

**The Lakewood Township Committee held a Meeting on Thursday, April 23, 2009 in the Lakewood Municipal Building, at 6:30 PM for the Executive Session, and 7:30 PM for the Public Meeting, with the following present:**

**Mayor..... Robert Singer**  
**Deputy Mayor..... Steven Langert**  
**Committee Members..... Menashe Miller**  
**Absent..... Raymond Coles**  
**Meir Lichtenstein**  
**Municipal Manager..... Frank Edwards**  
**Municipal Attorney..... Lawrence E. Bathgate, II, Esq.**  
**Jan Wouters, Esq.**  
**Acting Municipal Clerk..... Mary Ann Del Mastro**

**CLOSED SESSION**  
**Resolution No. 2009-144 – Adopted.**

**SALUTE TO THE FLAG AND PRAYER**

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 1, 2009 and published in the Asbury Park Press on January 8, 2009.

**ROLL CALL**

**OPEN SESSION**

Motion by Mr. Lichtenstein, second by Mr. Miller, and carried, to open the meeting.

**MOTION TO APPROVE MINUTES OF: 04/02/09**

Motion by Deputy Mayor Langert, second by Mr. Miller, and carried, to approve the above Minutes.

**MOTION TO APPROVE CLOSED SESSION MINUTES: 04/02/00**

Motion by Deputy Mayor Langert, second by Mr. Miller, and carried, to approve the above Closed Session Minutes.

**PRESENTATIONS**

**Census 2010**

Mr. Miller explained the upcoming census details. It is imperative that Lakewood is counted adequately and that each and every person is counted. Also present was Betty Rod, Partnership Specialist, Regional Census Center, who is the contact person who will bring all the groups of Lakewood together. Mr. Miller further advised that the Committee will appoint members to the Lakewood Complete Count Advisory Board, that will be

made up of people from every segment of the various groups in Lakewood, who will meet on a monthly basis to work out solutions in order to get everyone counted.

Mayor Singer advised that the Township will put up matching monies with the County towards the 2010 Census.

**Shade Tree Commission**

Michael Stillwell, Chairman of the Shade Tree Commission, thanked the Committee for giving the students the opportunity to participate in the program known as Arbor Day, to show their talents and to express their concerns in a Poster Day Contest in preserving one of the most precious resources, trees. He thanked the Commission members and Board secretary for their dedication, and the Department of Public Works for planting over three hundred and fifty trees throughout the Township over the last seven months, as well as the Engineering Department for their assistance. Certificates and awards were presented to the winners of the poster contest.

**ORDINANCES FOR DISCUSSION: None**

**Mayor Singer reviewed quality of life items from the previous meeting.**

With regard to conditions along Route 9 as far as clean up efforts are concerned, Ms. Rodriguez advised that fourteen (14) violations have been issued; out of the fourteen (14), eleven (11) have complied. She then issued three (3) summonses, as well as five (5) more violation notices this date.

With regard to Mr. Miller’s request for street light repairs along the entire roadway of the entrance and exit ramps to the Garden State Parkway, off Cedarbridge Avenue, Mr. Day advised he has sent a letter to the State Operations Center, and they are looking into it.

As to the issue of the paver stones in the downtown area, Mr. Day advised that he spoke with a representative from the Gas Company, and they are checking into the matter. He will follow up on it for the next meeting.

As to the issue of the traffic light at North Lake Drive, and traffic back-up, Mr. Day advised it will be long process. He is talking to the County representatives to see what can be done.

As to the issue of the replacement of the stop sign and no left-turn sign at the Lakewood Plaza, Mr. Day advised that the Public Works Department installed a right-turn only sign the following day.

Requests from Committee members:

Mr. Lichtenstein advised that along Pine Street, in front of the Pine River Village development, and Forest Park area, it has become a heavily walked area. He does not believe that any JCPL street lights were placed in that area. There are poles, but no lights. He asked that the Purchasing Department be directed to look into it.

Mayor Singer advised that it may not be JCPL, but it may be the Developer.

Mr. Miller added that with the previous Purchasing Agent, a traffic study and a traffic light survey was performed, and there were recommendations made at that time that were not implemented. He asked that Traffic & Safety check to see if they had the information from the previous studies. There are poles there that can have lights. The recommendations were made, but the previous Purchasing Agent did not follow through. He asked that it be reviewed again, and the work be done.

Mayor Singer asked that he be advised of what the Developer has not done there.

Mr. Miller advised that the development lights are lit; the poles that were knocked down have been replaced.

Mr. Lichtenstein requested that this matter be directed to Engineering and Traffic & Safety; for the Engineering Department to check to make sure that the lights that were to be installed, have been installed in the development area; and that Traffic & Safety look into the previous recommendations regarding the JCPL lights along Pine Street, and that Purchasing be directed to follow through with the installation of the lights.

Mayor Singer disagreed with the use of Traffic & Safety to do traffic light studies. He feels that the manpower is being used the wrong way, and wants them to take a look at that.

**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 Singer opened the meeting to the public.

Noreen Gill, 192 Coventry Drive – Asked for an update with regard to Cedarbridge housing and infrastructure.

Mayor Singer explained the Plan Endorsement and Town Center designation process.

Alice Kelsey, 295B Malvern Court – Thanked the Committee for the garbage cans that were placed on Cedarbridge Avenue near the woods. Also commented on the issues of Public Works salaries, the census, and the failure of the school board budget.

Fred Gincel, Carasaljo Drive – Commented with regard to the combined use Ordinance. He thanked the Committee for their research on this matter.

Bill Hobday, 30 Schoolhouse Lane – Commented with regard to the school board budget.

Gerry Ballwanz, Governors Road – Commented on the tax sale that was recently cancelled. Also commented on Resolution Nos. 2 and 4 on the Consent Agenda, and the Plan Endorsement process.

Robert Luban, Lakewood Courtyard – Commented on the fact that Lakewood is the 8<sup>th</sup> largest city in New Jersey; requested additional traffic lights along Route 9. Also complained about people riding bicycles on sidewalks.

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

At this time, the professionals left the meeting.

Mayor Singer commented on the issue of the school board budget having been significantly defeated in Lakewood. Advised that Mr. Lichtenstein and Deputy Mayor Langert, and Mr. Miller, as alternate, will set up a meeting as soon as possible with the School Board to start negotiating on the budget. If they are not satisfied with the results, they will hire an expert to look at the budget. They would like to work with the School Board on this issue, and not go through the additional expense of hiring an outside person.

## **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 in Recognition of Child Abuse Prevention Month – April 2009.  
Resolution No. 2009-145**
  
- 2. Resolution amending the Resolution of the Township of Lakewood adopted July 24, 2008 as Resolution #2008-292 authorizing the submission by the Lakewood Development Corporation of a Second Generation Project to the NJ Urban Enterprise Zone Authority; to be re-titled "Redevelopment Assistance Project" in the amount of \$250,500.00. (UEZ)  
Resolution No. 2009-146**

- 3. Resolution authorizing the execution of a contract for Architectural services for the new Lakewood Community Center, in the amount of \$15,000.00. (CDBG – Gibson-Tarquini)  
Resolution No. 2009-147**
- 4. Resolution authorizing an Agent to act on behalf of the Township of Lakewood with respect to the submission of applications for the construction or extension of sanitary sewer.  
Resolution No. 2009-148**
- 5. Resolution accepting a Bid on the following parcel as a result of the Private Land Sale of an undersized Parcel in the Township of Lakewood. (Block 11, Lot 11)  
Resolution No. 2009-149**
- 6. Resolution authorizing the submission for grant money to the Recycling Fund, pursuant to the Recycling Enhancement Act, P.L. 2007, Chapter 311.  
Resolution No. 2009-150**
- 7. Resolution releasing a Performance Guarantee, posted by New Jersey American Water Company in connection with various roads, (mill and resurface), in the amount of \$117,000.00.  
Resolution No. 2009-151**
- 8. Resolution amending the Professional Services Contract, with Tokarski & Millemann Architects, LLC, in the amount of \$1,195.47.  
Resolution No. 2009-152**
- 9. Resolution authorizing and direct the submission of an amendment request, in the amount of \$25,000.00 to the New Jersey Urban Enterprise Zone Authority. (Job Link Year 13)  
Resolution No. 2009-153**
- 10. Resolution rescinding certain Performing Guarantees posted by Mark Engle in connection with Block 2, Lots 115 to 119 and 121.  
Resolution No. 2009-154**
- 11. Resolution appointing members to the Lakewood Heritage Commission. (Edith Wolpin & Cathy Sage)  
Resolution No. 2009-155**
- 12. Resolution authorizing the extension of the agreement with Rehabco, Inc., for the Administration of Affordable Housing Units.  
Resolution No. 2009-156**

- 13. Resolution authorizing the execution of an agreement with the County of Ocean for Lakewood Police Services-Child Restraint Group.  
Resolution No. 2009-157**
- 14. Resolution making application to the Local Finance board pursuant to N.J.S.A. 40A:2-51.  
Resolution No. 2009-158**
- 15. Resolution appointing a member to the Lakewood Rent Control Board.  
(Yitzchok Willroth)  
Resolution No. 2009-159**
- 16. Resolution appointing a member to the Lakewood Environmental Commission. (David J. Hibberson)  
Resolution No. 2009-160**

Motion by Deputy Mayor Langert, second by Mr. Miller, to approve Resolution Nos. 1 through 16 on the Consent Agenda.

On Roll Call – Affirmative: Mr. Lichtenstein, Mr. Miller, Deputy Mayor Langert and Mayor Singer.

**Resolution Nos. 2009-145 through 2009-160 – Adopted.**

**ORDINANCE SECOND READING**

**An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, amending & supplementing Chapter XVIII entitled “Unified Development Ordinance” of the Code of the Township of Lakewood. (Section 18-905)**

Read by title only for second reading.

Mayor Singer 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 Langert, second by Mr. Miller.

Deputy Mayor Langert commended Mr. Wouters on the work he has done on this Ordinance.

On Roll Call – Affirmative: Mr. Lichtenstein, Mr. Miller, Deputy Mayor Langert and Mayor Singer.

**Ordinance No. 2009-17 adopted on second reading.**

**An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, vacating portions of a Shade Tree and Utility Easement located along Hope Hill Lane, in Block 11, Lots 87, 88, 89, 91, 92, 93, 95, & 96.**

Read by title only for second reading.

Mayor Singer 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 Mr. Lichtenstein, second by Mr. Miller.

On Roll Call – Affirmative: Mr. Lichtenstein, Mr. Miller, Deputy Mayor Langert and Mayor Singer.

**Ordinance No. 2009-18 adopted on second reading.**

**An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, amending and supplementing Chapter XVIII entitled “Unified Development Ordinance” of the Code of the Township of Lakewood. (Section 18-806)**

Read by title only for second reading.

Mayor Singer 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 Mr. Miller, second by Deputy Mayor Langert.

On Roll Call – Affirmative: Mr. Lichtenstein, Mr. Miller, Deputy Mayor Langert and Mayor Singer.

**Ordinance No. 2009-19 adopted on second reading.**

**ORDINANCE FIRST READING (Second reading and Public Hearing 05/06/09)**

**An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, amending and supplementing Chapter II entitled “Administration” of the Code of the Township of Lakewood. (2-56.3)**

Read by title only for first reading.

The above Ordinance was offered by Deputy Mayor Langert, second by Mr. Miller.

On Roll Call – Affirmative: Mr. Lichtenstein, Mr. Miller, Deputy Mayor Langert and Mayor Singer.

**Ordinance No. 2009-20 adopted on first reading. Second reading and public hearing to be held on May 6, 2009.**

**An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, authorizing the sale of an undersized parcel in the Township of Lakewood, at a Private Sale pursuant to N.J.S.A. 40A:12-1, et. seq. (Block 235, lot 36)**

Read by title only for first reading.

The above Ordinance was offered by Deputy Mayor Langert, second by Mr. Miller.

On Roll Call – Affirmative: Mr. Lichtenstein, Mr. Miller, Deputy Mayor Langert and Mayor Singer.

**Ordinance No. 2009-21 adopted on first reading. Second reading and public hearing to be held on May 6, 2009**

**An Ordinance releasing, extinguishing, and vacating the rights of the public in portions of paper streets known as Rudd Street, Fried Street, and Brier Street in the Township of Lakewood.**

Read by title only for first reading.

The above Ordinance was offered by Mr. Miller, second by Deputy Mayor Langert.  
On Roll Call – Affirmative: Mr. Lichtenstein, Mr. Miller, Deputy Mayor Langert and Mayor Singer.

**Ordinance No. 2009-22 adopted on first reading. Second reading and public hearing to be held on May 6, 2009.**

**An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, amending and supplementing Chapter XVI entitled "Property Maintenance" of the Code of the Township of Lakewood. (Section 16-1.5)**

Read by title only for first reading.

The above Ordinance was offered by Deputy Mayor Langert, second by Mr. Miller.  
On Roll Call – Affirmative: Mr. Lichtenstein, Mr. Miller, Deputy Mayor Langert and Mayor Singer.

**Ordinance No. 2009-23 adopted on first reading. Second reading and public hearing to be held on May 6, 2009.**

**An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, authorizing the conveyance and execution of a Deed of Utility and overhead Utility Easement and Right of Way Agreement with respect to a portion of Block 1602, Lot 15.**

Read by title only for first reading.

The above Ordinance was offered by Deputy Mayor Langert, second by Mr. Miller.  
On Roll Call – Affirmative: Mr. Lichtenstein, Mr. Miller, Deputy Mayor Langert and Mayor Singer.

**Ordinance No. 2009-24 adopted on first reading. Second reading and public hearing to be held on May 6, 2009.**

**Refunding Bond Ordinance of the Township of Lakewood, in the County of Ocean, New Jersey, providing for the refunding of all or a portion of the Township's General Improvement Bonds, Series 1999, heretofore issued to finance Capital Improvements, appropriating an amount not exceeding \$4,250,000.00 therefore and authorizing the issuance of not to exceed \$4,250,000.00 general obligation refunding bonds of the Township of Lakewood for financing the cost thereof.**

Read by title only for first reading.

The above Ordinance was offered by Deputy Mayor Langert, second by Mr. Miller.  
On Roll Call – Affirmative: Mr. Lichtenstein, Mr. Miller, Deputy Mayor Langert and Mayor Singer.

**Ordinance No. 2009-25 adopted on first reading. Second reading and public hearing to be held on May 6, 2009.**



**Calendar Year 2009 – Model Ordinance to exceed the Municipal Budget Appropriation Limits and to establish a Cap Bank (N.J.S.A. 40A:4-45.14).**

Read by title only for first reading.

The above Ordinance was offered by Deputy Mayor Langert, second by Mr. Miller.

Mr. Lichtenstein asked for an explanation of this Ordinance.

Mr. Edwards explained this is an option available to governing bodies that they have done every year, that the expenditure cap is two and a half percent, and the governing body by Ordinance can increase it by an additional one percent. And the rationale for doing it is because you get to bank monies where you are under the CAP for future years. If you stick with the two and a half, you lose that ability discretion for the future.

On Roll Call – Affirmative: Mr. Lichtenstein, Mr. Miller, Deputy Mayor Langert and Mayor Singer.

**Ordinance No. 2009-26 adopted on first reading. Second reading and public hearing to be held on May 6, 2009.**

**CORRESPONDENCE**

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

**PARKS AND EVENTS CORRESPONDENCE**

Per schedule of eighteen (18) items, attached hereto and made a part hereof.

Motion by Mr. Lichtenstein, second by Mr. Miller, and carried, to approve the above Correspondence and Parks and Events requests.

Deputy Mayor Langert did not vote on Item #3 on Parks and Events Correspondence.

**MOTION TO APPROVE BILL LIST OF: 04/21/09**

Motion by Mr. Miller, second by Deputy Mayor Langert, to approve the above Bill List.

On Roll Call – Affirmative: Mr. Lichtenstein, Mr. Miller, Deputy Mayor Langert and Mayor Singer.

**Bill List approved.**

**COMMENTS FROM COMMITTEE MEMBERS**

Mr. Lichtenstein thanked Mayor Singer for having the confidence in him to work along with the School Board on the Budget.

Mr. Miller announced the Memorial Day Parade to be held on May 25<sup>th</sup>. He has been working along with the Veterans Advisory Committee in preparation for the parade. He invited all to attend and participate.

Deputy Mayor Langert announced that on this coming Monday, April 27<sup>th</sup>, the Township Planner, T & M Associates, will be hosting an open public meeting for the Downtown Traffic Study to hear comments from the public. Everyone is encouraged to attend.

Deputy Mayor Langert further announced that the Budget Advisory Committee is preparing a list of recommendations for the Township Committee. They are going to submit a report of their recommendations to the Township Committee hopefully before the next meeting.

Deputy Mayor Langert further commented on the School Board Budget. He does not take the responsibility that he has been charged with lightly. He feels it will be difficult, and they all agree, it is not something they will take lightly.

Mr. Edwards reminded everyone that the next meeting will be held on Wednesday, May 6<sup>th</sup>, as opposed to the usual Thursday. At the next meeting, the Budget will be introduced. Mr. Edwards further explained the Budget procedures.

**ADJOURNMENT**

Motion by Deputy Mayor Langert, second by Mr. Miller, and carried, to adjourn the meeting. Meeting adjourned at 8:55 PM.