJA for annual janitorial cleaning

Dear Mr. Geoghegan;

I would like to thank you for considering ACCSES NJ as the vendor for your annual janitorial cleaning. We appreciate the opportunity to expand our business relationship with the Township of Howell. Your continued support of the New Jersey Rehabilitation Facilities Set-Aside Act is appreciated and important to the thousands of New Jersey citizens with disabilities.

Upon review of your request, we are submitting the following pricing based on our State Contract, T-1480, Line #37 for annual janitorial cleaning. Please see the pricing and the SOW listed below.

SOW:

- 5 day weekly, general janitorial cleaning for both floors, which includes sweeping, vacuuming, mopping, dusting, emptying trash, and cleaning bathrooms. Interior windows will be cleaned on an as needed basis.
- Day cleaning, between the hours of 8:30-4:30pm, M-F.
- Total square footage- 53,724.
- Paper, and plastic will supplied by the Township.

Total annual price: \$113,626.26

Thank you for the opportunity to price this project. We look forward to working with you further. If there are any questions please feel free to reach out to me at 609-503-1930, or via email at [gjanuse@accsesnj.org](mailto:gjanuse@accsesnj.org)

Thank you,

*Georgette Januse*

Georgette Januse  
Account Manager



**TOWNSHIP OF HOWELL**

**RESOLUTION COVER PAGE**

**REGULAR MEETING DATE**

February 18, 2020

**AGENDA ITEM NUMBER**

9A.5

Mr(s) \_\_\_\_\_ offered the following Resolution for adoption seconded by  
Mr(s).\_\_\_\_\_.

**Resolution No. R-20-118**

**A RESOLUTION OF THE TOWNSHIP OF HOWELL AUTHORIZING THE SALE OF  
SURPLUS PERSONAL PROPERTY NO LONGER NEEDED FOR PUBLIC USE ON AN  
ONLINE AUCTION WEBSITE**

WHEREAS, the Township of Howell has determined that the property described on Schedule A attached hereto and incorporated herein is no longer needed for public use; and

WHEREAS, these items include miscellaneous phones, handsets, network cords, and related equipment for a Shoretel VIOP phone system; and,

WHEREAS, the State of New Jersey, Department of Community Affairs has authorized and approved the online sale of surplus property which will comply with N.J.S.A. 40A:11-36; and,

WHEREAS, the Local Government Electronic Procurement Act (P.L. 2018, c. 156) authorizes the sale of surplus personal property no longer needed for public use through the use of an online action service; and

WHEREAS, it is the desire of the Township Council of the Township of Howell to use Municibid, located at municibid.com to conduct the auctions, pursuant to State contract number 19-GNSV1-00696;

WHEREAS, the sales are being conducted pursuant to the Division of Local Government Services' Local Finance Notice 2019-15;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Howell, County of Monmouth, State of New Jersey as follows:

1. The Township of Howell is authorized to dispose of the surplus equipment, attached as Schedule A, through the process of public auction; and
2. The Purchasing Agent is hereby authorized to post the attached list of surplus equipment to municibid.com, for an on-line auction.
3. That notice of the sale shall be published at least once in a newspaper circulating in the Township of Howell not less than 7 or more than 14 days prior to the sale.
4. That a copy of this Resolution be forwarded to the Township Manager and Purchasing Agent.

**VOTE:**

**AYES    NAYS    ABSTAIN    ABSENT    DISQUALIFY**

Mr. Bonevich  
Ms. Richmond  
Mr. Russo  
Mrs. O'Donnell  
Mayor Berger

This is to certify that the foregoing Resolution was adopted by the Township Council of the Township of Howell at a public business meeting held on February 18, 2020.

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**ALLISON CIRANNI, TOWNSHIP CLERK**



## Schedule A

Quantity	Description
120	Shoretel 230 Phones
15	Shoretel 560 Phones
30	Shoretel 212 Phones
15	Shoretel 115 Phones
4	Shoretel BB424 Button Box
4	Shoregear 60/12 Switches
5	Shoregear 40/8 Switches
5	Shoregear T1 Switches
1	Shoregear 50v Switch

**TOWNSHIP OF HOWELL**

**RESOLUTION COVER PAGE**

**REGULAR MEETING DATE**

February 18, 2020

**AGENDA ITEM NUMBER**

9A.6

Mr(s) \_\_\_\_\_ offered the following Resolution for adoption seconded by Mr(s) \_\_\_\_\_.

Resolution No. R-20-119

**A RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF HOWELL AUTHORIZING THE RETURN OF UNUSED WATER AND SANITARY SEWER REVIEW ESCROW FUNDS**

**DEVELOPER: EURO SUPPLY, LTD (D/B/A STONE QUEST, LLC)**  
**PROJECT: 271 ADELPHIA ROAD**  
**BLOCK 157 LOTS 1 THROUGH 5**  
**(AT THE INTERSECTION OF ADELPHIA RD & SQUANKUM-YELLOWBROOK RD)**  
**CASE NO.: BA-18-27**

**WHEREAS**, the above-named applicant of the above-named land use development previously posted pursuant to the provisions of the Municipal Land Use Law (40:55D-53-h) and Township Ordinances, sanitary sewer review and water review escrow funds for professional services to insure proper sanitary sewer and water reviews; and

**WHEREAS**, the developer has requested the return of the remaining unused escrow funds and the account be closed; and

**WHEREAS**, the Division of Engineering recommends the return of unused sanitary sewer and water review escrow funds.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Howell as follows:

1. That the Township Finance Office be and is hereby authorized to return to the developer the unused sanitary sewer review escrow funds in the amount of \$268.70, plus interest if any, said funds to be returned to the developer from account E-38-00-01827-006 and unused water review escrow funds in the amount of \$407.48, plus interest if any, said funds to be returned to the developer from escrow account E-38-00-01827-005
2. A certified copy of this Resolution shall be provided by the Township Clerk to each of the following:
  - a. Division Of Engineering
  - b. Chief Financial Officer
  - c. Guarantees Coordinator
  - d. Euro Supply, Ltd. d/b/a Stone Quest, 271 Adelphia Rd., Farmingdale, NJ 07727

**VOTE                      AYES                      NAYS                      ABSTAIN                      ABSENT                      DISQUALIFY**

**Mr. Bonevich**  
**Ms. Richmond**  
**Mr. Russo**  
**Mrs. O'Donnell**  
**Mayor Berger**

This is to certify that the foregoing Resolution was adopted by the Township Council of the Township of Howell at a public business meeting held on February 18, 2020.

\_\_\_\_\_  
**ALLISON CIRANNI, TOWNSHIP CLERK**

**TOWNSHIP OF HOWELL**

**RESOLUTION COVER PAGE**

**REGULAR MEETING DATE**

February 18, 2020

**AGENDA ITEM NUMBER**

9A.7

Mr(s) \_\_\_\_\_ offered the following Resolution for adoption seconded by Mr(s) \_\_\_\_\_

Resolution No. R-20-120

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF HOWELL AUTHORIZING RELEASE OF THE MAINTENANCE GUARANTEE**

**DEVELOPER:           HOWELL PLAZA, LLC**  
**PROJECT:             GLOBAL BUSINESS PARK, PHASE II**  
**BLOCK 41    LOT 21.02**  
**CASE NO.:            SP-984**

**WHEREAS**, the above-named developer of the above-named land use development located at property known as block 41 lot 21.02 posted a maintenance guarantee in the form of Maintenance Bond No. CM100090M issued by First Indemnity of America Insurance Company in the amount of \$48,839.07; and

**WHEREAS**, said developer requested the return of said maintenance guarantee; and

**WHEREAS**, the Engineering Division reviewed the site and determined by maintenance guarantee report dated February 11, 2020 that said maintenance guarantee should be returned.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Howell as follows:

1. The Township Council of the Township of Howell hereby formally authorizes the return of the maintenance guarantee in the form of Maintenance Bond No. CM100090M issued by First Indemnity of America Insurance Company in the amount of \$48,839.07 to the developer of the site.
2. Said release of the maintenance guarantee is specifically contingent upon the developer reimbursing the Township for the cost of any and all outstanding construction inspection fees and the cost of any and all charges as per Township Ordinance for the release of said maintenance guarantee.
3. Upon the adoption of the within resolution, the Clerk is authorized and directed to forward a certified copy of it to the following:
  - a. Division of Engineering
  - b. Guarantees Coordinator
  - c. Chief Financial Officer
  - d. Howell Plaza, LLC, 1179 Lakewood-Farmingdale Rd, Howell, NJ 07731

**VOTE                    AYES                    NAYS                    ABSTAIN                ABSENT                DISQUALIFY**

**Mr. Bonevich**  
**Ms. Richmond**  
**Mr. Russo**  
**Mrs. O'Donnell**  
**Mayor Berger**

This is to certify that the foregoing Resolution was adopted by the Township council of the Township of Howell at a public business meeting held on February 18, 2020.

\_\_\_\_\_  
**ALLISON CIRANNI, TOWNSHIP CLERK**

**TOWNSHIP OF HOWELL**

**RESOLUTION COVER PAGE**

**REGULAR MEETING DATE**

February 18, 2020

**AGENDA ITEM NUMBER**

9A.8

Mr(s).\_\_\_\_\_ offered the following Resolution and moved for its adoption seconded by Mr(s).\_\_\_\_\_.

## **RESOLUTION R-20-121**

**WHEREAS**, the Township of Howell as a contracting unit, may without advertising for bids, purchase any materials, supplies or equipment entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury pursuant to the provision of N.J.S.A.40A:11-12; and

**WHEREAS**, Telrepcos has been awarded New Jersey State Contract No. 89980 for Computer Equipment, Peripherals, and Related Services; and

**WHEREAS**, the Police Department has recommended the utilization of this contract for the purchase of twenty (20) Panasonic CF-33 laptops and related docking stations; and

**WHEREAS**, under State Contract No. 89980, Telrepcos can provide the required equipment per their attached quote for the Township of Howell in the not to exceed amount of \$91,900.00 attached hereto and made a part hereof.

**THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Howell that Telrepcos under State Contract No. 89980 be utilized for the purchase of twenty (20) Panasonic CF-33 laptops and related docking stations at the price of \$91,900.00.

**BE IT FURTHER RESOLVED** by the Township Council of the Township of Howell that pursuant to the rules of the Local Finance Board of the State of New Jersey that the appropriation to be charged is C-04-55-01811-008 entitled Police Computer Equipment, in the amount of \$91,900.00.

**VOTE                      AYES                      NAYS                      ABSTAIN                      ABSENT**

**Mr. Bonevich  
Ms. Richmond  
Mr. Russo  
Mrs. O'Donnell  
Mayor Berger**

**This is to certify that the foregoing Resolution was adopted by the Township Council of the Township of Howell during a regular meeting held by that body on February 18<sup>th</sup>, 2020.**

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**Allison Ciranni, Township Clerk**

**MR/20State**



TelrepcO  
101 North Plains Industrial Ro  
Bldg 2  
Wallingford, CT 06492  
(203) 284-5200

**Order Number:** 0101475  
**Order Date:** 1/22/2020  
**Salesperson:** 0029/ Ron Brodeur  
**Salesperson Email:** rbrodeur@telrepcO.com  
**Customer Number:** 0010884

**EXPIRATION DATE: 2/28/2020**

**Sold To:** \_\_\_\_\_ **Ship To:** \_\_\_\_\_

Howell Township Police  
PO Box 580  
300 Old Tavern Rd  
Howell, NJ 07731

Howell Township Police  
300 Old Tavern Rd  
Howell, NJ 07731

**Confirm To:**  
Glenn-Michael Lees

CF-33LE-08VM

Customer P.O.	Ship VIA	F.O.B.	Terms
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CF-33	UPS GROUND		Net 30 Days
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Item Code	Unit	Ordered	Price	Amount
CF-33LE-08VM <b>Whse:</b> 000	EA	20	3,750.00	75,000.00
PUBLIC SECTOR SPECIFIC / i5-7300U 2.6GHz/16GB/512GB SSD/ WIN10 PRO/12.0" QHD GLOVED MULTI-TCH+DIG/WIFI A,B,G,N,AC/BT/DUAL PASS (CH1:WWAN/CH2:WWAN-GPS)/4G LTE ADVANCED MULTI CARRIER (EM7455)/HELLO WEBCAM/8MP CAM/CONTACTLESS SMARTCARD/2D BAR LASER (N6603)/3 YEAR PUBLIC SECTOR TOUGHBOOK SERVICE W/ PROTECTION PLUS ***** New Jersey contract #MNWNC-124 Category 3M- Tablets. Unit price reflects volume discount				
CF-VEK331LMP <b>Whse:</b> 000	EA	2	550.00	1,100.00
PREMIUM KEYBOARD PANASONIC FOR CF-33 ***** New Jersey contract #MNWNC-124 Category 23E- Laptops, Units, Accessories and Services				
H-33-TVD2-L <b>Whse:</b> 000	EA	20	625.00	12,500.00
HAVIS TABLET VEHICLE DOCK (DUAL PASS) FOR THE PANASONIC CF-33 TABLET ONLY. USB 2.0 (4), USB 3.0 (2), SERIAL, ETHERNET (2), DOCKING CONNECTOR, DUAL RF, POWER, RELEASE LEVER, LOCK (KEYED ALIKE). NOT COMPATIBLE WITH TABLETS THAT HAVE BOTH LONG LIFE BATTERIES AND PANASONIC ROTATING HAND STRAP. ***** New Jersey contract #MNWNC-124 Category 23E- Laptops, Units, Accessories and Services				
CF-LNDDC120HW <b>Whse:</b> 040	EA	20	125.00	2,500.00
Lind 120 Watt 12-32 Volt Input Car Adapter for ToughBooks for Hardwired Installations (bare wire) ***** New Jersey contract #MNWNC-124 Category 23E- Laptops, Units, Accessories and Services				

Continued



**Quote**

Telrepco  
 101 North Plains Industrial Ro  
 Bldg 2  
 Wallingford, CT 06492  
 (203) 284-5200

EXPIRATION DATE: 2/28/2020

Order Number: 0101475  
 Order Date: 1/22/2020  
 Salesperson: 0029/ Ron Brodeur  
 Salesperson Email: rbrodeur@telrepco.com  
 Customer Number: 0010884

Sold To:	Ship To:
Howell Township Police PO Box 580 300 Old Tavern Rd Howell, NJ 07731	Howell Township Police 300 Old Tavern Rd Howell, NJ 07731

Confirm To: Glenn-Michael Lees CF-33LE-08VM

Customer P.O.	Ship VIA	F.O.B.	Terms
CF-33	UPS GROUND		Net 30 Days

Item Code	Unit	Ordered	Price	Amount
IMAGE	EA	20	40.00	800.00
Whse: 020		IMAGE FEE - DUPLICATION		

Image duplication service for customer supplied Gold Image  
 Lead-Time: 2-3 weeks upon receipt of order  
 Ship Via: UPS Ground Prepay & Add  
 Payment: Telrepco accepts municipal purchase order - terms N/30

Net Order: 91,900.00  
 Freight: 0.00  
 Sales Tax: 0.00  
**Order Total: 91,900.00**

ACCEPTED BY & DATE

This Order/ Quote is subject to our durable Terms & Conditions, previously acknowledged by you.

0101475

**TOWNSHIP OF HOWELL**

**RESOLUTION COVER PAGE**

**REGULAR MEETING DATE**

February 18, 2020

**AGENDA ITEM NUMBER**

9A.9

Mr(s).            offered the following Resolution for adoption seconded by Mr(s).

Resolution No: R-20-122

### **RESOLUTION**

#### **RESOLUTION OF THE TOWNSHIP OF HOWELL, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AFFIRMING THE TOWNSHIP OF HOWELL'S COMMITMENT TO SECOND AMENDMENT RIGHTS OF CITIZENS AND ITS CONFIDENCE IN ITS POLICE DEPARTMENT TO ADMINISTER AND ENFORCE EXISTING LAWS**

**WHEREAS**, the Constitution of the United States of America is the supreme law of our Nation; and

**WHEREAS**, the 2<sup>nd</sup> Amendment to the United States Constitution guarantees the Right to Keep and Bear Arms, an individual right affirmed by the United States Supreme Court; and

**WHEREAS**, there are an estimated 12 million Americans who lawfully carry concealed firearms; and

**WHEREAS**, lawfully armed civilians have stopped active shooters and saved law enforcement officers who were under attack; and

**WHEREAS**, firearms are lawfully used for hunting and sport, on a daily basis, across the country; and

**WHEREAS**, abridging the rights of lawful gun owners does not reduce the criminal use of firearms by violent offenders; and

**WHEREAS**, the Federal and State governments have, for many years, had numerous laws, statutes, and regulations relating to firearms ownership, purchase, transportation, transfer, carry and use; and

**WHEREAS**, violations of existing laws, statutes and regulations are already criminal offenses, many being felonies; and

**WHEREAS**, under current law, the Chief of Police of a municipality has wide discretion to approve or disapprove any application; and

**WHEREAS**, under current law, if the Chief of Police detects anything concerning in an applicant's background, they have the ability to take additional steps to ensure that granting or denying an application is appropriate under the circumstances; and

**WHEREAS**, the Township of Howell has the preeminent Police Department in the entire State, and has the utmost confidence in the ability of the Chief of Police and Howell Township officers to properly administer and enforce existing gun laws; and

**WHEREAS**, restricting a law-abiding citizen's right to possess a firearm not only is a violation of their constitutional rights, but makes them vulnerable to being a victim of violence.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Township Council of the Township of Howell, County of Monmouth, as follows:

a. The Township of Howell affirms its dedication to the constitutional rights of citizens under the 2<sup>nd</sup> Amendment of the United States Constitution, and opposes any efforts to abridge those rights; and

b. The Township of Howell supports the rights of lawful gun owners to lawfully use firearms; to defend themselves, their loved ones and other innocents; to lawfully hunt to provide sustenance for their families; and to lawfully participate in shooting sports up to and including Olympic sports; and

c. The Township of Howell fully supports the ability of its Chief of Police and Police Department to enforce and administer existing gun control laws in a rational manner that not only ensures the health, safety and well-being of the citizens of Howell, but also respects the rights of citizens under the 2<sup>nd</sup> amendment.

<b>VOTE</b>	<b>AYES</b>	<b>NAYS</b>	<b>ABSTAIN</b>	<b>ABSENT</b>	<b>DISQUALIFY</b>
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Mr. Bonevich

Ms. Richmond

Mr. Russo

Mrs. O'Donnell

Mayor Berger

This is to certify that the foregoing Resolution was adopted by the Township Council of the Township of Howell during a regular meeting held on February 18, 2020.

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ALLISON CIRANNI, TOWNSHIP CLERK

**TOWNSHIP OF HOWELL**

**ORDINANCE COVER PAGE**

Ordinance No. O-20-3

**INTRODUCTION**

February 4, 2020

**PUBLIC HEARING & ADOPTION**

February 18, 2020

**AGENDA ITEM NUMBER**

10.1

**ORDINANCE NO. O-20-3**

**AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF HOWELL, MONMOUTH COUNTY AUTHORIZING THE LEASING OF A PORTION OF THE PROPERTY LOCATED AT 4567 ROUTE 9 NORTH AND AT 251 PREVENTORIUM ROAD IN THE TOWNSHIP OF HOWELL PURSUANT TO N.J.S.A. 40:A:12-13 ET. SEQ.**

**WHEREAS**, Howell Farmer's Market Association, LLC, is a New Jersey non-profit, limited liability company; and is organizing, managing and facilitating the creation and operation of a weekly Farmer's Market for the benefit of the residents of Howell regarding the consumption of healthy locally grown food products and to benefit local producers of farm products;

**WHEREAS**, it is anticipated that thousands of persons will benefit from the public purpose served by Howell Farmer's Market Association, LLC activities; and

**WHEREAS**, that the activities of Howell Farmer's Market Association, LLC will promote the health, safety, morals and general welfare of the Howell Township community; and

**WHEREAS**, the Township of Howell is desirous of facilitating the creation of an open air Farmer's Market for the sale of locally produced fruits, vegetables, dairy and other natural products; and

**WHEREAS**, facilitating the creation of an open air Farmer's Market for the sale of locally produced fruits, vegetables, dairy and other natural products will also permit the Township to claim additional points as part of the Sustainable Jersey certification initiative; and

**WHEREAS**, *N.J.S.A.* 40A:12-14(c), 15, and 15.1 permit a Township to lease and/or license to a non-profit corporation for a public purpose, real property owned by the Township; and

**WHEREAS**, the Township Council of the Township of Howell has determined that on certain days of the week, consistent with the goals and needs of the Howell Farmer's Market Association, LLC, a portion of the property owned by the Township located at 4567 Route 9 North, Howell, New Jersey is not needed for municipal purposes; and

**WHEREAS**, the Township Council of the Township of Howell has determined that on certain days of the week, consistent with the goals and needs of the Howell Farmer's Market Association, LLC, a portion of the property owned by the Township located at the Old Town Hall Complex, located at 251 Preventorium Road Howell, New Jersey 07731, is not needed for municipal purposes; and

**WHEREAS**, a lease of the property for no or nominal consideration to organizations such as the Howell Farmer's Market Association, LLC is permissible under *N.J.S.A.* 40A:12-14(c); and

**WHEREAS**, the Township of Howell and the Howell Farmer's Market Association, LLC, have negotiated a Limited Use and Occupancy Agreement for 4567 Route 9 North, Howell, New Jersey in the form attached to this Ordinance as Exhibit A; and

**WHEREAS** the Township of Howell and the Howell Farmer's Market Association, LLC, have not yet negotiated a Limited Use and Occupancy Agreement for the Old Town Hall Complex, located at 251 Preventorium Road Howell, New Jersey 07731, but anticipate a potential future need for the Howell Farmer's Market Association on limited occasions throughout the year, and will negotiate and sign a Limited Use and Occupancy Agreement as the need may arise; and

**WHEREAS**, the governing body of the Township of Howell has determined that it is in the public interest for the Township to lease a portion of 4567 Route 9 North, Howell, New Jersey to Howell Farmer's Market Association, LLC and to accommodate requests for the potential lease of space on occasion at the Old Town Hall Complex, located at 251 Preventorium Road Howell, New Jersey 07731;

**NOW THEREFORE, BE IT ORDANED** by the Township Council of the Township of Howell, County of Monmouth and State of New Jersey, that:

**SECTION 1** Pursuant to N.J.S.A. 40A:12-14(c) and N.J.S.A. 40A:12-15, the governing body of the Township of Howell hereby authorizes the lease to Howell Farmer's Market Association, LLC in the manner set forth in the Exhibit A; and also subject to the following conditions:

**SECTION 2.** The Township Manager of the Township of Howell is hereby designated as the municipal official responsible for enforcement of the lease being authorized herein.

**SECTION 3.** For each calendar year, or portion thereof, the lease herewith authorized is in effect, Howell Farmer's Market Association, LLC shall be required to submit to the Township Manager and Township Chief Financial Officer a report containing the following information:

- A. The activities to which the leasehold was put during that year;
- B. The activities taken by Howell Farmer's Market Association, LLC in furtherance of the public purposes as identified in this ordinance;
- C. The approximate value or cost, if any, of the activities undertaken by Howell Farmer's Market Association, LLC in furtherance of such public purposes;

**SECTION 4.** The Mayor and Clerk are hereby authorized and directed to execute any and all such documents and undertake any and all such acts as necessary and prudent to effectuate to the terms of this ordinance, including the execution of a lease agreement with Howell Farmer's Market Association, LLC pursuant to the terms hereof and as approved by the Township Attorney as to form and substance.



**SECTION 5.** If any section, paragraph, subsection, clause or provision of this ordinance shall be adjudged by the Courts to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause or provision so adjudged and the remainder of this ordinance shall be deemed valid and effective.

**SECTION 6.** All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of such inconsistency.

**SECTION 7.** This Ordinance shall take effect upon passage, publication and as required by law. And that upon effective passage the Mayor or Deputy Mayor are authorized to execute the Lease on behalf of the Township.

**NOTICE**

The ordinance published herewith was introduced and passed on first reading by the Township Council of the Township of Howell on February 4, 2020 and will be further considered for final passage and adoption at the Township Municipal Building located at 4567 Route 9 North, Howell, NJ on February 18, 2020 at 6:30 p.m. or as soon thereafter as the matter can be reached on the agenda, at which time and place all persons interested therein shall be given an opportunity to be heard and during the week prior thereto, and up to and including the date of such meeting, copies of said Ordinance will be available at the Clerk's Office in the Township of Howell Municipal Building to the members of the general public who shall request the same.

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**ALLISON CIRANNI, MUNICIPAL CLERK**

This is to certify that the foregoing Ordinance was adopted by the Township Council at a regular meeting of the Township of Howell held on February 18, 2020.

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**ALLISON CIRANNI, MUNICIPAL CLERK**

*The effective date of this ordinance is March 9, 2020.*

**EXPLANATORY STATEMENT:** An Ordinance of the Township of Howell authorizing the execution of lease agreements with the Howell Farmer's Market Association, LLC pursuant to *N.J.S.A.* 40A:12-14(c), 15, and 15.1.

**TOWNSHIP OF HOWELL**

**ORDINANCE COVER PAGE**

Ordinance No. O-20-4

**INTRODUCTION**

February 4, 2020

**PUBLIC HEARING & ADOPTION**

February 18, 2020

**AGENDA ITEM NUMBER**

10.2

**ORDINANCE NO. O-20-4**

**AN ORDINANCE OF THE TOWNSHIP OF HOWELL  
AMENDING CHAPTER 7, SCHEDULE VII THROUGH  
STREETS OF THE REVISED GENERAL ORDINANCES OF  
THE TOWNSHIP OF HOWELL**

**BE IT HEREBY ORDAINED** by the Township Council of the Township of Howell that Chapter 7, Schedule VII Through Streets of the Revised General Ordinances of the Township of Howell is hereby amended as follows:

**NOTE:** The amended figures for Chapter 7, Schedule I No Parking, and Schedule IV Time Limit Parking are set forth below. All additions are shown in **bold italics with underlines**. All ~~deletions~~ are shown in ~~**bold italics with strikeouts**~~. All other portions of Chapter 7 Schedule I No Parking and Schedule IV Time Limit Parking will remain unchanged.

Chapter 7, Schedule VII Through Streets shall be amended to include the following:

In accordance with the provisions of subsection 7-6.1, the following described streets or parts of streets are hereby designated as through streets. Stop signs shall be installed on the near right side of each street intersecting the through street except where yield signs are provided for in the designations.

**Kenmore Road**

**Entire length**

**Traymore Road**

**Entire length**

**SECTION 2. REPEALER**

The remainder of all other sections and subsections of the aforementioned ordinance not specifically amended by this Ordinance shall remain in full force and effect.

**SECTION 3. INCONSISTENT ORDINANCES**

All other Ordinances or parts thereof inconsistent with the provisions of this Ordinance are hereby repealed as to such inconsistency.

**SECTION 4. SEVERABILITY**

If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of this Ordinance shall be deemed valid and effective.

**SECTION 5. EFFECTIVE DATE**

This Ordinance shall take effect upon its passage and publication according to law.

**NOTICE**

The Ordinance published herewith was introduced and passed on first reading by the Township Council of the Township of Howell on February 4, 2020 and will be further considered for final passage and adoption at the Township Municipal Building on 4567 Route 9 North, Howell, New Jersey on February 18, 2020 at 7:30 p.m. or as soon thereafter as the matter can be reached on the Agenda, at which time and place all persons interested therein shall be given an opportunity to be heard and during the week prior thereto, and up to, and including, the date of such meeting, copies of said Ordinance will be available at the Clerk's Office in the Township of Howell Municipal Building to the members of the general public who shall request same.

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Allison Ciranni, Municipal Clerk

This is to certify that the foregoing Ordinance was adopted by the Township Council at a regular meeting of the Township of Howell held on February 18, 2020.

---

Allison Ciranni, Municipal Clerk

*The effective date of this ordinance is March 9, 2020.*

**EXPLANATORY STATEMENT:** An Ordinance by the Township Council of the Township of Howell Amending Chapter 7, Schedule VII Through Streets of the Revised General Ordinances of the Township of Howell to indicate that Kenmore Road and Traymore Road shall be designated through streets for their entire lengths.