

**LAKWOOD TOWNSHIP COMMITTEE
MINUTES
MAY 4, 2006 • 7:30 PM**

The Lakewood Township Committee held a Meeting on Thursday, May 4, 2006 in the Lakewood Municipal Building, at 6:30 P.M. for the Executive Session and 7:30 P.M. for the Public Meeting, with the following present:

Mayor.....	Meir Lichtenstein
Deputy Mayor.....	Raymond Coles
Committee Members.....Absent.....	Senator Robert Singer
Arrived at 8:45 PM.....	Menashe Miller
	Charles Cunliffe
Municipal Manager.....	Frank Edwards
Municipal Attorney.....	Steven Secare
Municipal Clerk.....	Bernadette Standowski

CLOSED SESSION

Motion by Deputy Mayor Coles, second by Mr. Cunliffe.
Resolution No. 2006-201 – 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, 2006 and published in the Ocean County Observer on January 17, 2006.

ROLL CALL

OPEN SESSION

Motion by Deputy Mayor Coles, second by Mr. Cunliffe, and carried, to open the meeting.

Mayor Lichtenstein advised that Senator Singer is not present this evening because he is the Master of Ceremonies at the MODC Silver Gull Dinner, and Committee Miller is not present because he had military duties.

MOTION TO APPROVE MINUTES OF: None

MOTION TO APPROVE CLOSED SESSION MINUTES: 4/27/06

Motion by Mr. Cunliffe, second by Deputy Mayor Coles, to approve the above Closed Session Minutes.

On Roll Call – Affirmative: Mr. Cunliffe, Deputy Mayor Coles and Mayor Lichtenstein. Closed Session Minutes approved.

PRESENTATIONS:

Arbor Day Poster Contest

Craig Theibault, Chairman of the Shade Tree Commission, awarded Certificates to the winners of the Arbor Day Poster Contest.

ORDINANCES FOR DISCUSSION: None

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

As to the issues at Todd Plaza, Mr. Kielt advised that this item has not yet been completed. This is private property, and the owners did the Township a favor, and to ask him to do one more arrow, or to hire someone to do one more arrow, is a little bit out there. He understands what the Township is looking for, but he thinks it is pretty good the way it is; one more arrow would help if he would have asked for that in the first place, it would have been a lot easier.

Mr. Cunliffe understands the concern on this. He asked that maybe after the correct amount of time, could he revisit this issue.

As to the issue about pot holes at the intersection of Chestnut Street and Route 9, Mr. Mignella advised he contacted DOT maintenance, and they will send out a crew right away. John Franklin also contacted County Maintenance.

Mr. Cunliffe asked when the chevrons will be installed on Airport Road.

Mr. Mignella advised that the signs have to be fabricated, and it will probably be done during the month of May.

As to the issues on Spruce Street, Director Peters advised that a light survey was done this morning. Spruce Street, between Route 9 and Washington, was well lit. There are two street lights that need to be serviced, and JCPL has been notified. Spruce Street, between Washington and the eastern terminus, has four lights that are about four hundred feet apart; that area of the street is dark compared to the rest of the block. Additionally, that area has underground utilities and those four lights are mounted on fiberglass poles, not even on the traditional poles that are used. The street light at the eastern most end also is in need of repair; it cycles on and off. Due to the construction in the area, the street is wide and heavily wooded. The entrance to the cemetery is at

the end of Spruce Street. Where the fiberglass poles are located, the trees have grown and expanded, so they have sent word to Mr. Franklin, and he will trim the trees. And also JCPL was notified, this morning, of the concern about the lights that cycle on and off.

Mayor Lichtenstein asked Director Peters to follow up with the Committee to let them know if they were actually out there to do the repairs.

Comments from Committee Members:

Mr. Cunliffe asked Director Peters or Traffic & Safety to take a look at the new section of Vine Street, by the John Patrick Sports Complex. The coaches have noticed that people are traveling at a high rate of speed on that new road because it is quite long and straight. He asked that they start with the radar board as a warning to people to keep that speed down. It is posted at twenty-five, but they are doing well in excess of twenty-five miles per hour.

Director Peters agreed, and advised they have already initiated some special programs in that area as a result of some of the other issues going on with ATV's. So you should see some additional enforcement going on down there.

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 Lichtenstein opened the meeting to the public.

Rich Orne, Vine Street – Advised that a Support the Troops Night will be held at the Stadium on July 5th, 2006, and also requested that the Committee designate the week of July 2nd through July 8th as Support the Troops Week. They have also gotten Air Force approval for a fly-over. He further requested that non-perishable items, usable by the troops, be donated.

Mayor Lichtenstein asked Mr. Edwards to have the Resolution prepared for the next meeting, and starting June 15th, request Marlene Minor to place this information on the website, advising people what kind of items they can bring to the game for donations.

Mr. Edwards asked Mr. Orne if there was something prepared that they can place on the Website.

Mr. Orne advised he will have Pat O'Keefe of the IBEW contact Mr. Edwards directly with that information; yes, they do have a list.

Mayor Lichtenstein asked if a lot of seniors attend that night, and should this information also be placed in the Senior E-News.

Mr. Orne answered yes. This area is heavily laden with veterans. It is a very popular event.

Mayor Lichtenstein also asked that Dave Quinn be requested to put this information out on the Senior E-News in June.

Larry Simons, 7 Schoolhouse Court – Commented on the Lemon Law which is meant to protect small business owners by banning landlords and tenants from using deceptive practices when presenting leases to businesses for signing. He asked Mayor Lichtenstein if he was in favor of this Bill.

Mayor Lichtenstein answered yes.

Mr. Simons further commented that as MSL Management was the management company for the Seagull Square Shopping Center, was he in conflict.

Mr. Secare answered that Mayor Lichtenstein was not in conflict.

Bill Hobday, Schoolhouse Lane – Commented with regard to 2nd generation funds for the UEZ.

Janet Scher, Cross Street – Commented with regard to the Crystal Lake Preserve (CLP) zone Ordinances. Spoke in favor of the preservation of this land.

Carol Murray, Drake Road – Commented with regard to the Crystal Lake Preserve (CLP) zone Ordinances. Spoke in favor of the preservation of this land.

Pat Cook, Drake Road – Asked if the Township owned all the land in the Crystal Lake Preserve area, and where would the funding come from for the purchase of that land, and how would they go about setting the comparative land value for that land.

Mayor Lichtenstein answered that the Township did not own all of the land in that zone. They have spoken with the County, and the County has given them a favorable nod about giving the Township funds to purchase the out parcels that are not owned by the Township. The County, at this point, does not want to get involved in the condemnation process, they want to work with willing sellers. Once they have this established, they will direct the Manager or Engineer to start to identify the parcels of willing sellers. That will be the first step in acquiring the land.

Mr. Cunliffe asked the interested parties to write a letter of support for the Crystal Lake Preserve to the County, because the Township would want the County to spend some open space funds to purchase the land.

Mrs. Cook further requested that the Committee also look at developing very specific and strict guidelines for the Crystal Lake Preserve because she understands there is currently no zoning that describes what can happen in that area.

Mayor Lichtenstein answered that is exactly what they are doing this evening. And it is in the Unified Development Ordinance.

Solomon Gincel, 232 Hearth Court West – Commented with regard to the Crystal Lake Preserve. Spoke in favor of the preservation of this land.

Bob Cook, Drake Road – Spoke in favor of the preservation of the Crystal Lake Area.

Gerry Ballwanz, Governors Road – Commented with regard to the Crystal Lake Preserve Zone.

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

CONSENT AGENDA

The below listed items 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 Bingo and Raffle Applications:
2. Resolution authorizing emergency temporary appropriations for the period between the beginning of the current fiscal year and the date of the adoption of the 2006 Budget.

Mr. Edwards suggested the Committee remove this Resolution from the Consent Agenda because it requires four votes, and he believes that Mr. Miller will be arriving before the end of the meeting. They can vote on it at that time with an individual voice vote.

Deputy Mayor Coles removed the above Resolution from the Consent Agenda.

3. Resolution authorizing the Ocean County Sheriff's Department, Office of Emergency Management to prepare the Ocean County Multi-Jurisdictional Hazard Mitigation Plan for the Township of Lakewood.
Resolution No. 2006-202
4. Resolution authorizing the Division of Purchasing or its Designee, to conduct an auction for the sale of surplus items in the possession of Lakewood Township.
Resolution No. 2006-203
5. Resolution reducing a Performance Guarantee posted by Bais Tova, Inc. in association with Block 792 Lot 1.
Resolution No. 2006-204
6. Resolution endorsing a Transition Area Averaging Plan application in connection with Block 217 Lots 1, 3 and 4.

Deputy Mayor Coles removed the above Resolution from the Consent Agenda.

7. Resolution supporting \$4.3 Billion in FY 2007 Funding for the Community Development Block Grant Program.
Resolution No. 2006-205

8. Resolution declaring May 6 through May 16 as National Safe Kids Week in the Township of Lakewood.
Resolution No. 2006-206

Motion by Deputy Mayor Coles, second by Mr. Cunliffe, to approve Resolution Nos. 3, 4, 5, 7 and 8 on the Consent Agenda.

On Roll Call – Affirmative: Mr. Cunliffe, Deputy Mayor Coles and Mayor Lichtenstein.
Resolution Nos. 2006-202 through 2006-206 – Adopted.

As to Resolution 2, Mayor Lichtenstein asked the Township Clerk to make sure they revisit this matter before the end of the meeting.

As to Resolution 6, Deputy Mayor Coles offered a Motion that this Resolution be carried to the June 22, 2006 meeting. He received information this evening that he needs to discuss before he votes on this Resolution. A second to the Motion was offered by Mr. Cunliffe.

On Roll Call – Affirmative: Mr. Cunliffe, Deputy Mayor Coles and Mayor Lichtenstein.
Resolution No. 6 carried to the meeting of June 22, 2006.

ORDINANCES 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. (Zoning Districts & Zoning Map)
Read by title only for second reading.

Mayor Lichtenstein 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. Cunliffe, second by Deputy Mayor Coles.

On Roll Call – Affirmative: Mr. Cunliffe, Deputy Mayor Coles and Mayor Lichtenstein.
Ordinance No. 2006-29 adopted on second reading.

- An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, redefining the “Crystal Lake Preserve Area” pursuant to N.J.S.A. 40:61-1 et seq., and revised General Ordinances of the Township of Lakewood, Section 8-4 entitled “Parks and Playgrounds; Recreational Facilities Designated.”
Read by title only for second reading.

Mayor Lichtenstein 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 Coles, second by Mr. Cunliffe.

On Roll Call – Affirmative: Mr. Cunliffe, Deputy Mayor Coles and Mayor Lichtenstein.
Ordinance No. 2006-28 adopted on second reading.

ORDINANCES FIRST READING – None

CORRESPONDENCE

Letter from Tracy Boyer requesting to use Town Square on June 10, 2006 from 5:00 PM until 9:00 PM to give out free food and clothing.

Letter from Bethel Spanish Pentecostal Church requesting to use Town Square on June 7, 14, 21, 28, 2006 from 7:00 PM until 8:00 PM for prayer service.

Letter from Lakewood Community Outreach requesting to use Town Square on June 1, 2, 3, 15, 16, 2006 from 6:30 PM until 8:30 PM for summer outreach.

Letter from Greater Works Deliverance Church requesting to use Town Square on June 17, 2006 from 4:00 PM until 8:00 PM.

Motion by Mr. Cunliffe, second by Deputy Mayor Coles, to accept the dates as marked on the correspondence, and as recommended by the professionals, and to receive and file, the above requests.

On Roll Call – Affirmative: Mr. Cunliffe, Deputy Mayor Coles and Mayor Lichtenstein.

PARKS AND EVENTS CORRESPONDENCE

Per schedule of eight (8) items attached hereto and made a part hereof.

Motion by Mr. Cunliffe, second by Deputy Mayor Coles, to approve the above requests.

On Roll Call – Affirmative: Mr. Cunliffe, Deputy Mayor Coles and Mayor Lichtenstein.

Mayor Lichtenstein advised they needed to go back to Resolution 2 on the Consent Agenda, and call for a Motion.

Mr. Cunliffe advised they did not have enough votes.

Deputy Mayor Coles offered a Motion to carry Resolution 2 to May 11th.

Mr. Cunliffe suggested they try to reach Mr. Miller by phone as they could take his vote over the phone.

Mr. Edwards explained it is for the temporary budget which adds one twelfth of last year's number, and it needs four votes.

At this time, as to Resolution 2 on the Consent Agenda, Mayor Lichtenstein tried to reach Committeeman Miller by phone, but was unable to reach him.

(The professionals left the meeting at this time.)

Mr. Cunliffe asked Mr. Edwards if they had to carry the Resolution to the May 11th meeting, would it cause them any financial difficulties in not having an affirmative vote this evening.

Mr. Edwards answered no. There is a project that needs these funds to be put into the temporary budget, because they do not have the funds to pay for the project.

Mr. Edwards added that Mr. Miller thought he would be back by 8:30 PM.

Mayor Lichtenstein explained to the public that they need to take a vote on the Budget that needs four affirmative votes.

Mr. Cunliffe added that if the document is read to you over the phone, you can make your vote from another location, as long as you can hear it, and the people can hear you make your vote.

Mr. Edwards explained this is the Temporary Budget as opposed to the 2006 Municipal Budget.

MOTION TO APPROVE BILL LIST OF: None

COMMENTS FROM COMMITTEE MEMBERS

Mr. Cunliffe advised the public that at the new sports complex they will have the BOCA Men's Soccer Team, who will play the PDL (Professional Development League) who are coming up from the Washington DC and Delaware area. They are playing at the complex on Saturday, May 13th at 6:30 PM. You can bring your own lawn chairs. There is no admission fee, and he invited everyone to come out.

Mr. Cunliffe also advised that on the website, in a few days, there will be a list of soccer try-outs, for both boys and girls, that will be held at the complex.

Mayor Lichtenstein re-opened the meeting to the public.

Bill Hobday – Stated that NJ Transit maintains a terminal here, and a lot of their buses use the Route 9 corridor. He suggested they start to negotiate with them to provide more NJ Transit services to the Township, especially for the Job Link Program, transportation to and from the Industrial Park, etc. He added that NJ Transit runs all through Asbury Park. Many of the cities in the State of NJ are serviced by NJ Transit buses. The streets in Lakewood are narrow, so they can not do that. However, they do have the benefit of Route 9 and Route 88 and buses can get to the Industrial Park. Instead of the Township providing a bus, maybe it would be better to negotiate with NJ Transit to use their service, even if the Township subsidizes them to keep the fare very low. It might be something for the Township to consider.

Mayor Lichtenstein asked if he was suggesting this for local streets, as opposed to what they are doing now, just going down Route 9

Mr. Hobday answered no. He was suggesting that they were going to meet a new issue, with the muster zone, of getting people there. The Township may have to buy a bus, or lease a bus, and he is suggesting that instead of that, perhaps it would be best to negotiate with NJ Transit to provide that service from Route 9....from various pick-up points, to the Industrial Park, and back...a regular service, like they do to the shopping centers.

Mayor Lichtenstein answered that he wanted to dispel a rumor, or myth, that may be going around. The Township is not providing any additional transportation because of the creation of the Employment Center. A percentage of the day laborers who wait in the downtown area may not need transportation because they live close to the downtown area, while people from other areas, whatever mode of transportation they use to get to the downtown area, they will now use that same mode of transportation to get to the Employment Service Area. It is his belief, and he would like to at least try it, to just use the Township's existing bus service, have the day laborers be the regular fare-paying customers, to get to where they need to go in the Industrial Park. However, in his opinion, should the need arise, because there are more people than the bus can handle, then they would entertain the suggestion to negotiate with NJ Transit. He does not know if they will need additional transportation. The current transportation may be able to handle it.

Mr. Cunliffe added that Mr. Hobday brought up an interesting point. Anyone who is on the Route 9 corridor, or anyone who uses NJ Transit.....what if they live in Monmouth County, or Berkeley, and they use NJ Transit.....what if they work in the Industrial Park. What would be wrong with the bus making a stop in the Industrial Park. At the rate of gas prices today, perhaps if there was a stop on Cedarbridge Avenue, that was a regular NJ Transit Stop, people would use a bus. He felt that Mr. Hobday had a good suggestion and the Township should write a letter to NJ Transit.

Mayor Lichtenstein asked Mr. Edwards to write a letter to NJ Transit asking them if they would consider that additional stop on Cedarbridge Avenue.

At this time, Mr. Miller arrived at the meeting.

At this time, Resolution 2 that was removed from the Consent Agenda was discussed and acted upon as follows:

2. Resolution authorizing emergency temporary appropriations for the period between the beginning of the current fiscal year and the date of the adoption of the 2006 Budget.

Motion by Deputy Mayor Coles, second by Mr. Cunliffe.

On Roll Call – Affirmative: Mr. Miller, Mr. Cunliffe, Deputy Mayor Coles and Mayor Lichtenstein.

Resolution No. 2006-207 – Adopted.

ADJOURNMENT

Motion by Deputy Mayor Coles, second by Mr. Cunliffe, and carried, to adjourn the meeting. Meeting adjourned at 8:45 P.M.