

**1. Meeting Called to Order**

Mayor Berger called this meeting to order at 5:00 PM.

**2. Opening Statement and Roll Call**

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 8, 2020. (2) By copy of said notice to the Asbury Park Press, Tri Town News and Star Ledger for information and publication on January 8, 2020. (3) By the filing of a copy of said form of notice in the Township Clerk's office on January 8, 2020. The public will be allowed to participate electronically pursuant to the Open Public Meetings Law. 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, Township Attorney Joseph Clark, Chief Financial Officer Louis Palazzo, Township Clerk Allison Ciranni.

**3. Pledge of Allegiance to the Flag**

**4. Invocation**

Pastor Chris McCarrick of Cornerstone Calvary Chapel said a prayer for Howell Township in recognition of National Day of Prayer, May 7, 2020.

**5. Acceptance of Minutes of Previous Meetings**

- March 24, 2020 Regular Meeting

Deputy Mayor O'Donnell made a motion to accept the above minutes, seconded by Councilman Bonevich. Roll Call: Ayes: Councilman Bonevich, Councilwoman Richmond, Councilman Russo, Deputy Mayor O'Donnell, Mayor Berger.

- April 7, 2020 Regular Meeting

Deputy Mayor O'Donnell made a motion to accept the above minutes, seconded by Councilman Bonevich. Roll Call: Ayes: Councilman Bonevich, Councilwoman Richmond, Councilman Russo, Deputy Mayor O'Donnell, Mayor Berger.

**6. Reports of Township Officials**

*Proclamation – Mrs. Rose Perrotta's 106<sup>th</sup> Birthday*

*Proclamation – Honoring Healthcare Workers*

*Proclamation – International Firefighters Day, May 4, 2020*

*Proclamation – Teacher Appreciation Day, May 5, 2020*

*Proclamation – Building Service Workers Appreciation Day, May 5, 2020*

*Proclamation – National Nurses' Day, May 6, 2020*

### ***7. Discussion***

Mayor Berger discussed being able to extend the tax grace period. She worked with the Governor as well as Senate Majority Conference Leader Vin Gopal who were able to help us because they knew we wanted to help our citizens. Mayor Berger stated that our sewer program is working – there is a resident whose well went dry and we were bringing water over to her every couple of days but we got her into the sewer fund for Freewood Acres. Mayor Berger added she believes they are going to start the process next week. She thanked Township Attorney Clark and Ann Albano of the Howell Senior Center for their help with that situation. Attorney Clark added that if anyone else in Freewood Acres is interested in the program there is information on the Township website.

Deputy Mayor O'Donnell stated she is grateful to the legislators who put in the time and effort to make the tax grace period extension happen. Deputy Mayor O'Donnell stated that she has been working with Attorney Clark on our invasive species policy, particularly regarding bamboo. Attorney Clark explained that the Township did have an invasive species ordinance but it was specific to bamboo and there are a number of other species out there as well. He has looked at the ordinances of other towns in the area and put together a draft ordinance that would allow people living near a property owner who plants bamboo to have recourse. He explained that our ordinance previously placed the burden and cost of removing the bamboo on the owner of the property the bamboo was invading; now it shifts the burden to whoever planted the bamboo. Deputy Mayor O'Donnell stated she has heard from several residents who are upset about the costly effort to rid their property of bamboo and she will be happy to put something in place to protect the residents who have not planted these invasive plants.

Councilwoman Richmond thanked the Governing Body members for their efforts with helping residents with their unemployment claims issues. She stated she has spoken with a few residents and directed them to Senator Singer, Assemblyman Ned Thomson and Assemblyman Sean Kean for help. Councilwoman Richmond stated she has received a lot of positive feedback from residents for the contact information. Mayor Berger stated that residents should be contacting Laura Colletti at Assemblyman Thomson's office for assistance. Councilwoman Richmond stated she also saw that Monmouth County Freeholder Director Tom Arnone held a press conference last week about the CARES Act, and asked Mayor Berger the status. Mayor Berger stated Freeholder Arnone held one meeting explaining how much money the County received and is supposed to have second meeting with Mayor Berger and the administrators which has not yet happened. As soon as she receives an update from Freeholder Arnone's office, Mayor Berger stated she will update the Governing Body. Councilman Bonevich added that it is approximately \$108 million that went to the County but the guidelines change daily. He explained that initially, the Freeholders told the Mayor the \$108 million was for overtime related to COVID-19, for buildouts, or for extra personal protection equipment. Councilman Bonevich stated every department should gather their bills that are related to COVID-19 then bill the County, but in turn it is really the federal government. He added that this could really change Howell's budget; it could offset a big amount and maybe even save. Councilwoman Richmond stated Township Manager Geoghegan will be putting a plan in place, depending on how much funding Howell is going to get.

Councilman Russo explained there was a late addition to the agenda today. He stated he has been speaking with a lot of business owners and they are expressing their concern about the local economy and the future of same. Councilman Russo stated he had passed around an email of an idea of what the Governing Body could do and it was the creation of a business recovery task force. The idea received the attention of a lot of business owners, chamber of commerce members, and a couple of Councilmembers so he and Attorney Clark got to work on it. Councilman Russo explained that his professional job became extremely busy so it was partially his fault that it was a late addition, but after speaking with local business owners and the Chamber of Commerce president, he felt it was necessary to act right away. He continued that he is proposing an economic advisory task force made up of government officials, local business owners, Chamber of Commerce president, and residents with business experience. It would essentially be an idea machine where we can collaborate and come up with ideas to improve the local economy and the impacts that COVID-19 is going to have and is currently having on our economy. Councilman Russo emphasized it is not a decision making board, it is strictly advisory. Attorney Clark added that everyone will serve without compensation. Mayor Berger asked about the role of the Chamber of Commerce if not to solve those kinds of issues. Attorney Clark stated this is more of a private partnership where we have our areas of expertise and they have theirs and we come together to focus on potential areas for growth both for now, to focus on post-pandemic recovery, and then possibly for ideas going into the future.

Councilman Bonevich stated that this resolution really affects him. Those who are self-employed and small businesses were hit hard and are going to have the toughest time recovering. Councilman Bonevich stated that a lot of small businesses' employees may not want to go back to work due to receiving an additional \$600 a week on top of their unemployment. He added that it is a tough situation and having more minds attacking this or following the guidelines that change every day is very important.

Councilman Russo stated that May is Military Appreciation month and gave a shout out to active and former military members, especially the U.S. Navy and National Guard, who ran toward the invisible enemy as of late. Thank you to our veterans and our active military.

Township Manager Geoghegan provided several updates to the Governing Body. He stated DPW crews closed all Township parks on April 9<sup>th</sup> but last week the decision was made to reopen. DPW removed barricades but playgrounds are still off limits. DPW staff continue to sanitize the common areas of Township facilities. The Township is also working with Community Development contractors to update playgrounds; they started in Soldier Memorial Park and then moved on to Deerwood Park where they are currently working. Manager Geoghegan continued, DPW has completed the first pass of brush collection and started the second pass in Zone E on April 30<sup>th</sup>. On Tuesday, April 2<sup>nd</sup> the Township was hit by a violent storm with straight line winds causing numerous downed trees, mostly in the Ramtown section. DPW crews responded to clear the roads and sidewalks and did a general storm cleanup the following day.

Manager Geoghegan stated a letter recently went out from Community Development to property owners in the Freewood Acres section along with an affordable housing flyer; these have also been posted to the website along with several other documents. Community Development is also preparing a Frequently Asked Questions memo to try to answer as many questions as possible. Community Development was intending to have an open house for residents but in light of the current circumstances that did not happen. They may try to come up with a unique solution, whether a Zoom meeting or similar format, where people can call in.

Manager Geoghegan informed the Governing Body that Lucas Brothers is scheduled to start grading and base paving Georgia Tavern Road on Wednesday, May 6; it will probably take about five days to complete. Once that is done we will go in and complete all the concrete work, replacing damaged sidewalks and curbs and drainage within the next few months and final paving will be in July – August which will allow the base coat to settle.

Manager Geoghegan provided an update on the Township parks - contractors have started to install playground equipment. He also stated there is now a form available on the website for property owners and contractors to complete stating that their project is essential and should continue in accordance with Executive Order Number 122. Building permits are being issued upon submission of this form. The Township is continuing to issue all land use permits for fences, sheds, patios, etc. that do not require building permits. New Jersey American Water is continuing the transmission main project which should be completed on Maxim Southard Road by the end of the month. Preventorium Road and Old Tavern Road installation will continue through June. They have installed all the water main within Candlewood and are continuing to transfer individual house services to the new main. They are scheduled to start repaving roads in early June and the remainder in August. We are continuing to replace curb and driveway aprons ahead of that paving project. Regarding our capital road projects, Manager Geoghegan stated CME and T&M have completed about 75 percent of the plans for the road programs recently voted on. We hope to have plans and specs completed within the next two weeks and be ready for bidding. A virtual Planning Board meeting is scheduled for May 14, 2020 thanks to the hard work of Eileen Rubano, Matt Howard and the IT staff for pulling it together.

Regarding the sewer project, Mayor Berger asked if every time we hook someone up it is one less affordable housing unit that we have to put in. Attorney Clark explained that the Township gets credits, which is something we worked out and part of our overall plan.

Councilwoman Richmond asked Manager Geoghegan if there is a projected date for DPW to start bulk pickups again. Manager Geoghegan stated he has been talking about that with DPW staff. They wish to make sure some enhanced personal protection equipment is available for DPW personnel as they will be picking up materials people may be discarding from their homes so they need to exercise extra caution.

**8. *Hearing of Citizens & Public Comment on Consent Agenda Items***

Mayor Berger opened the meeting to public comment. Public comments were received via email and telephone under two categories – **General** and **Public Hearing on Ordinance O-20-7**; they will be read into the record by Township Manager Brian Geoghegan and addressed as appropriate.

**Public Comment - General**

Barbara Dixel. Via fax. Agenda item 9A1. Authorize use of the existing snow removal fund for expenditures necessary to protect the safety, security, health and welfare of Howell Twp citizens from damage caused by COVID19; Coronavirus Pandemic; Rd: Executive Order no. 103. Q – What does the snow removal fund have to do with the Coronavirus Pandemic? What are you going to use for snow removal money if you take it from the snow removal fund and use it for something else especially if there is a major snow storm and money is gone? What are you going to do then? Who will clean the snow? Manager Geoghegan explained this is just being done as an emergency action. The last time it was done was probably after Hurricane Sandy; it just allows us to make use of those funds if necessary. Manager Geoghegan further stated, up to this point all pandemic related expenses have been within our normal operating budget. This is to deal with any unforeseen issues that may arise. Councilman Bonevich asked how much money is in the fund. Manager Geoghegan stated it is about \$800,000 and so far, expenses related to the COVID-19 virus are at about \$36,000.

Barbara Dixel. Q- Why don't you have the money put aside for use for this Coronavirus? Manager Geoghegan stated nobody could have anticipated this. Comment – The last time Howell Twp, under former Mayor, took \$750,000 out of the sewer fund to build Memorial Drive and also gave the sewer fund rate payers of Howell a refund due to excess money in the sewer fund, there was a court case that Howell almost lost and the sewer fund wound up with a major money deficit that had to be paid by Bonding. LEAVE THE SNOW FUND ALONE! FIND THE MONEY FOR THE CORONAVIRUS SOME PLACE ELSE. DON'T BORROW FROM PETER TO PAY PAUL. YOU WILL PUT A MAJOR FINANCIAL HARDSHIP ON THE TAXPAYERS OF HOWELL. I was at the middle school meeting in Ramtown when all the Memorial Drive fiasco took place.

Andre de Garmeaux. Via email. Good Afternoon, I am pleased to see that the Mayor and Council are introducing Ordinance for Land Acquisition of 4 properties to be used in the preservation of open space. I would love to see more of this in the future to help preserve the Rural Character of Howell we all love so much. If the COVID-19 Business Recovery Task Force is approved, as a Small Business Owner and member of the Chamber of Commerce, I would like to offer my services to help on the Task Force. Thank you, be well & stay safe!

Tina Smilek. Via email. Resolution 9A4 from 3/24/20 Update – This resolution was passed on a 3 to 2 vote in which the Deputy Mayor refused to hear any reason for why it as requested to be separated. Thought you might like to know, out of the 3 projects you approved, this specific one was streamlined to approval by MRRSA at their meeting on April 15<sup>th</sup>. Three of you approved to add on 5 additional properties to this affordable housing project, without even knowing there were 5 additional properties included when you voted.

Tina Smilek. Where are we on the roadwork projects? I reviewed the rfp's that were pulled by Councilwoman Richmond and found no issue with them. They were properly written and all returned within the same time frame. I'm not even sure why rfp's were requested since this work is considered professional services and could have been given to any firm council appointed during reorg at the beginning of the year. I was actually impressed that written proposals were requested in order to choose the best pricing instead of just handing it over to whoever donates the most money to someone's party or campaign. Let's face it, the majority of the people and firms that end up appointed to professional services are ones you are able to look up on ELEC campaign reports. And yes, we all know Jim's brother is connected with one of the firms and this was addressed long ago by previous council so I don't see an issue there either. Do you honestly think any of these firms you appointed at reorg would involve themselves in questionable business especially after what happened with Birdsall? And if you do, maybe we need an outside audit done. Councilman Bonevich wished to clarify that they were referring to the Tyrpak Road Group. He asked if that was added to the wastewater management plan. Attorney Clark said no, a resolution was passed saying we did not object to it being added to the sewer service area. Adding it to the sewer service area is a function of MRRSA, the County and the DEP. Attorney Clark stated that MRRSA just passed a resolution saying they do not object so now it goes to the County and DEP. Councilman Bonevich stated that at the last meeting Special Counsel Andy Bayer said we should protect ourselves with something saying they are not going to build. Attorney Clark clarified they are not added to the developer's agreement. They were included in the resolution for the sewer service area, they are not part of the developer's agreement, they are not part of the settlement agreement with Tyrpak Road Group, they are not part of the agreement with Fair Share so right now they are sitting out there; they may be included in the sewer service area but they are not developable as part of our affordable housing commitment. Councilman Bonevich agreed and stated that is when Mr. Bayer said we should have a revised developer's agreement ensuring that they will not be developed. Attorney Clark stated the developer's agreement can be amended to say we are not going to develop them other than as ingress/egress.

Tina Smilek. Where are we on the Freewood Acres Sewer Project? When will Georgia Tavern Road be opened? Has there been any issues and are we still on budget without need any change orders? When can residents expect this project to be completed? Manager Geoghegan reiterated that they are starting base coat paving tomorrow with final paving to be done in July or August; after the base coat paving is completed the road will be reopened until it is time for final paving. Manager Geoghegan also stated as far as being on budget, that has caused some of the delays because there was some work done that the contractor was expecting to be paid for and we are sorting some of that out right now.

Tina Smilek. Can we get an updated engineering project report. Mr. Herrman did them regularly to keep residents up to date and they were very informative. Manager Geoghegan stated he just provided one that was given to me by Justin Yost – Mr. Yost is not here as we are trying to keep a minimum of staffing at the meetings in light of the circumstances. Councilman Bonevich stated we need to put road job information out on the website and social media quarterly or as often as needed.

Tina Smilek. Budget – How are you supposed to approve a budget when there has been no discussion between the entire council since it was introduced? Some of the best meetings were listening to Mayor Berger and Councilman Walsh go back and forth and they made some good cuts without affecting staffing or services. Now we have no discussion at all. Thank You to Lou for answering all the questions I had on the last meeting. I still have a concern as to why it is marked off that you have a 6 year capital plan that is only filled out for 3 years. Personally if you don't have at least a 6 year outlook on capital expenses, I don't see how you can properly make yearly decisions. Deputy Mayor O'Donnell asked why we have a three year plan instead of a six year plan. Chief Financial Officer Palazzo explained the State requires, for a municipality of our size, a six year capital plan and it is up to the department heads to facilitate what it is they are requesting. CFO Palazzo stated he tried to stress to Ms. Smilek that the capital budget is merely a planning tool, it is not an authorization for expenditures and the plan can be adjusted from year to year. Neither our auditors nor Local Government Services has ever frowned upon the Township having a less than six year capital plan. Deputy Mayor O'Donnell asked if it would be advantageous from a financial perspective to have a six year plan. CFO Palazzo agreed, saying it is akin to a household trying to budget for household projects. He reiterated that the capital budget can be amended from time to time. The bond ordinances are what actually create the spending authority. CFO Palazzo stated he will stress that for next year, a six year plan will be required. Mayor Berger asked if the adjustments to the capital budget come to Council for their approval. CFO Palazzo responded that Council has to pass a resolution amending the capital budget. Mayor Berger then asked, when approving a capital budget, to have the previous expenditures on the capital so we can see all the projects we did versus just approving and not knowing which were done or not done. CFO Palazzo agreed and stated each year with the documentation provided to the Governing Body in the front of each department he provides a departmental summary and toward the end shows the prior year's capital that was awarded versus what is being requested this year. Councilman Bonevich stated that the original budget deadline was May 10<sup>th</sup> but has been extended to May 31<sup>st</sup>. CFO Palazzo confirmed and added that if we feel the need to extend it we could pass a resolution at our next meeting. Councilman Bonevich if our tax delinquency is May 11<sup>th</sup>. Manager Geoghegan confirmed. Councilman Bonevich asked if Tax Collector Al Jardine could run a collections report on May 11<sup>th</sup>. Manager Geoghegan agreed and stated he has been speaking with Mr. Jardine daily about the collections and as far as tax revenue we are slightly reduced from this time last year. Councilman Bonevich stated that if Mr. Jardine could run that report on May 11, that is when Council could discuss the budget. CFO Palazzo stated we are in the heart of our collection period right now so we are taking in money, our deposits for the last couple of days have been a million dollars each, we did receive our biggest mortgage wire which was about \$15 million so

cash is still flowing in and even though the grace period has been extended to June 10<sup>th</sup> the original grace period date would be a good marker to see where we are versus last year.

Tina Smilek. I understand this is an election year. But when anyone makes a post asking another person to join them in supporting something, I am going to take it you all do not communicate. Mayor Berger requested for the manager to research how to waive fees or grace period for property taxes at the March 24<sup>th</sup> meeting. You were ALL in agreement. So either you are not listening at meetings or you're not being honest in your postings. Either way, please stop. This is the second time I am requesting this. Manager Geoghegan responded, to clarify this statement, as we all saw it was illegal for the Township to change the grace period of May 10<sup>th</sup>. And although some towns did do it, we had guidance from the Division of Local Government Services, the Tax Collectors Association, and our in-house legal counsel that it was illegal for the Township to arbitrarily change our deadline. However, the State pivoted on that at the last minute and allowed us to modify it to the end of May which we are doing. Manager Geoghegan stated the Township does not have the ability to waive fees; that may be confused with setting the interest rate to zero which would have the same effect however doing so would have a huge detrimental effect on the budget for many years to come.

Tina Smilek. Social Media – As public officials, if you use your personal accounts for township business, they must remain open for the public to see and no person can be blocked from those accounts and no posts deleted without saving them for the specified state retention time. That means when you post as councilperson and discuss any township business, the account is considered your official council account. If you would like to keep your personal life separate from your council life, please open a separate account for that. Councilman Bonevich and Russo have properly set up their accounts and now I see Mayor Berger has also set up separate accounts.

Tina Smilek. Agenda questions. 9A.11 What projects is this firm doing that this firm has already spent over their \$25,000 allocation and need an additional \$15,000? Manager Geoghegan explained this is the law firm that has been assigned to handle our lawsuit with Wall Township and Pineview Estates which is going to be a very large undertaking. We aren't even half way through the year. Does the town keep track of the yearly expenses for lawyer fees by vendor and has council looked at the yearly lawyer fees? It would be interesting to see the cost over the last 10 years. Manager Geoghegan responded that we do track that by vendor and it is available if anyone wants to see it. 9A.18 Last minute add on is tough enough for residents to keep up with and review, but I understand how something like this could be good for businesses. But it was added to the final agenda but the actual resolution was never included. The full resolutions stop at 9A.17. What is the council actually voting on? How will this work and how can people get involved in this? Could you please read the resolution so we have some understanding. Manager Geoghegan explained that the resolution is, in fact, on the website for review.

Andrea Younger. Via email. Dear Council, January 2016, over 4 years ago, was the last annual report, also known as The State of the Township report given by our then, township manager, which is required under the Faulkner Act. Our new manager will be celebrating his three-year anniversary in just a few short months, and we have not had the required annual report during his tenure. Having heard the last reply when this was brought up, that it is considered the budget report, which I do not find accurate, I request you read the following state statute into the record and tell me where it states the annual budget satisfies this obligation (you'll notice the use of the word shall) of the annual report of his work at least once a year by the manager? Can you tell me, who, or what department at the state level, would I contact to confirm the accuracy of your prior statement, that the budget satisfies this requirement if that is still your stance? 40:69A-95. Powers and duties of manager. The municipal manager shall: (g) Recommend to the municipal council for adoption such measures as he may deem necessary or expedient, keep the council advised of the financial condition of the municipality, make reports to the council as requested by it, and at least once a year make an annual report of his work for the benefit of the council and the public. Manager stated, as he has discussed before, that he does a presentation in conjunction with the budget at the designated time every year and also provides a monthly report to the entire Governing Body that is very detailed on every department and has asked if there is anything else that the Governing Body wants or needs and to date has not received any requests. Councilwoman Richmond asked if the monthly reports are OPRA-able; Manager Geoghegan stated that they are.

### ***9. Consent Agenda***

Council reviewed and discussed the Consent Agenda. Councilman Bonevich made a motion to approve Consent Agenda Items 9A.1 through 9A.18, seconded by Councilman Russo. Roll Call: Ayes: Councilman Bonevich, Councilwoman Richmond, Councilman Russo, Deputy Mayor O'Donnell, Mayor Berger.

### ***Resolutions***

- R-20-164 9A.1 Authorize Use of Existing Snow Removal Fund for Expenditures Necessary to Protect the Safety, Security, Health and Welfare of Howell Township Citizens from Damage Caused by the COVID-19 Coronavirus Pandemic
- R-20-165 9A.2 *Removed from agenda*
- R-20-166 9A.3 Authorize Award of Contract, Brush Grinding and Woodchip Removal – Spring, Contract #20-07, Britton Industries, Inc., 227 Bakers Basin Road, Lawrenceville, NJ, \$19,500.00
- R-20-167 9A.4 Authorize Award of Contract, Purchase of Equipment and Up Fit of Eight (8) New Vehicles, Police Department, Elite Vehicle Solutions, 1000 Bennett Blvd, Unit 6, Lakewood, NJ, \$116,500.35
- R-20-168 9A.5 Authorize Release of Maintenance Guarantee, Dynamic Wholesale Distributors, LLC, Sanitary Sewer Connection, Block 38 Lot 5, Lakewood-Farmingdale Road & Randolph Road, Case No. SP-870 – Sanitary Sewer
- R-20-169 9A.6 Authorize Return of Restoration Guarantee, Road Opening Permit and Lot Stabilization Guarantee, Arya Properties, LLC, 21 Gumani Court, Block 165 Lot 9.03, Road Opening Permit No. RO-19-041

- R-20-170 9A.7 Authorize Release of Performance and Supplemental Guarantees and Acceptance of Maintenance Guarantee, Custom Homes of NJ, LLC, Brooktree Estates, Block 54.01 Lots 11 & 12, Cindy Court (off Aldrich Road East), Case No. SD-2903
- R-20-171 9A.8 Authorize Release of Maintenance Guarantee, AAM Mill, LLC, Greenleaf at Howell – Texas Roadhouse, Block 25 Lots 54.05 & 65, Route 9 North & Lanes Mill Road, Case No. BA-08-06 SP-A3
- R-20-172 9A.9 Deny Request for Release of Performance Guarantee, Dr. Jose Gonzalez/Fabian Gonzalez, Medical Office, Block 78.10 Lot 25.01, Route 9 South (across from Locust Avenue), Case No. SP-766
- R-20-173 9A.10 Authorize Return of Driveway and Stabilization (Winter) Guarantees, Friendship, Inc., Bel Aire Estates (formerly Royal Oaks), Block 151 Lots 9, 34 & 35 (new lots 9.01-9.19), Tiffany Court & Duchess Court (off Lemon Road), Case No. SD-2855
- R-20-174 9A.11 Authorize Additional Not-to-Exceed Limitation to Gluck Walrath LLP with regard to duties as Special Counsel, \$15,000.00
- R-20-175 9A.12 Authorize Refunds from Overpayments Created in the EMT Clearing Account
- R-20-176 9A.13 Authorize Cancellation of Outstanding Checks Exceeding Six Months since Date of Issuance
- R-20-177 9A.14 Authorize Extension of Grace Period for Payment of Real Property Taxes Due on May 1, 2020 from May 11, 2020 to June 1, 2020 Pursuant to Executive Order 130
- R-20-178 9A.15 Authorize Relief from a Road Opening Moratorium at 144 Manaqua Road, Block 152 Lot 61, for the purpose of replacing a natural gas service line by New Jersey Natural Gas
- R-20-179 9A.16 Authorize Mayor and Municipal Clerk to Execute FY2021-2023 Agreement with Monmouth County for Cooperative Participation in the Community Development Program pursuant to the Interlocal Services Act
- R-20-180 9A.17 Authorize Participation in the Safe and Secure Communities Federal Grant Program administered by the State of New Jersey, Division of Criminal Justice, Department of Law and Public Safety and Acceptance of a Grant Sub-Award of \$60,000.00 under Grant No. 20-1319
- R-20-181 9A.18 Create a Business Recovery Task Force due to the Worldwide COVID-19 Pandemic

***Motions***

None.

***10. Public Hearing on Ordinances***

***10.1 O-20-7 Amend Chapter 7-10, Turn Prohibitions of the Revised General Ordinances of the Township of Howell***

Mayor Berger read Ordinance Adoption Statement. Ordinance No. O-20-7 introduced and passed on first reading on 4/7/20 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 4/10/20 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.

Township Clerk Ciranni read title of ordinance. **AN ORDINANCE AMENDING CHAPTER 7-10 TURN PROHIBITIONS OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF HOWELL TO ADD CHAPTER 7-10.4 ENTITLED RIGHT TURN ON RED PROHIBITION AND SCHEDULE XIX**

*Public Hearing on Ordinance O-20-7*

No public comment.

Deputy Mayor O'Donnell made a motion to adopt Ordinance O-20-7 and that notice of its passage and adoption be published in the 5/8/20 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.

***11. Introduction of Ordinances***

***11.1 O-20-8 Authorize Acquisition of Lands from Monmouth Conservation Foundation for Open Space in the Township of Howell known as Block 135 Lot 43 (United Talmudical Academy Torah Vey), approximately 30 Acres on Fort Plains Road***

Councilman Bonevich read Ordinance Introduction Statement. Motion to introduce Ordinance No. O-20-8 on first reading by title and to order the same to be published in the 5/8/20 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 5/19/20 at 7:30 PM, prevailing time, in the Municipal Building. Councilwoman Richmond seconded the motion.

Township Clerk Ciranni read title of ordinance. **ORDINANCE AUTHORIZING THE ACQUISITION OF LANDS FROM MONMOUTH CONSERVATION FOUNDATION FOR OPEN SPACE IN THE TOWNSHIP OF HOWELL KNOWN AS BLOCK 135 LOT 43 (UNITED TALMUDICAL ACADEMY TORAH VEY) APPROXIMATELY 30 ACRES ON FORT PLAINS ROAD**

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

***11.2 O-20-9 Amend Ordinance O-19-21 authorizing the Acquisition of Land Known as Block 42, Lot 88 on the Tax Map of Howell for the purpose of Open Space***

Deputy Mayor O'Donnell read Ordinance Introduction Statement. Motion to introduce Ordinance No. O-20-9 on first reading by title and to order the same to be published in the 5/8/20 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 5/19/20 at 7:30 PM, prevailing time, in the Municipal Building. Councilman Bonevich seconded the motion.

Township Clerk Ciranni read title of ordinance. **ORDINANCE AMENDING ORDINANCE NO. 0-19-21 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**

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

***11.3 O-20-10 Amend Ordinance O-19-31 authorizing the Acquisition of Lands for Open Space in the Township of Howell Known as Block 51.01, Lot 22 (Berger-Wind Property) approximately 13.5 acres on Preventorium Road***

Councilwoman Richmond read Ordinance Introduction Statement. Motion to introduce Ordinance No. O-20-10 on first reading by title and to order the same to be published in the 5/8/20 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 5/19/20 at 7:30 PM, prevailing time, in the Municipal Building. Councilman Bonevich seconded the motion.

Township Clerk Ciranni read title of ordinance. **ORDINANCE AMENDING ORDINANCE NO. 0-19-31 AUTHORIZING THE ACQUISITION OF LANDS FOR OPEN SPACE IN THE TOWNSHIP OF HOWELL KNOWN AS BLOCK 51.01 LOT 22 (BERGER-WIND PROPERTY) APPROXIMATELY 13.5 ACRES ON PREVENTORIUM ROAD**

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

***11.4 O-20-11 Amend Ordinance O-19-32 authorizing the Acquisition of Lands from Monmouth Conservation Foundation for Open Space in the Township of Howell Known as Block 51, Lot 36.04 (Van Schoick Property), approximately 4 acres on Preventorium Road***

Councilman Russo read Ordinance Introduction Statement. Motion to introduce Ordinance No. O-20-11 on first reading by title and to order the same to be published in the 5/8/20 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 5/19/20 at 7:30 PM, prevailing time, in the Municipal Building. Councilman Bonevich seconded the motion.

Township Clerk Ciranni read title of ordinance. **ORDINANCE AMENDING ORDINANCE NO. 0-19-32 AUTHORIZING THE ACQUISITION OF LANDS FROM MONMOUTH CONSERVATION FOUNDATION FOR OPEN SPACE IN THE TOWNSHIP OF HOWELL KNOWN AS BLOCK 51 LOT 36.04 (VAN SCHOICK PROPERTY) APPROXIMATELY 4 ACRES ON PREVENTORIUM ROAD**

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

*12. Unfinished Business*

*13. Information*

*14. Meeting Dates*

**Regular Meeting**

**- Tuesday, May 19, 2020**

*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 6:20 P.M.

Respectfully,

Allison Ciranni  
Township Clerk  
Township of Howell