

The Lakewood Township Committee held a Meeting on Thursday, October 11, 2012, in the Lakewood Municipal Building, at 6:30 PM for the Workshop/Executive Session and 7:30 PM for the Regular 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, by Resolution of the Township Committee adopted January 3, 2012 and published in the Asbury Park Press on January 13, 2012.

ROLL CALL

CLOSED SESSION

Resolution No. 2012-358 – Adopted

ROLL CALL

SALUTE TO THE FLAG AND PRAYER

OPEN SESSION

Motion by Deputy Mayor Akerman, second by Committeeman Langert, and carried, to open the meeting.

MOTION TO APPROVE MINUTES OF: 09/20/12

Motion by Deputy Mayor Akerman, second by Committeeman Lichtenstein, and carried, to approve the above Minutes.

MOTION TO APPROVE CLOSED SESSION MINUTES - NONE

PRESENTATIONS - None

ORDINANCES FOR DISCUSSION - NONE

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.

Ernesto Ordinana, NJ Classic Soccer Organization, 417 Cedarbridge Avenue – Commented with regard to his request for a social event permit at Lake Terrace.

Mayor Miller advised that he will request the Township Attorney to look into this matter, and the Township Manager will be in touch with him.

Walt Loehren – Commented with regard to the turning arrows on Kennedy Boulevard and County Line Road; stated that nothing has been done.

Mayor Miller advised that the State Commissioner of the Department of Transportation will be coming down to see what is going on.

Mr. Loehren also complained about the intersection of Central Avenue and South Lake Drive; when traveling west on Central Avenue, turning right onto South Lake Drive, there are many cars parked too close to the intersection.

Mayor Miller advised Traffic & Safety will look into this matter.

Bill Hobday, 30 Schoolhouse Lane – Commented regarding the homeless issue.

Larry Simons, 7 Schoolhouse Court – Commented regarding pictures taken at the excavation site on Vermont Avenue, and submitted the pictures to the Township Clerk for distribution to the Township Committee members.

Noreen Gill, 192 Coventry Drive – Commented regarding the excavation site on Vermont Avenue. Also complained about the intersection of Fourth Street and Clifton Avenue, where cars and vans double park on Clifton Avenue and block the traffic turning onto Clifton Avenue.

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

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 releasing the Maintenance Guarantee posted by Melville Homes LLC, ZB# 3679 (East Fourth Street), Block 248, Lots 20 and 21. Resolution No. 2012-359**
- 2. Resolution releasing the Maintenance Guarantee posted by 416 First Street Realty LLC, ZB# 3640 (First Street), Block 73, Lot 10. Resolution No. 2012-360**
- 3. Resolution releasing the Performance Guarantee posted by Shmuel Perlstein, in connection with application number SD# 1654 (Spruce Street), Block 778.01, Lot 18. Resolution No. 2012-361**
- 4. Resolution releasing the Performance Guarantee posted by ARM Developers LLC, in connection with application ZB# 3738 (Princeton and Fourth), Block 159, Lots 9 and 24. Resolution No. 2012-362**
- 5. Resolution authorizing the "Downtown Supplemental IV-Construction" Project and the use of \$200,000.00 of First Generation Zone Assistance Funds to effectuate the purposes of the Project. (UEZ-"Downtown Supplemental IV-Construction") Resolution No. 2012-363**
- 6. Resolution Canceling Unexpended Balances of Certain General Capital Improvement Appropriations. Resolution No. 2012-364**
- 7. Resolution awarding a Contract to Gary Kubiak And Son Electric Inc., for Obstruction Removal Runway 24 End, at the Lakewood Airport, pursuant to and in accordance with N.J.S.A. 40A:11-1 et seq. Resolution No. 2012-365**
- 8. Resolution Authorizing the Renewal of Towing Licenses for the Year 2012-2013. Resolution No. 2012-366**
- 9. Resolution Canceling Various Grant Receivable and Grant Appropriated Reserve Balances. Resolution No. 2012-367**
- 10. Resolution Authorizing the Cancellation of old Outstanding Checks appearing on the Records of the Township of Lakewood. Resolution No. 2012-368**

- 11. Resolution releasing the Maintenance Guarantee posted by Avallone Partners LLC, SP# 1890, (Alpha Phase 2-145 Leigh Avenue), Block 1606, Lot 3.
Resolution No. 2012-369**
- 12. Resolution releasing the Maintenance Guarantee posted by Julian Blumenthal, ZB# 3700 (Buttell Avenue), Block 420.01, Lots 1.01, 21, and 22.
Resolution No. 2012-370**
- 13. Resolution Authorizing a Refund of Taxes for 2012 pursuant to N.J.S.A. 54:4-3.30 et seq., in the amount of \$2,031.88.
Resolution No. 2012-371**
- 14. Resolution Authorizing a Refund based on a State Tax Appeal, in the amount of \$5,402.60.
Resolution No. 2012-372**
- 15. Resolution Authorizing a Refund based on a State Tax Appeal, in the amount of \$4,540.00.
Resolution No. 2012-373**
- 16. Resolution Authorizing a Refund based on a State Tax Appeal, in the amount of \$1,373.40.
Resolution No. 2012-374**
- 17. Resolution Authorizing Refund of Taxes on Mother Lot due to Subdivision, in the amount of \$4,839.64.
Resolution No. 2012-375**
- 18. Resolution Authorizing Tax Collector to Cancel Certificate erroneously sold at Tax Sale.
Resolution No. 2012-376**
- 19. Resolution Authorizing a Refund based on a 2012 County Board Judgment, in the amount of \$338.51.
Resolution No. 2012-377**
- 20. Resolution Authorizing a Refund based on a 2012 county Board Judgment.
Resolution No. 2012-378**

- 21. Resolution authorizing Award of a Non-Fair and Open Contract for Appraisal & Review as part of the FAA Grant for Land Acquisition portion of FAA Grant #13-11 to Integra Realty Resources Coastal, not to exceed \$3,000.00. (LIC)
Resolution No. 2012-379**
- 22. Resolution authorizing the purchase of Energy Generation Services for Public use on an Online Auction Website.
Resolution No. 2012-380**
- 23. Amended 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. 2012-381**
- 24. Amended Resolution accepting a Bid on Block 440, Lot 27, as a result of the Public Land Sale in the Township of Lakewood, County of Ocean, State of New Jersey, pursuant to N.J.S.A. 40A:12-1 et seq.
Resolution No. 2012-382**
- 25. Resolution authorizing the Insertion of a Special Item of Revenue into the 2012 Municipal budget, for funding under the FAA Grant Lakewood Airport Appropriation. (Chapter 159 – FAA Grant)
Resolution No. 2012-383**
- 26. Resolution authorizing the Award of a Professional Services Contract to Remington & Vernick Engineers to submit an application or applications for State Aid under the FY2013 New Jersey Department of Transportation Trust Fund Program.
Resolution No. 2012-384**
- 27. Resolution authorizing the Execution of Right of Entry Agreement for property known as Block 1235, Lot 27 and Block 1238, Lot 4, with the New Jersey Turnpike Authority.
Resolution No. 2012-385**

Motion by Committeeman Lichtenstein, second by Deputy Mayor Akerman, to approve Resolution Nos. 1 through 27 on the Consent Agenda.

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

Resolution Nos. 201-359 through 2012-385 – Adopted.

ORDINANCES SECOND READING

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 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 Deputy Mayor Akerman, second by Committeeman Lichtenstein.

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

Ordinance No. 2012-57 adopted on second reading.

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 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 Lichtenstein, second by Deputy Mayor Akerman.

Committeeman Langert asked to see some back-up information on this Ordinance.

Mayor Miller responded that the request came from the public school. Their request was regarding the loading/unloading of their school buses. No homes will be blocked; it is in front of the public school.

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

Ordinance No. 2012-58 adopted on second reading.

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 second reading.

Mayor Miller opened the meeting to the public.

David Drukaroff, 1433 Laurelwood Avenue – Stated he is interested because it will affect the Municipal Parking Lot outside of the Municipal Building; he asked where the limited time parking spaces will be located.

Committeeman Lichtenstein responded that the parking spaces will be located on the perimeter of the parking lot, near Fourth Street and Clifton Avenue.

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

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

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

Ordinance No. 2012-59 adopted on second reading.

ORDINANCES FIRST READING (Second reading and Public Hearing 10/25/12)

Bond Ordinance of the Township of Lakewood, in the County of Ocean, New Jersey, Providing for Various Capital Improvements and other Related Expenses in and for the Township of Lakewood and appropriating \$3,168,000.00 therefore, and providing for the issuance of \$3,017,135.00 in General Improvement Bonds or Notes of the Township of Lakewood to finance the same.

Read by title only for first reading.

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

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

Ordinance No. 2012-60 adopted on first reading. Second reading and public hearing to be held on October 25, 2012.

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 1022, Lot 5, plus additional consideration, and the Township of Lakewood to convey Block 463, Lot 2, as part of an Exchange of Lands pursuant to N.J.S.A. 40A:12-16.

Read by title only for first reading.

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

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

Abstain: Committeeman Langert

Ordinance No. 2012-61 adopted on first reading. Second reading and public hearing to be held on October 25, 2012.

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 1159.03, Lot 23, plus additional consideration, and the Township of Lakewood to convey Block 11, Lot 12, as part of an Exchange of lands pursuant to N.J.S.A. 40A:12-16.

Read by title only for first reading.

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

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

Abstain: Committeeman Langert

Ordinance No. 2012-62 adopted on first reading. Second reading and public hearing to be held on October 25, 2012.

CORRESPONDENCE

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

PARKS AND EVENTS CORRESPONDENCE

Per schedule of two (2) picnic/event requests, attached hereto and made a part hereof.

Motion by Committeeman Lichtenstein, second by Deputy Mayor Akerman, and carried, to approve the above correspondence items.

MOTION TO APPROVE BILL LIST OF: 10/09/12

Motion by Committeeman Lichtenstein, second by Committeeman Langert.

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

Bill List approved.

COMMENTS FROM COMMITTEE MEMBERS – None

ADJOURNMENT

Motion by Committeeman Lichtenstein, second by Deputy Mayor Akerman, and carried, to adjourn the meeting. Meeting adjourned at 8:05 PM.