

FINAL AGENDA

HOWELL TOWNSHIP COUNCIL REGULAR MEETING AGENDA

TUESDAY, JUNE 9, 2020

Regular Session 5:00 PM

Howell Township Municipal Building, Main Meeting Room

4567 Route 9 North, Howell, NJ

(Last updated 6/8/2020 4:00 PM)

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

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**
 - May 19, 2020 Regular Meeting
6. **REPORTS OF TOWNSHIP OFFICIALS**
7. **DISCUSSION**
8. **HEARING OF CITIZENS (1 Hour)**
& PUBLIC COMMENT ON CONSENT AGENDA ITEMS

In an effort to allow for public participation, we would ask that residents contact 732-938-4500 x2155 or email PublicAccess@twp.howell.nj.us. You may leave your comments or questions in either forum; they will then be read into the record and addressed as appropriate. While we realize this is not a perfect solution; these are trying times and we, like many other towns, must create innovative methods to accomplish what would normally be considered routine tasks.

9. CONSENT AGENDA ITEMS (*)

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

9A RESOLUTIONS

- *R-20-197 **9A.1 Authorize Waiver of \$50.00 application fee established by Resolution R-20-196 until October 1, 2020**
Explanatory Statement:
 This Resolution authorizes waiving the \$50.00 application fee established by Resolution R-20-196, pertaining to Sidewalk Sales, Outdoor Dining, and Signage, until October 1, 2020.
- *R-20-198 **9A.2 Authorize Howell Township Tax Collector to prepare and mail Estimated Tax Bills in accordance with P.L. 1994, C.72**
Explanatory Statement:
 This Resolution authorizes the Howell Township Tax Collector to prepare and mail Estimated Tax Bills in accordance with P.L. 1994, C.72.
- *R-20-199 **9A.3 Authorize Additional Not-to-Exceed Limitation to GluckWalrath LLP with Regard to Duties as Special Counsel, \$20,000.00**
Explanatory Statement:
 This Resolution authorizes an additional Not-to-Exceed Limitation to GluckWalrath LLP with regard to duties as Special Counsel, in the amount of \$20,000.00.
- *R-20-200 **9A.4 Authorize Issuance of a Temporary Use Permit for Keystone Novelties Distributors, LLC in accordance with Howell Township Zoning Board of Adjustment Recommendation of May 18, 2020, Block 137 Lot 53.01, 1002 Route 9**
Explanatory Statement:
 This Resolution authorizes the Issuance of a Temporary Use Permit for Keystone Novelties Distributors, LLC in accordance with Howell Township Zoning Board of Adjustment Recommendation of May 18, 2020, Block 137 Lot 53.01, 1002 Route 9.
- *R-20-201 **9A.5 Authorize Issuance of a Temporary Use Permit for Keystone Novelties Distributors, LLC in accordance with Howell Township Zoning Board of Adjustment Recommendation of May 18, 2020, Block 183 Lots 77 and 77.01, 1175 Route 33 (at intersection of Colts Neck Road)**
Explanatory Statement:
 This Resolution authorizes the Issuance of a Temporary Use Permit for Keystone Novelties Distributors, LLC in accordance with Howell Township Zoning Board of Adjustment Recommendation of May 18, 2020, Block 183 Lots 77 and 77.01, 1175 Route 33 (at intersection of Colts Neck Road).

- *R-20-202 **9A.6 Authorize Return of Supplemental Landscape Guarantee, Majestic Contracting/M.W., Inc., Block 42 Lot 75.05, 6 Hummingbird Court, part of Evergreen Estates, Case No. SD-2867A, \$2,500.00**
Explanatory Statement:
 This Resolution authorizes the Return of Supplemental Landscape Guarantee, Majestic Contracting/M.W., Inc., Block 42 Lot 75.05, 6 Hummingbird Court, part of Evergreen Estates, Case No. SD-2867A, in the amount of \$2,500.00.
- *R-20-203 **9A.7 Authorize Return of Stabilization (Winter) Guarantee, Emes Equities, LLC/Hollywood Oaks, LLC, Minor Subdivision, Block 25 Lot 1, Hollywood Ave, Case No. SD-2971, \$1,500.00**
Explanatory Statement:
 This Resolution authorizes the Return of a Stabilization (Winter) Guarantee, Emes Equities, LLC/Hollywood Oaks, LLC, Minor Subdivision, Block 25 Lot 1, Hollywood Ave, Case No. SD-2971, in the amount of \$1,500.00.
- *R-20-204 **9A.8 Authorize the Township of Howell's Participation in the Monmouth County Municipal Coronavirus Relief Fund Program**
Explanatory Statement:
 This Resolution authorizes the Township of Howell's participation in the Monmouth County Municipal Coronavirus Relief Fund Program.
- *R-20-205 **9A.9 Authorize Adjustment of Public Bidding Threshold Pursuant to N.J.S.A. 40A:11-3(c)**
Explanatory Statement:
 This Resolution authorizes the Township to increase the bid threshold from \$40,000.00 to \$44,000.00 pursuant to N.J.S.A. 40A:11-3(c).
- *R-20-206 **9A.10 Authorize Return of Restoration Guarantee for a Road Opening Permit, NJ Natural Gas Company, 32 Hollywood Ave, Block 204 Lot 4, Permit No. RO-16-119, \$1,000.00**
Explanatory Statement:
 This Resolution authorizes the return of a Restoration Guarantee for a Road Opening Permit, NJ Natural Gas Company, 32 Hollywood Ave, Block 204 Lot 4, Permit No. RO-16-119, in the amount of \$1,000.00.
- *R-20-207 **9A.11 Authorize Return of Restoration Guarantee for a Road Opening Permit, NJ Natural Gas Company, 18 Crestview Court, Block 177 Lot 70.02, Permit No. RO-17-201, \$1,000.00**
Explanatory Statement:
 This Resolution authorizes the return of a Restoration Guarantee for a Road Opening Permit, NJ Natural Gas Company, 18 Crestview Court, Block 177 Lot 70.02, Permit No. RO-17-201, in the amount of \$1,000.00.

- *R-20-208 **9A.12 Authorize Return of Restoration Guarantee for a Road Opening Permit, NJ Natural Gas Company, 1217 West Farms Road, Block 136 Lot 2.02, Permit No. RO-18-192, \$1,000.00**
Explanatory Statement:
This Resolution authorizes the return of a Restoration Guarantee for a Road Opening Permit, NJ Natural Gas Company, 1217 West Farms Road, Block 136 Lot 2.02, Permit No. RO-18-192, in the amount of \$1,000.00.
- *R-20-209 **9A.13 Authorize Return of Restoration Guarantee for a Road Opening Permit, NJ Natural Gas Company, 18 Arlington Drive, Block 35.11 Lot 11, Permit No. RO-18-200, \$500.00**
Explanatory Statement:
This Resolution authorizes the return of a Restoration Guarantee for a Road Opening Permit, NJ Natural Gas Company, 18 Arlington Drive, Block 35.11 Lot 11, Permit No. RO-18-200, in the amount of \$500.00.
- *R-20-210 **9A.14 Authorize Return of Inspection Escrow Funds, NJ Natural Gas Company, Oak Glen Rd, Preventorium Rd, Maxim Rd, Road Opening: RO-14-163, \$2,786.75**
Explanatory Statement:
This Resolution authorizes the return of Inspection Escrow Funds, NJ Natural Gas Company, Oak Glen Rd, Preventorium Rd, Maxim Rd, Road Opening: RO-14-163, in the amount of \$2,786.75.
- *R-20-211 **9A.15 Authorize Acceptance of Performance Guarantee, NJ Natural Gas Company, Training Facility, Block 177 Lots 5.01 & 6, Fairfield Road, Case No. SP-1058**
Explanatory Statement:
This Resolution authorizes the acceptance of a Performance Guarantee, NJ Natural Gas Company, Training Facility, Block 177 Lots 5.01 & 6, Fairfield Road, Case No. SP-1058.
- *R-20-212 **9A.16 Authorize Return of Unused Planning Board Escrow Funds, Mario Ercolino, Block 185 Lot 73, 277 Colts Neck Road (between Route 33 and Farmingdale Parkway), Case No. SD-2980 M&M and G&C Ercolino, \$660.41**
Explanatory Statement:
This Resolution authorizes the return of unused Planning Board Escrow Funds, Mario Ercolino, Block 185 Lot 73, 277 Colts Neck Road (between Route 33 and Farmingdale Parkway), Case No. SD-2980 M&M and G&C Ercolino, in the amount of \$660.41.

- *R-20-213 **9A.17 Authorize Return of Unused Planning Board Escrow Funds, Desai Development Corp, Block 175 Lots 46, 46.01, 47 & 48, Howell Road (Five Points Road) (between Route 33 and Tobi Court), Case No. C163-018 Desai Concept Plan Review, \$92.50**
Explanatory Statement:
This Resolution authorizes the return of unused Planning Board Escrow Funds, Desai Development Corp, Block 175 Lots 46, 46.01, 47 & 48, Howell Road (Five Points Road) (between Route 33 and Tobi Court), Case No. C163-018 Desai Concept Plan Review, in the amount of \$92.50.
- *R-20-214 **9A.18 Authorize Return of Unused Planning Board Escrow Funds, Quick Chek Corporation and Affiliated Entities, Block 185 Lot 49, Route 33 at the Intersection of Colts Neck Road, Case No. C164-008 Quick Check Council Zoning, \$3,412.55**
Explanatory Statement:
This Resolution authorizes the return of unused Planning Board Escrow Funds, Quick Chek Corporation and Affiliated Entities, Block 185 Lot 49, Route 33 at the Intersection of Colts Neck Road, Case No. C164-008 Quick Check Council Zoning, in the amount of \$3,412.55.
- *R-20-215 **9A.19 Authorize Release and Transfer of Unused Water and Sanitary Sewer Review Escrow Funds, Hawke Point, Janice & Perry Willett, Block 35.87 Lots 86, 87, 88, 89, Oak Glen Road, \$621.83**
Explanatory Statement:
This Resolution authorizes the release and transfer of Unused Water and Sanitary Sewer Review Escrow Funds, Hawke Point, Janice & Perry Willett, Block 35.87 Lots 86, 87, 88, 89, Oak Glen Road, in the total amount of \$621.83.
- *R-20-216 **9A.20 Authorize Acceptance of Performance Guarantee, JPMorgan Chase Bank, N.A., Block 54.01 Lot 8, US Highway 9 & Aldrich Road, Case No. SP-1062**
Explanatory Statement:
This Resolution authorizes the acceptance of a Performance Guarantee, JPMorgan Chase Bank, N.A., Block 54.01 Lot 8, US Highway 9 & Aldrich Road, Case No. SP-1062.
- *R-20-217 **9A.21 Authorize Return of Unused Water and Sanitary Sewer Review Escrow Funds, Mario Ercolino, Minor Subdivision, Block 185 Lot 73, 277 Colts Neck Road**
Explanatory Statement:
This Resolution authorizes the return of unused Water and Sanitary Sewer Review Escrow Funds, Mario Ercolino, Minor Subdivision, Block 185 Lot 73, 277 Colts Neck Road in the amounts of \$407.48 and \$268.70, respectively.

- *R-20-218 **9A.22 Authorize Return of Driveway, Stabilization and As-Built Guarantees, Drew Bagarozy, Single Family Dwelling, Block 215 Lot 1.02, 67 Hollywood Avenue, Permit No. ENG-18-193**
Explanatory Statement:
This Resolution authorizes the return of Driveway, Stabilization and As-Built Guarantees, Drew Bagarozy, Single Family Dwelling, Block 215 Lot 1.02, 67 Hollywood Avenue, Permit No. ENG-18-193, in the amounts of \$4,000.00, \$1,500.00, and \$1,000.00, respectively.
- *R-20-219 **9A.23 Authorize Return of Planning Board and Inspection Escrow Funds, Bendor, LLC, Block 25 Lots 20 & 21 (new lot 20.01), Case No. SP-1001**
Explanatory Statement:
This Resolution authorizes the return of Planning Board and Inspection Escrow Funds, Bendor, LLC, Block 25 Lots 20 & 21 (new lot 20.01), Case No. SP-1001, in the amounts of \$398.67 and \$126.14, respectively.
- *R-20-220 **9A.24 Authorize Tax and Utility Collector to cancel 2020 Balances and Credits of less than \$5.00**
Explanatory Statement:
This Resolution authorizes the Tax and Utility Collector to cancel 2020 Balances and Credits of less than \$5.00.
- *R-20-221 **9A.25 Authorize Application and Acceptance of a Grant Provided by the CDC Foundation for COVID-19 Supplies**
Explanatory Statement:
This Resolution authorizes the application and acceptance of a Grant provided by the CDC Foundation for COVID-19 Supplies.
- *R-20-222 **9A.26 Authorize Release and Transfer of Planning Board, Inspection, Water Review and Sanitary Sewer Review Escrow Funds, L&L Paving Co, Inc., L&L Paving, Block 177 Lots 62 & 64, Case No. SP-1026 & SP-1026A**
Explanatory Statement:
This Resolution authorizes the release and transfer of Planning Board, Inspection, Water Review, and Sanitary Sewer Review Escrow Funds, L&L Paving Co, Inc., L&L Paving, Block 177 Lots 62 & 64, Case No. SP-1026 & SP-1026A, in the amounts of \$618.25, \$2,625.64, \$656.16, and \$543.63, respectively.
- R-20-223 **9A.27 Authorize Amendment to the 2020 Temporary Budget**
(This will require a separate vote.)
Explanatory Statement:
This Resolution provides for emergency temporary appropriations made to the 2020 temporary budget.

- *R-20-224 **9A.28 Authorize Execution of a Shared Services Agreement, Western Monmouth Active Shooter Training Group**
Explanatory Statement:
 This Resolution authorizes Howell Township to execute a Shared Services Agreement – Western Monmouth Active Shooter Training Group – comprised of Freehold Township, Freehold Borough, Manalapan Township, Howell Township, Colts Neck Township, Englishtown Borough, Allentown Borough, Marlboro Township and the Monmouth County Sheriff’s Department.
- *R-20-225 **9A.29 Authorize Refund of Recreational Program Fees**
Explanatory Statement:
 This Resolution authorizes the refund of Recreational Program Fees to various individuals.
- *R-20-226 **9A.30 Authorize Award of Contract, 2020-2021 Curb & Apron - Contract #20-09 to T. Fiotakis Construction, LLC, \$756,200.00**
Explanatory Statement:
 This Resolution authorizes an Award of Contract, 2020-2021 Curb & Apron - Contract #20-09, to T. Fiotakis Construction, LLC, in the amount of \$756,200.00, as authorized in 2019.
- *R-20-227 **9A.31 Authorize Award of Contract, 2020 Capital Program #2 – Developments - Contract #20-11 to Meco, Inc., \$1,364,000.95**
Explanatory Statement:
 This Resolution authorizes an Award of Contract, 2020 Capital Program #2 – Developments – Contract #20-11 to Meco, Inc., in the amount of \$1,364,000.95, as authorized in 2019.
- *R-20-228 **9A.32 Authorize Award of Professional Service Contract, CME Associates, Professional Consulting Engineering Services, 2020 Capital Program #2 – Developments, Not to Exceed \$114,800.00**
Explanatory Statement:
 This Resolution authorizes an Award of Professional Service Contract to CME Associates, the Township of Howell’s Consulting Engineer for Professional Consulting Engineering Services related to the 2020 Capital Program #2 – Developments, not to exceed \$114,800.00, as authorized in 2019.

9B MOTIONS

- 9B.1 Appoint Members to Business Recovery Task Force, for a term ending December 31, 2020**
Township Council Appointment

10. PUBLIC HEARINGS ON ORDINANCES
 None

11. INTRODUCTION OF ORDINANCES

- O-20-12 11.1 **Amend Chapter 188 Land Use, Article XXV Nonresidential Community Design Standards, Section 225 Streetscape Design Principles, Subsection G Sidewalks of the Revised General Ordinances of the Township of Howell**
(Introduction on June 9, 2020)
(Public Hearing & Adoption on July 14, 2020)
Explanatory Statement:
 An Ordinance by the Township Council of the Township of Howell Amending Chapter 188-225 to remove the requirement of payment into the sidewalk trust fund.
- O-20-13 11.2 **Amend Chapter 188 Land Use, Article XIV Residential Design Standards, Section 132 Sidewalks of the Revised General Ordinances of the Township of Howell**
(Introduction on June 9, 2020)
(Public Hearing & Adoption on July 14, 2020)
Explanatory Statement:
 An Ordinance by the Township Council of the Township of Howell Amending Chapter 188-132 to remove the requirement of payment into the sidewalk trust fund.
- O-20-14 11.3 **Amend Chapter 180, Invasive Plants, of the Revised General Ordinances of the Township of Howell**
(Introduction on June 9, 2020)
(Public Hearing & Adoption on July 14, 2020)
Explanatory Statement:
 An Ordinance by the Township Council of the Township of Howell Amending Chapter 180, Invasive Plants, to expand the list of invasive species and to clarify the enforcement mechanisms available to the Township and to adjacent property owners.

2020 MUNICIPAL BUDGET

Resolutions

R-20-161 **2020 Municipal Budget – Local Examination**

R-20-162 **2020 Municipal Budget – Read by Title Only**

Ordinance

O-20-6 **Exceed the Municipal Budget Appropriation Limits and Establish a CAP Bank**

(Introduction on March 3, 2020)

(Public Hearing & Adoption on June 9, 2020)

Explanatory Statement:

This Ordinance exceeds the Municipal Budget Appropriation Limits and Establishes a CAP Bank (N.J.S.A. 40A: 4-45.14).

Resolution

R-20-163 **Adoption of 2020 Municipal Budget**

12. UNFINISHED BUSINESS

13. INFORMATION

14. MEETING DATES:

Regular Meeting

-Tuesday, July 14, 2020

Executive Session 6:30 P.M.

Regular Session 7:30 P.M.

15. ADJOURNMENT 11:00 PM