1. **Meeting Called to Order**
Mayor Berger called this meeting to order at 7:02 PM.

2. **Opening Statement and Roll Call**
Deputy Township Clerk Ciranni read the opening statement. Adequate notice of the holding of this meeting of the Howell Township Council was provided for in the following manner: (1) By the posting of a copy of said notice upon the bulletin board in the Township Municipal Building on January 3, 2019. (2) By copy of said notice to the Tri Town News and Star Ledger for information and publication on January 3, 2019. (3) By the filing of a copy of said form of notice in the Township Clerk’s office on January 3, 2019. The public will be allowed to attend and will be allowed to participate pursuant to the Open Public Meetings Law. The public is reminded that civility and decorum will be maintained during the meeting. Any contracts awarded at this meeting, or between now and the next meeting will be required to comply with the requirements of Public Law 1975 Chapter 127 (NJAC 17:27).

Roll Call: Present: Mayor Theresa Berger, Deputy Mayor Evelyn O’Donnell, Councilman John Bonevich, Councilwoman Pamela Richmond, Councilman Thomas Russo. Also present: Township Manager Brian Geoghegan, Chief Financial Officer Louis Palazzo, Community Development Director James Herman, Township Attorney Joseph Clark, Assistant Finance Officer Alexis Caufield, Deputy Township Clerk Allison Ciranni.

3. **Executive Session**
There is a need to go into executive session for subjects to be discussed per N.J.S.A. 10:4-12, specifically under Litigation and Attorney-Client Privilege. The Township Council will reconvene in public session at 7:30 PM. Deputy Mayor O’Donnell made a motion, seconded by Councilwoman Richmond. Roll Call: Ayes: Councilman Bonevich, Councilwoman Richmond, Councilman Russo, Deputy Mayor O’Donnell, Mayor Berger. Meeting reconvened 7:38 PM.

Mayor Berger announced that the Executive Session Minutes from tonight’s meeting can be disclosed to the public at the next Regular Meeting, providing the need for confidentiality no longer exists.

4. **Pledge of Allegiance**
Moment of silence.

5. **Acceptance of Minutes of Previous Meetings**
   - March 19, 2019         Regular Meeting + Executive Session + Public Release
   - March 25, 2019         Special Meeting (2019 Budget)

Deputy Mayor O’Donnell made a motion to accept the above minutes, seconded by Councilwoman Richmond. Roll Call: Ayes: Councilman Bonevich, Councilwoman Richmond, Councilman Russo, Deputy Mayor O’Donnell, Mayor Berger.
6. Reports of Township Officials
Township Manager Geoghegan commented on Arbor Day observation in the schools. He also mentioned the Department of Public Works’ assistance with the driveway of the Howell Community Gardens and added that there is a resolution on the agenda this evening supporting a grant for a fence for same. Township Manager Geoghegan also stated that he has been approached by the Mayor of Farmingdale on expanding shared services with them and will keep the governing body updated. He also mentioned that he had received additional information on the MacKenzie House today and that the new members are putting together a plan of action; Township Attorney Clark sent notices to former Historical Society members putting them on notice about their non-compliance with the agreement and has not received a response at this time. Township Manager Geoghegan also stated that he received a notice today from New Jersey Department of Transportation about receiving a $250,000 grant for the Howell Road project. Community Development Director Herrman added that we applied for two grants, for West Fanns Road and Howell Road. We have received $250,000 for Howell Road. We can reduce the capital line item by $250,000 but still need $165,000 to do the project; we did not get the full amount asked for. We hope to start design work soon and have those roads paved this year.

Deputy Township Clerk Ciranni stated that changes on the agenda from Preliminary to Final Agenda include:

**Added to the Agenda**

Resolutions:
*R-19-132  9A.13 Oppose the formation of a Stormwater Utility pursuant to the Stormwater Act*
*R-19-133  9A.14 Authorize and Approve a Grant Application for the use of Open Space Funds for a portion of a Fencing and Expansion Project at the Howell Community Gardens, corner of Squankum Yellowbrook Road and Adelphia Road*

7. Discussion
None

8. Hearing of Citizens & Public Comment on Consent Agenda Items
Barbara Dixel, 62A Piazza Vittoria, The Villages. Mrs. Dixel asked for explanations on various agenda items. Mrs. Dixel stated she is against the appropriations cap increase. Mrs. Dixel questioned why Howell is not on a list of towns that received grant money for a program to prevent texting and driving. Deputy Mayor O’Donnell stated that Police Chief Kudrick takes a very strong stand against texting and driving and it will be fully enforced whether a grant was received or not.

Jerry Dixel, 62A Piazza Vittoria, The Villages. Mr. Dixel commented on the shuttle bus for the Senior Center, which is on the agenda this evening. Mr. Dixel said the bus is badly needed and thanked the governing body for approving it.
Don McGirr, Doris Avenue. Mr. McGirr spoke about past and current historical committee members and the MacKenzie House. There is a tentative list of officers who can function until an election can be held. Further discussion amongst Councilmembers and Township Attorney about the MacKenzie House.

Cathy McKee, 35 Merrick Road. Ms. McKee thanked Mr. McGirr for everything he has done. She mentioned that the Historical Society did all the work on the Ardena Schoolhouse. Ms. McKee stated that Arbor Day is approaching and she hopes something can be worked out with the Shade Tree Commission in a timely manner.

Joe DiBella, 41 Lions Court. Mr. DiBella spoke about former and current governing bodies, Shade Tree Commission, and the Township Manager’s contract.

Paul Dorato, 27 Firestone Drive. Mr. Dorato addressed a comment to former Mayor Joe DiBella.

Joan Osborne, 28 Bronia Street. Ms. Osborne addressed resolution R-19-132; discussed and explained the Stormwater Utility Act. Councilman Russo, Township Attorney Clark, and Township Manager Geoghegan discussed stormwater ordinance that is currently on the Township’s books. Councilman Russo is concerned about double taxation for the same service. Further discussion with Community Development Director Herrman. Official DEP guidelines will be coming out in approximately late September 2020. Councilman Bonevich stated his interpretation is that this law is intended to put the burden on large corporations. Lengthy discussion on stormwater utilities and potential effect on residents and businesses.

Sandra Solly, Birdsall Road. Ms. Solly asked for clarity and transparency with new Historical Society. Ms. Solly questioned various items from a November 2018 agenda. Community Development Director Herrman responded.

Leigh Shaffer, 2 Ardmore Road. Ms. Shaffer is excited to be able to move forward with a new Historical Society. Ms. Shaffer also explained her role in helping to save historic homes in Farmingdale. Mayor Berger thanked the individuals involved with the new Historical Society for the work that they have done.

Joan Osborne, 28 Bronia Street. Ms. Osborne addressed comments made earlier by Mr. DiBella. Ms. Osborne complimented Mayor Berger and the way residents are treated by the governing body.

Jerry Barron, 37 Danella Way. Mr. Barron mentioned the resolution for the Community Garden fence. He thanked the governing body and hopes they pass it.

Close Hearing of Citizens
9. Consent Agenda

Councilman Bonevich made a motion to approve the Consent Agenda, excluding Resolution 9A.13, seconded by Deputy Mayor O’Donnell. Roll Call: Ayes: Councilman Bonevich, Councilwoman Richmond, Councilman Russo, Deputy Mayor O’Donnell, Mayor Berger.

Resolutions
R-19-120 9A.1 Authorize Refund of Overpaid Taxes
R-19-121 9A.2 Authorize Participation in the National Cooperative Purchasing Alliance (NCPA)
R-19-122 9A.3 Authorize Award of Contract, (1) 24 Passenger Shuttle Bus for the Senior Services Department, Rohrer Enterprises, Inc., $66,492.00
R-19-123 9A.4 Authorize Purchase of a Peterbilt 348 Tandem Axle Cab and Chassis with options for the Department of Public Works in the amount of $211,713.50 through participation in the Sourcewell National Cooperative
R-19-124 9A.5 Authorize Return of Restoration Guarantee for Road Opening Permit RO-18-035, Jean Mareino-McGowan, Block 62, Lot 22, 4 Hemlock Road, $1,000.00
R-19-125 9A.6 Authorize Release of Maintenance Guarantee, Five Points Business Park, LLC, Autism Center, Block 169, Lot 1.11, Route 33 & Oakerson Road, Case No. BA-13-04
R-19-126 9A.7 Authorize Release of Performance Guarantee and Waiver of Maintenance Guarantee, All Green Law & Landscaping, LLC, Block 109, Lot 33, 634 Fort Plains Road, Case No. BA-12-13
R-19-127 9A.8 Authorize Appointment of Designated Signatory for documents to implement the Firefighter Certification Program
R-19-128 9A.9 Authorize Appointment of Recycling Coordinator for the Township of Howell
R-19-129 9A.10 Authorize Refund of Construction Permit Application #2019-0567, Jacobs, Block 42, Lot 22, Oak Glen Road, $1,207.00
R-19-130 9A.11 Authorize Release of Maintenance Guarantee, Quick Chek, Block 185, Lots 49 & 49.02 (New Lot 49.03), Route 33 & Colts Neck Road, Case No. SP-975
R-19-132 9A.13 Tabled
R-19-133 9A.14 Authorize and Approve a Grant Application for the use of Open Space Funds for a portion of a Fencing and Expansion Project at the Howell Community Gardens, Corner of Squankum Yellowbrook Road & Adelphia Road
Motions

9B.1 Appoint Member to the Municipal Alliance, 1 Year Unexpired Term expires 12/31/2019 (Township Council appointment)

Deputy Mayor O’Donnell made a motion to appoint Kenneth Pecoraro to a one year unexpired term with the Municipal Alliance, seconded by Councilman Bonevich. Roll Call: Ayes: Councilman Bonevich, Councilwoman Richmond, Councilman Russo, Deputy Mayor O’Donnell, Mayor Berger.

10. Public Hearing on Ordinances

10.1 O-19-16 Amend Chapter 188, Land Use, Accessory Structures, Pool Cabanas

Mayor Berger read Ordinance Adoption Statement. Ordinance No. O-19-16 introduced and passed on first reading on 3/19/19 and published, according to law, is now being taken up for further consideration and public hearing. Affidavit of publication of this ordinance in the Asbury Park Press on 3/22/19 and is submitted and it is noted that a copy of the ordinance has been posted on the bulletin board in the municipal building and that copies were available to the general public upon request.

Deputy Township Clerk Ciranni read title of ordinance. AN ORDINANCE AMENDING CHAPTER 188 LAND USE, ARTICLE III ACCESSORY BUILDINGS AND MISCELLANEOUS STRUCTURES, SECTION 11, ENTITLED ACCESSORY BUILDINGS OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF HOWELL

Public Hearing on Ordinance O-19-16

No public comment.

Councilman Russo made a motion to adopt Ordinance O-19-16 and that notice of its passage and adoption be published in the 4/5/19 issue of the Asbury Park Press, seconded by Councilman Bonevich. Roll Call: Ayes: Councilman Bonevich, Councilwoman Richmond, Councilman Russo, Deputy Mayor O’Donnell, Mayor Berger.

10.2 O-19-17 Amend Chapter 188-12, Land Use, Accessory Structures, Fences on Corner Lots

Mayor Berger read Ordinance Adoption Statement. Ordinance No. O-19-17 introduced and passed on first reading on 3/19/19 and published, according to law, is now being taken up for further consideration and public hearing. Affidavit of publication of this ordinance in the Asbury Park Press on 3/22/19 and is submitted and it is noted that a copy of the ordinance has been posted on the bulletin board in the municipal building and that copies were available to the general public upon request.

Deputy Township Clerk Ciranni read title of ordinance. AN ORDINANCE AMENDING CHAPTER 188 LAND USE, ARTICLE III ACCESSORY BUILDINGS AND MISCELLANEOUS STRUCTURES, SECTION 12, ENTITLED FENCES AND WALLS OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF HOWELL
Public Hearing on Ordinance O-19-17
No public comment.

Councilman Russo made a motion to adopt Ordinance O-19-17 and that notice of its passage and adoption be published in the 4/5/19 issue of the Asbury Park Press, seconded by Deputy Mayor O’Donnell. Roll Call: Ayes: Councilman Bonevich, Councilwoman Richmond, Councilman Russo, Deputy Mayor O’Donnell, Mayor Berger.

10.3 O-19-18 Amend Chapter 188-36, Land Use, Corner Lots, Definition of Accessory Structures
Mayor Berger read Ordinance Adoption Statement. Ordinance No. O-19-18 introduced and passed on first reading on 3/19/19 and published, according to law, is now being taken up for further consideration and public hearing. Affidavit of publication of this ordinance in the Asbury Park Press on 3/22/19 and is submitted and it is noted that a copy of the ordinance has been posted on the bulletin board in the municipal building and that copies were available to the general public upon request.

Deputy Township Clerk Ciranni read title of ordinance. AN ORDINANCE AMENDING CHAPTER 188 LAND USE, ARTICLE V LOTS AND YARDS, SECTION 36, ENTITLED CORNER LOTS OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF HOWELL

Public Hearing on Ordinance O-19-18
Barbara Dixel, 62A Piazza Vittoria, The Villages. Mrs. Dixel questioned how this ordinance would affect gas stations and such businesses on corner lots. Community Development Director Herrman explained that the ordinance defines a corner lot when a house on a corner faces both streets.

Close Hearing of Citizens


10.4 O-19-19 Amend Chapter 188-4, Land Use, Definition Update, Mother Daughter and Pool Cabanas
Mayor Berger read Ordinance Adoption Statement. Ordinance No. O-19-19 introduced and passed on first reading on 3/19/19 and published, according to law, is now being taken up for further consideration and public hearing. Affidavit of publication of this ordinance in the Asbury Park Press on 3/22/19 and is submitted and it is noted that a copy of the ordinance has been posted on the bulletin board in the municipal building and that copies were available to the general public upon request.
Deputy Township Clerk Ciranni read title of ordinance. AN ORDINANCE AMENDING CHAPTER 188 LAND USE, ARTICLE I TITLE; PURPOSE; DEFINITIONS, SECTION 4, ENTITLED DEFINITIONS AND RULES OF GENERAL APPLICABILITY OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF HOWELL

Public Hearing on Ordinance O-19-19
No public comment.


10.5 O-19-20 Amend Chapter 188, Land Use, Guarantees, Inspections and Off-Tract Improvements
Mayor Berger read Ordinance Adoption Statement. Ordinance No. O-19-20 introduced and passed on first reading on 3/19/19 and published, according to law, is now being taken up for further consideration and public hearing. Affidavit of publication of this ordinance in the Asbury Park Press on 3/22/19 and is submitted and it is noted that a copy of the ordinance has been posted on the bulletin board in the municipal building and that copies were available to the general public upon request.

Deputy Township Clerk Ciranni read title of ordinance. ORDINANCE OF THE TOWNSHIP OF HOWELL, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING ARTICLE VII OF THE TOWNSHIP CODE, ENTITLED "GUARANTEES, INSPECTIONS AND OFF-TRACT IMPROVEMENTS"

Public Hearing on Ordinance O-19-20
No public comment.

Councilman Bonevich made a motion to adopt Ordinance O-19-20 and that notice of its passage and adoption be published in the 4/5/19 issue of the Asbury Park Press, seconded by Councilwoman Richmond. Roll Call: Ayes: Councilman Bonevich, Councilwoman Richmond, Councilman Russo, Deputy Mayor O’Donnell, Mayor Berger.

10.6 O-19-21 Purchase of Land, Block 42, Lot 88, Lakewood-Allenwood Road, Open Space
Mayor Berger read Ordinance Adoption Statement. Ordinance No. O-19-21 introduced and passed on first reading on 3/19/19 and published, according to law, is now being taken up for further consideration and public hearing. Affidavit of publication of this ordinance in the Asbury Park Press on 3/22/19 and is submitted and it is noted that a copy of the ordinance has been posted on the bulletin board in the municipal building and that copies were available to the general public upon request.
Deputy Township Clerk Ciranni read title of ordinance. **AN ORDINANCE OF THE TOWNSHIP OF HOWELL AUTHORIZING THE ACQUISITION OF LAND KNOWN AS BLOCK 42, LOT 88 ON THE TAX MAP OF HOWELL FOR THE PURPOSE OF OPEN SPACE**

Public Hearing on Ordinance O-19-21

Sandra Solly, Birdsall Road. Ms. Solly asked how much this land purchase would cost. Township Attorney Clark stated that it is currently in negotiations but the asking price is $450,0000. Councilman Russo stated that Open Space funds will be used so it will not affect taxpayers.

Close Hearing of Citizens

Councilman Russo made a motion to adopt Ordinance O-19-21 and that notice of its passage and adoption be published in the 4/5/19 issue of the Asbury Park Press, seconded by Councilman Bonevich. Roll Call: Ayes: Councilman Bonevich, Councilwoman Richmond, Councilman Russo, Deputy Mayor O’Donnell, Mayor Berger.

11. Introduction of Ordinances

None

2019 Municipal Budget

Ordinance Introduction

O-19-22 Exceed the Municipal Budget Appropriation Limits and Establish a CAP Bank

Councilwoman Richmond read Ordinance Introduction Statement. Motion to introduce Ordinance No. O-19-22 on first reading by title and to order the same to be published in the 4/5/19 issue of the Asbury Park Press together with notice of its introduction and passage on first reading by title only, and that it will be further considered for final passage after public hearing at a meeting of the Township Council to be held on 5/7/19 at 7:30 PM, prevailing time, in the Municipal Building. Deputy Mayor O’Donnell seconded the motion.

Deputy Township Clerk Ciranni read title of ordinance. **ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)**

Roll Call: Ayes: Councilman Bonevich, Councilwoman Richmond, Councilman Russo, Deputy Mayor O’Donnell, Mayor Berger.

R-19-134 Introduction of the 2019 Municipal Budget

Deputy Mayor O’Donnell made a motion to introduce the 2019 Municipal Budget, seconded by Councilwoman Richmond. Roll Call: Ayes: Councilman Bonevich, Councilwoman Richmond, Councilman Russo, Deputy Mayor O’Donnell, Mayor Berger.
12. Unfinished Business
None

13. Information
None

14. Meeting Dates

Regular Meeting - Tuesday, April 16, 2019
Executive Session 6:30 P.M.
Regular Session 7:30 P.M.

15. Adjournment
Councilwoman Richmond made a motion to adjourn the meeting, seconded by Councilman Bonevich. Roll Call: Ayes: Councilman Bonevich, Councilwoman Richmond, Councilman Russo, Deputy Mayor O’Donnell, Mayor Berger. Meeting adjourned at 9:40 PM.

Allison Ciranni
Deputy Township Clerk
Township of Howell
Present: Mayor Theresa Berger, Deputy Mayor Evelyn O’Donnell, Councilman John Bonevich, Councilwoman Pamela Richmond, Councilman Thomas Russo. Also present: Township Manager Brian Geoghegan, Community Development Director Jim Herrman, Township Attorney Joseph Clark, Deputy Township Clerk Allison Ciranni.

Litigation -

Attorney Client Privilege-

Motion to adjourn, moved by Deputy Mayor O’Donnell, seconded by Councilwoman Richmond. All aye. Meeting adjourned at 7:35 P.M.

Allison Ciranni
Deputy Township Clerk
Township of Howell

ORIGINAL MINUTES APPROVED
ON: 5/7/2019