

The Lakewood Township Committee held a Meeting on Thursday, September 20, 2012 in the Lakewood Municipal Building at 5:45 PM for the Workshop/Executive Session and 7:30 PM for the Public Meeting, with the following present:

Mayor..... Menashe P. Miller
Deputy Mayor..... Albert D. Akerman
Committee Members..... Raymond Coles
Meir Lichtenstein
Steven Langert
Municipal Manager..... Michael Muscillo
Deputy Municipal Manager..... Steven Reinman
Municipal Attorney..... Jan L. Wouters, Esq.
Municipal Clerk..... Mary Ann Del Mastro

Adequate notice of this meeting has been provided in accordance with the provisions of the Open Public Meetings Act, N.J.S.A. 10:4-6, and published in the Asbury Park Press on September 11, 2012.

ROLL CALL

CLOSED SESSION - None

ROLL CALL

SALUTE TO THE FLAG AND PRAYER

OPEN SESSION

Motion by Committeeman Coles, second by Committeeman Lichtenstein, and carried, to open the meeting.

MOTION TO APPROVE MINUTES OF: 09/06/12

Motion by Committeeman Langert, second by Committeeman Lichtenstein, and carried, to approve the above Minutes.

Committeeman Coles did not vote.

MOTION TO APPROVE CLOSED SESSION MINUTES: 09/06/12

Motion by Committeeman Langert, second by Committeeman Lichtenstein, and carried, to approve the above Closed Session Minutes.

Committeeman Coles did not vote.

PRESENTATIONS

Mayor Miller welcomed Francis DeCausey back to work after his recent surgery. He was presented with the Employee of the Month Award that he was to receive while he was out on medical leave.

Kevin Kielt – Memorial Ceremony

A ceremony was held in memory of dear friend and colleague, Kevin Kielt. The Township Committee was honored and privileged to be able to eternalize his memory and legacy by naming a street in Lakewood Township after Kevin. This was the Committee's decision after his recent passing. The street is in the area where the Kielt family lived when they were in Lakewood, and is off Massachusetts Avenue, across from BlueJay Way, and is a small cul-de-sac to be named Kielt Way.

A Motion was offered by Committeeman Coles, second by Committeeman Lichtenstein, to send the request to name this street, Kielt Way, to the Planning Board.

On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman Langert, Deputy Mayor Akerman and Mayor Miller.

The Kielt family was presented with a replica of the street sign that will be placed on the roadway of Kielt Way.

A Proclamation was presented to Yanky _____ in recognition of his dedication and service to the youth of Lakewood.

Pete Johner, Regional Director – JCP & L

Mayor Miller advised that the town has been inundated with complaints regarding JCP&L. They have requested Mr. Johner to be present this evening to address the town's concerns with regard to street light outages and power outages.

Mr. Johner explained the BPU's plans to address emergency power outages due to major storms.

Mr. Johner addressed JCP&L's plans to address the many power outages that have been reported in the Westgate area.

Committeeman Lichtenstein addressed the problem concerning the many street light outages that exist throughout the town, and the length of time it takes for repairs to be made.

ORDINANCES FOR DISCUSSION - None

QUALITY OF LIFE

Mayor Miller reviewed quality of life items from the previous meeting.

With regard to the property at the corner of MLK and Pine Street, Mr. Saccamanno advised that the property has been cleaned up.

With regard to Royal Court, Mr. Staiger advised that the requested traffic diamonds have been installed.

With regard to Center Street, Mr. Burdge advised that the property has been cleaned up.

Comments from the public will be heard for a limit of one (1) hour. Each speaker will have four (4) minutes and shall be limited to one time at the podium.

Mayor Miller opened the meeting to the public.

Noreen Gill, 192 Coventry Drive – Commented regarding the power outage problems in the town.

David Drukaroff, 1433 Laurelwood Avenue – Commented regarding the Ordinance concerning parking in Municipal Parking Lots.

Committeeman Lichtenstein advised that the proper signage will be placed in the Municipal Parking Lots delineating the parking spaces that have limited parking time.

Chaim Mendel, 3 North Crest Place – Complained about the many power outages in Westgate.

_____, 75 North Crest Place – Complained about the many power outages in the Westgate area.

Moshe Raitzik, 166 North Crest Place – Complained about the many power outages in the Westgate area.

_____ Lieberman, 20 Carlton Avenue – Complained about the many power outages in the Westgate area.

Gregg Stafford-Smith – Commented regarding the power outage problems in town.

Mr. Johner addressed the concerns of the residents and outlined the procedures that JCP&L follows in the event of power outages and emergencies.

Gerry Ballwanz, Governors Road – Commented on the Resolution for work to be done at the Cedarbridge Campus project, and the Resolution awarding the bid for trucks for the Department of Public Works. Also complained about the posting of the Township Committee Meeting Agendas on the website.

Seeing no one else wishing to be heard, Mayor Miller closed the meeting to the public.

Quality of Life Comments from Township Committee Members:

Committeeman Langert advised that he received calls from residents on Ridgeway. He asked Chief Lawson to perform a Street Light survey from Ridgeway over to Neiman, and then on Drake Road, from Neiman over to White Road.

Committeeman Lichtenstein asked for an update on the traffic light at Fourteenth Street and Forest Avenue.

Mr. Staiger responded that he reached out to the individual in the field office working on this matter, but he was away on vacation. When he returns he will obtain a response.

Committeeman Lichtenstein advised there was a request about lighting up the bridge between North and South Lake Drive. He asked Chief Lawson if that request for a street light survey has been completed. He suggested that it be reviewed with Mr. Arecchi from Public Works as to where the street lights should be placed.

Committeeman Lichtenstein advised he has a request about East End and East County Line Road as to if they ever talked about doing a left turning signal at the traffic light.

Mr. Staiger advised they have looked into a left turn lane, and there was insufficient room for the additional left turn lane. He will look into the matter of a left turning signal at this location.

Committeeman Lichtenstein advised he has received a few requests for crossing guards. He spoke with Chief Lawson about it, and there is money in the budget and positions available, but no bodies to fill those positions. If anyone knows anyone who wants to be a crossing guard, to have them please apply to the Police Department. The position requires minimal training, and pays well, but it is not a full day job. It is good for someone who is retired, or someone who is looking for employment.

Mayor Miller advised they will advertise the positions in various publications.

Committeeman Lichtenstein advised that Glenn Avenue North and Glenn Avenue South have a lot of the same addresses. For emergency response, there was a fire on Glenn Avenue North the other day, and the fire department first responded to Glenn Avenue South, and then went to Glenn Avenue North. He requested Chief Lawson to make sure that when a call comes in, that it is very clear through dispatch as to whether it is North or South.

Mayor Miller asked that someone reach out to the people who run the cemetery on Route 9 and Courtney Road. He received a complaint about the brush that hangs over the fence causing an obstruction to the people who walk along the sidewalk.

Mayor Miller asked Mr. Arecchi for a status report on the renovations to the downstairs restroom facilities in the Municipal Building.

Mr. Arecchi responded that he spoke with the Engineer on Tuesday, and they are in the process of preparing the plans for the revisions to the facilities.

At this time, the professionals left the meeting.

CONSENT AGENDA

The items listed below are considered to be routine by the Township of Lakewood and will be enacted by one motion. There will be no formal discussion of these items. If discussion is desired, this item will be removed from the Consent Agenda and will be considered separately.

- 1. Resolution authorizing the Tax Collector to Refund Payment Overpayment, in the amount of \$1,128.76
Resolution No. 2012-341**
- 2. Resolution authorizing a Refund based on a State Tax Appeal, in the amount of \$8,546.55.
Resolution No. 2012-342**
- 3. Resolution authorizing the Tax collector to refund payment, Double Payment, in the amount of \$2,067.93.
Resolution No. 2012-343**
- 4. Resolution authorizing additional interest on a Non-Municipal Lien Redemption, in the amount of \$878.27.
Resolution No. 2012-344**

- 5. Resolution accepting Federal Aviation Administration Grant for project #3-34-0076-0015-2012, Remove Obstructions Runway 24 (Utility Relocation/Survey), Phase II, in the amount of \$365,317.00, for the Lakewood Township Airport.
Resolution No. 2012-345**
- 6. Resolution Canceling Taxes and Authorizing a refund pursuant to N.J.S.A. 54:4-3.30 et seq., in the amount of \$3,651.32. (Disabled Veterans Tax Exemption)
Resolution No. 2012-346**
- 7. Resolution Authorizing Temporary Parking Restrictions for the area around the corner of Private Way and 7th. Street.
Resolution No. 2012-347**
- 8. Resolution Releasing the Maintenance Guarantee posted by Hamesivta B'Bensonhurst SD#1972 (Massachusetts Avenue), Block 442, Lots 3.01 and 3.02, in the amount of \$102,790.00.
Resolution No. 2012-348**
- 9. Resolution Awarding a Contract to Johnson Baran relative to Bradshaw Road and Freeman Road Improvements pursuant to and in accordance with N.J.S.A. 40A:11-1 et seq.
Resolution No. 2012-349**
- 10. Resolution Designating Allstate Insurance Company as Deferred Compensation Provider.
Resolution No. 2012-350**
- 11. Resolution Approving a Medical Leave of Absence, without Pay for Faith Pear, beginning September 10, 2012.
Resolution No. 2012-351**
- 12. Resolution in Support of Ocean County Farmland Preservation Program.
Resolution No. 2012-352**
- 13. Resolution Amending a Professional Services Contract previously awarded to Remington Vernick & Vena Engineers. (NJDOT Aid Project)
Resolution No. 2012-353**

14. **Resolution Authorizing Refund of Taxes on Mother Lot due to Subdivision, in the amount of \$3,785.23. (Block 11.05, Lot 80) Resolution No. 2012-354**
15. **Resolution Authorizing Refund of Taxes on Mother Lot due to Subdivision, in the amount of \$2,576.45. (Block 251, Lot 1) Resolution No. 2012-355**
16. **Resolution Awarding a Contract to Earle Asphalt relative to Davis Road, Sunset Road, and Myrtle Place reconstruction, Curb and Sidewalk repair pursuant to and in accordance with N.J.S.A. 40A:11-1 et seq. Resolution No. 2012-356**
17. **Resolution Awarding a Contract to Bergey's Truck Inc., D/B/A Bergey's Truck Center for the Purchase of one (1) new and unused 2012 or newer Coe Cab and Chassis 6X4 66,000 LB GVW with New and Unused 2012 Heil Rapid Rail Automated Side Loader 26 Cubic Yard Body, Continuous Packing in Accordance with N.J.S.A. 40A:11-1 et seq. Resolution No. 2012-357**

Motion by Deputy Mayor Akerman, second by Committeeman Coles, to approve Resolution Nos. 1 through 17 on the Consent Agenda.

On Roll Call – Affirmative: Committeeman Coles (abstained on Resolution No. 5), Committeeman Lichtenstein, Committeeman Langert, Deputy Mayor Akerman and Mayor Miller.

Resolution Nos. 2012-341 through 2012-357 – Adopted.

ORDINANCE SECOND READING

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Amending and Supplementing Chapter XVIII (Unified Development Ordinance), Article IX (Zoning Districts and Regulations), Section 18-903 I (Residential Office Park-ROP) of the Revised General Ordinances of the Township of Lakewood to add Duplexes as a Permitted Use. (Chap. XVIII, Sec. 18-903 I ROP –Duplexes)

Read by title only for second reading.

Mayor Miller opened the meeting to the public.

Gerry Ballwanz, Governors Road – Advised that these Ordinances were to be heard by the Planning Board for their comments, but the Planning Board did not have the opportunity to hear it. She asked if it will be heard, because the Committee does not have the input from the Planning Board.

Seeing no else wishing to be heard, the hearing on this Ordinance was closed to the public.

Ordinance No. 2012-46 died due to lack of Motion.

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Amending and Supplementing Chapter XVIII of "The Lakewood Township Unified Development Ordinance of 2005" specifically, Article IX – Zoning Districts and Regulations, Section 18-901, "Establishment of Zone Districts and Zoning Maps," Section B, "Interpretation," 1.a "Amendments to Zoning Map," to Rezone Properties within Blocks 778.01, 830 through 837, 839 through 842, 849, 851 & 852. Vicinity of Spruce Street, from R40/20 Cluster to R-10 Residential Zone Classification. (Chap XVIII, Sec. 18-901 – Zoning Districts)

Read by title only for second reading.

Mayor Miller opened the meeting to the public. Seeing no one wishing to be heard, the hearing on this Ordinance was closed to the public.

Ordinance No. 2012-47 died due to lack of Motion.

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey Amending and Supplementing Chapter XVIII (Unified Development Ordinance), Article VII (Provisions Applicable to Site Plans and Subdivisions) of the Revised General Ordinances of the Township of Lakewood 1999, Adding New Section 18-706 (Impact Fees). (Chap. XVIII, Sec. 18-706 – Impact Fees)

Read by title only for seconding.

Mayor Miller opened the meeting to the public. Seeing no one wishing to be heard, the hearing on this Ordinance was closed to the public.

Ordinance No. 2012-49 due to lack of Motion.

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Amending and Supplementing Chapter XVIII of "The Lakewood Township Unified Development Ordinance of 2005" Specifically, Article IX Entitled "Zoning Districts and Regulations," to Create an HS-Hospital Support Zone District and Amend the Lakewood Township Zoning Map. (Chap. XVIII, Article IX – Zoning Districts & Regulations – Hospital Support Zone)

Read by title only for second reading.

Mayor Miller opened the meeting to the public. Seeing no one wishing to be heard, the hearing on this Ordinance was closed to the public.

Ordinance No. 2012-50 died due to lack of Motion.

Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing the Public Sale of New Lot 12.01 in Block 119, in the Township of Lakewood, County of Ocean, State of New Jersey, at Open Public Sale pursuant to N.J.S.A. 40A:12-1, et seq.

Read by title only for second reading.

Mayor Miller opened the meeting to the public. Seeing no one wishing to be heard, the hearing on this Ordinance was closed to the public.

The above Ordinance was offered by Committeeman Coles, second by Committeeman Lichtenstein.

On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman Langert, Deputy Mayor Akerman and Mayor Miler.

Ordinance No. 2012-54 adopted on second reading.

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey Authorizing the Exchange of Certain Lands within the Township of Lakewood, in particular, the Township of Lakewood to acquire Block 1044, Lot 7, Block 1009, Lot 1.08, and Block 1123, Lot 8 plus additional consideration, and the Township of Lakewood to Convey Block 769, Lot 16, as part of an Exchange of Lands pursuant to N.J.S.A. 40A:12-16

Read by title only for second reading.

Mayor Miller opened the meeting to the public

Gerry Ballwanz – Asked what is expected to happen with the exchange of these lands. What is the purpose that the Township will benefit by doing the exchange.

Mr. Wouters responded that the property that the Township is conveying is basically an isolated piece or pieces that the Township has no use for. Whereas the piece of land that the Township will acquire will fill some holes in properties that the Township owns in the surrounding area. It goes to help the Township gather and accumulate an assemblage of land.

Mayor Miller added that this Ordinance was actually adopted in 2005 but was never recorded. And because of that, and the amount of time that has elapsed, the Township is getting more money and more land for this.

Seeing no one else wishing to be heard, the hearing on this Ordinance was closed to the public.

The above Ordinance was offered by Committeeman Coles, second by Committeeman Lichtenstein.

On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman Langert, Deputy Mayor Akerman and Mayor Miller.

Ordinance No. 2012-55 adopted on second reading.

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey Making the Provisions of Subtitle One of Title 39 with Various Traffic Regulations Applicable to Leisure Village East and Regulating the use of said Roadways, Streets, Dirveways, and Parking Lots by Motor Vehicles.

Read by title only for second reading.

Mayor Miller opened the meeting to the public. Seeing no one wishing to be heard, the hearing on this Ordinance was closed to the public.

The above Ordinance was offered by Committeeman Coles, second by Committeeman Langert.

On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman Langert, Deputy Mayor Akerman and Mayor Miller.

Ordinance No. 2012-56 adopted on second reading.

ORDINANCE FIRST READING (Second reading and Public Hearing 10/11/12)

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Amending and Supplementing Chapter II (Administration), Article IX (Department of Code Enforcement and Zoning) of the Revised General Ordinances of the Township of Lakewood 1999, by the addition of New Section 2-16.5 (Code Enforcement Officer/Parking Enforcement Officer). (Chap. II, Article IX, Sec 2-16.5)

Read by title only for first reading.

The above Ordinance was offered by Committeeman Coles, second by Deputy Mayor Akerman.

On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman Langert, Deputy Mayor Akerman and Mayor Miller.

Ordinance No. 2012-57 adopted on first reading. Second reading and public hearing to be held on October 11, 2012.

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Amending and Supplementing Chapter XI (Traffic) of the Revised General Ordinances of the Township of Lakewood 1999, Section 11-26B (School Bus Loading and Unloading Zone). (Chap. XI, Sec. 11-26B – School Bus Zone)

Read by title only for first reading.

The above Ordinance was offered by Committeeman Coles, second by Committeeman Lichtenstein.

On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman Langert, Deputy Mayor Akerman and Mayor Miller.

Ordinance No. 2012-58 adopted on first reading. Second reading and public hearing to be held on October 11, 2012.

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Amending and Supplementing Chapter XI (Traffic) of the Revised General Ordinances of the Township of Lakewood 1999, Section 11-37 (Control for Movement and the Parking of Traffic on Public and Private Property, Part 1. Municipal Parking Lots) (Chap. XI – Sec. 11-37 – Part 1 Municipal Parking Lots)

Read by title only for first reading.

The above Ordinance was offered by Deputy Mayor Akerman, second by Committeeman Lichtenstein.

On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman Langert, Deputy Mayor Akerman and Mayor Miller.

Ordinance No. 2012-59 adopted on first reading. Second reading and public hearing to be held on October 11, 2012.

CORRESPONDENCE – PARKS/EVENTS

Per schedule of two (2) items, attached hereto and made a part hereof.

Motion by Committeeman Coles, second by Committeeman Langert, and carried, to approve the above parks/events requests.

MOTION TO APPROVE BILL LIST OF: 09/18/12

Motion by Committeeman Lichtenstein, second by Committeeman Langert, to approve the above Bill List.

On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman Langert, Deputy Mayor Akerman and Mayor Miller.

Bill List approved.

COMMENTS FROM COMMITTEE MEMBERS - None

ADJOURNMENT

Motion by Committeeman Langert, second by Committeeman Lichtenstein, and carried, to adjourn the meeting. Meeting adjourned at 9:33 PM.