

**LAKWOOD TOWNSHIP COMMITTEE  
MINUTES  
MAY 29, 2008**

The Lakewood Township Committee held a Meeting on Thursday, May 29, 2008 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.....	Raymond Coles
Deputy Mayor.....	Meir Lichtenstein
Committee Members.....	Senator Robert Singer Menashe Miller Charles Cunliffe
Municipal Manager.....	Frank Edwards
Municipal Attorney.....	Charles Hutchinson
Municipal Clerk.....	Bernadette Standowski

**CLOSED SESSION**

Motion by Mr. Cunliffe, second by Deputy Mayor Lichtenstein.  
Resolution No. 2008-169

**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, 2008 and published in the Asbury Park Press on January 8, 2008.

**ROLL CALL**

**OPEN SESSION**

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

**MOTION TO APPROVE MINUTES OF: 05/07/08**

Motion by Deputy Mayor Lichtenstein, second by Mr. Miller, and carried, to approve the above Minutes.  
Mr. Miller requested that the records reflect that he was not present at the subject meeting.  
Minutes approved.

**MOTION TO APPROVE CLOSED SESSION MINUTES: 05/07/08**

Motion by Deputy Mayor Lichtenstein, second by Mr. Miller, and carried, to approve the above Closed Session Minutes.  
Mr. Miller requested that the records reflect that he was not present at the subject meeting.  
Closed Session Minutes approved.

## **PRESENTATIONS**

### **Arbor Day**

Michael Stillwell, Chairman of the Lakewood Shade Tree Commission, thanked the Township Committee members for giving the students the opportunity to participate in the program known as Arbor Day, and to show their talents and concerns in a Poster Day Contest, expressing the importance of preserving one of our most precious resources, trees. Certificates and awards were presented to the winners of the Poster Day Contest.

### **Police Department**

The newest members of the Police Department were introduced to the public by Police Chief Robert Lawson. Also, certain members of the Police Department were recognized for outstanding police work, as well as those who have earned promotions.

## **ORDINANCES FOR DISCUSSION: None**

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

Mr. Mignella advised he spoke with the State regarding the intersection of North Lake Drive and Route 9. Based on their assessment, there is ample green time for pedestrians to cross. However, due to vehicles making right turns, there is a conflict, and a safety issue. They have passed this matter on to their safety impact team for further review, and they will come back with a possible solution.

Mr. Miller advised of two locations, that are dead ends, and the need for “No Outlet” signs to be placed at the entrances. The locations are Tiffany Lane and Shonee Court. A memo has been sent to Mr. Franklin with regard to this matter.

Mr. Miller also asked Mr. Mignella to look at the left turn signal on Route 9 and County Line Road. The area has been recently restriped by the County. Now that there is a dedicated turning lane, he asked if there will be a dedicated turning arrow.

Senator Singer advised that he spoke with the State about this matter. They feel that based on the change in the intersection, that is not a problem. They have no plans in making a left turn.

Senator Singer asked that Traffic & Safety look at the area where sewer work is being done on James Street. The construction blocks Sunset Road, where there are traffic flagmen at both ends. The problem is that they are detouring the traffic down the first block in New England Village, where parking is permitted on both sides. This is a detour that does not work, because people have parked their cars and vans almost to the end of the street, which does not allow trucks and school buses to maneuver the turns. His complaint is that when you do a detour, you have to walk the detour to make sure it works. There should be no parking allowed on one side during the construction.

Mr. Miller also asked that with regard to detours in Lakewood, in general, there has to be adequate signage for people to follow the detour.

Mayor Coles asked that Mr. Franklin work with Traffic & Safety, and when detours are planned, that there is adequate signage to plot the route.

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 Coles opened the meeting to the public.

Ada Gonzalez, 1309 Ridge Avenue – Invited everyone to the ESL Graduation, to be held this Monday in Town Square at 6:30 PM.

Alice Kelsey, 295B Malvern Court East – Commented with regard to the Poster Day Award presentations and the Police Department presentations, and voiced her concerns about the lack of female participants in this evening's celebration for the Police Department. Also commented she is extremely concerned as a constituent of this town that Mr. Cunliffe has chosen not to run for office again, and commended him on his service. Also commented on the matter of housing, when buildings are being torn down for parking; what provisions are being made for the people who will be displaced.

Senator Singer answered that all buildings that the town will be purchasing do not have any tenants. People will not have to be relocated because there are no tenants to relocate. He believes that all the buildings are commercial buildings, not residential.

Mr. Cunliffe thanked Mrs. Kelsey for her kind words.

Eli Hosenfeld, 2 Shemen Street – Expressed his concerns for the need for sidewalks along Ridge Avenue in the area of the Red Oaks and White Oaks developments, and presented a petition to the Township Committee from the residents of the area.

Bill Hobday, 30 Schoolhouse Lane – Commented with regard to the Police Department presentations. Also commented with regard to the new Bachelor of Science Program in Nursing at GCU. Also stated that Mr. Cunliffe has been a dear friend, and he will hate to see him go, and thanked him for his service.

Ann Richardson, 1870 Lanes Mill Road – Thanked the Committee for the wonderful job that was done on County Line Road. Also complained about the traffic on Route 9, and Clifton Avenue. Also commented that children are not wearing helmets while riding bicycles as required by law. Also stated that she will hate to see Mr. Cunliffe go.

Robert Lubin, Lakewood Courtyard – Asked if there is a law that says that people are not supposed to ride bicycles on the sidewalk. He does not drive, and has to walk everywhere, and has almost been run down by bicycles. Also complained about the cross walk at the intersection of North Lake and Route 9, where the sign says walk, but cars are turning.

Deputy Mayor Lichtenstein advised that the State is looking at the intersection for possible solutions.

Mayor Coles asked Deputy Mayor Lichtenstein to speak with Chief Lawson about some kind of education program regarding the requirement for helmets to be worn by children when riding bicycles, as well as keeping them off the sidewalks.

Gerry Ballwanz, Governors Road – Stated that she is sorry that Mr. Cunliffe’s name will not be on the ballot for next week’s primary election. Also commented on the recent newspaper article regarding the Little League field.

Mr. Cunliffe thanked Mrs. Ballwanz for her comments.

Seeing no one else wishing to be heard, Mayor Coles 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 a Maintenance Bond posted by J & J Group, LLC in connection with Block 423, Lot 17, in the amount of \$108,986.00  
Resolution No. 2008-170
2. Resolution releasing an escrow posted by Sydney Krupnick Realty, Inc., in connection with Block 419, Lot 420.01  
Resolution No. 2008-171
3. Resolution reducing a Performance Guarantee posted by Fairways East Associates, LLC, in association with Block 533 & 534, various lots  
Resolution No. 2008-172
4. Resolution releasing a Maintenance Bond posted by K Land Corporation in connection with Block 1082, Lot 7, in the amount of \$54,230.00  
Resolution No. 2008-173
5. Resolution authorizing submission of an amendment application to New Jersey Urban Enterprise Zone Authority for Enterprise Zone Assistance Funds for the year 2008, in the amount of \$12,000.00 (UEZ – Job Link 12)  
Resolution No. 2008-174
6. Resolution approving a Corporate Structure change, for Liquor License #1514-33-007-009, Rare Hospitality International, Inc.  
Resolution No. 2008-175

7. Resolution releasing a Maintenance Bond posted by Spruce Street, LLC in connection with Block 778, in the amount of \$31,927.00  
Resolution No. 2008-176
8. Resolution authorizing submission of application to New Jersey Urban Enterprise Zone Assistance Funds for the year 2008, in the amount of \$25,000.00 (UEZ Downtown Parking Development – Phase 2)  
Resolution No. 2008-177
9. Resolution of the Lakewood Development Corporation authorizing submission of application to New Jersey Urban Enterprise Zone Authority for Enterprise Zone Assistance Funds for the fiscal year 2009, in the amount of \$636,220.00 (UEZ – Job Link 13)  
Resolution No. 2008-178
10. Resolution authorizing submission of application to New Jersey Urban Enterprise Zone Authority for Enterprise Zone Assistance funds for the Fiscal year 2009, in the amount of \$1,838,546.00 (UEZ – Annual Debt Service)  
Resolution No. 2008-179
11. Resolution authorizing submission of a project application to the New Jersey Urban Enterprise Zone Authority for Enterprise Zone Assistance funds for the Year 2009, in the amount of \$50,500.00 (UEZ – 2008 Blinds to Go Project)  
Resolution No. 2008-180
12. Resolution releasing an Escrow posted by Michael & Grace Rottenberg in connection with Block 27, Lots 14, and 15  
Resolution No. 2008-181
13. Resolution supporting Redevelopment Study at 244 Main Street (UEZ – Block 123, Lot 2)  
Resolution No. 2008-182
14. Resolution supporting Redevelopment Study at Block 93, Lots 5, 6, and 12 (UEZ)  
Resolution No. 2008-183
15. Resolution of the Township of Lakewood authorizing the submission of an amendment application to the Urban Enterprise Zone Authority for FY '08 Administrative Budget, in the amount of \$5,000.00 (UEZ)  
Resolution No. 2008-184
16. Resolution in support of Myasthenia Gravis awareness month  
Resolution No. 2008-185
17. Resolution authorizing the advertisement for and solicitation of proposals for Municipal Public Defender  
Resolution No. 2008-186

18. Resolution amending a leave of absence, for Veronica Dingle, who returned from her leave of absence on May 26, 2008  
Resolution No. 2008-187
19. Resolution establishing traffic regulations in connection with the July 4th. Fireworks to be conducted at Lake Carasaljo  
Resolution No. 2008-188
20. Resolution releasing an Escrow posted by Naftali Frankel & Congregation Bnai Baruch in connection with Block 148, Lots 1, 1.01, 1.02 and 1.03  
Resolution No. 2008-189
21. Resolution releasing an Escrow posted by Shore Outpatient Surgicenter, LLC in connection with Block 1086, Lot 28  
Resolution No. 2008-190

**Motion by Senator Singer, second by Mr. Miller, to approve Resolution Nos. 1 through 21 on the Consent Agenda.**

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

Deputy Mayor Lichtenstein abstained from the vote on Resolution No. 6.

As to Resolution No. 19, Mr. Miller advised that the July 4th Fireworks will be held on July 3rd.  
**Resolution Nos. 2008-170 through 2008-190 – Adopted.**

## **ORDINANCE SECOND READING**

• **An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, establishing the salaries and positions of persons employed by the Township of Lakewood in the County of Ocean and State of New Jersey for certain employees of the Lakewood Township IBT Local #469 Teamsters Union**

Read by title only for second reading.

Mayor Coles 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 Senator Singer, second by Deputy Mayor Lichtenstein.**

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

**Ordinance No. 2008-22 adopted on second reading.**

- **An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, authorizing the acquisition of Block 536, Lot 177 for youth related educational/recreational activities as shown the tax map of the Township of Lakewood, pursuant to and in accordance with N.J.S.A. 40A:12-1, et. seq.**

Read by title only for second reading.

Mayor Coles 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 Senator Singer, second by Deputy Mayor Lichtenstein.**

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

**Ordinance No. 2008-23 adopted on second reading.**

- **An Ordinance amending the Code of the Township of Lakewood, Chapter 18, Unified Development Ordinance, by revising and supplementing the regulations concerning flag lots (Section 18-805.G)**

Read by title only for second reading.

Mayor Coles 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 Lichtenstein; no second was offered.**

**Ordinance No. 2008-21 died on second reading due to lack of second to the Motion.**

- **Calendar Year 2008 Ordinance to exceed the Municipal Budget Appropriation Limits and to establish a Cap Bank**

Read by title only for second reading.

Mayor Coles 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 Lichtenstein, second by Mr. Miller.**

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

**Ordinance No. 2008-25 adopted on second reading.**

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

Read by title only for second reading.

Mayor Coles 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 Lichtenstein, second by Mr. Miller.**

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

**Ordinance No. 2008-26 adopted on second reading.**

#### **ORDINANCE FIRST READING** (Second reading and Public Hearing 06/26/08)

- **Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, authorizing the sale of Lot 41 in Block 190.04, Lots 1 and 3 in Block 199, Lots 1 and 5 in Block 200, Lot 1 in Block 201, and Lot 1 in Block 202, 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. (Burnside Ave., Creston Ave., Monroe Ave.)**

Read by title only for first reading.

**The above Ordinance was offered by Senator Singer, second by Mr. Miller.**

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

**Ordinance No. 2008-27 adopted on first reading. Second reading and public hearing to be held on June 26, 2008.**

- **An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, amending and supplementing Chapter XI of the Code of the Township of Lakewood entitled Traffic (Park Place)**

Read by title only for first reading.

**The above Ordinance was offered by Senator Singer, second by Mr. Miller.**

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

**Ordinance No. 2008-28 adopted on first reading. Second reading and public hearing to be held on June 26, 2008.**



Motion by Senator Singer, second by Deputy Mayor Lichtenstein, to approve the following correspondence.

## **CORRESPONDENCE**

Per list of five (5) correspondence items, attached hereto and made a part hereof.

## **PARKS AND EVENTS CORRESPONDENCE**

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

## **MOTION TO APPROVE BILL LIST OF: 05/27/08**

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

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

Bill List approved.

## **COMMENTS FROM COMMITTEE MEMBERS**

Mr. Miller complained about the gypsy moth spraying; the low flying aircraft spraying the pesticides without prior warning. He requested that in future years, they have to do a much better job in advertising the gypsy moth program. He certainly wants to keep doing it, and does not want to have the same problems as in Jackson where they did not spray, but they need to do a better job in advising the public when and where the spraying takes place.

Deputy Mayor Lichtenstein advised he had requested that the Public Works Department and the reverse 911 was coordinated on that matter. Perhaps they can do some pre-planning for next year.

Mr. Edwards advised that the problem is that the State of New Jersey hires the contractor, and sets up the sequences, weather permitting. The town does not get very much of a warning as to when exactly the spraying will be done.

Senator Singer suggested that instead of just sending the petition for sidewalks to the County, that they pass a Resolution requesting that the County install the sidewalks on Ridge Avenue. Motion by Senator Singer, second by Deputy Mayor Lichtenstein, and carried. Mayor Coles asked the Township Attorney to prepare the necessary Resolution, and the Township Clerk to send a copy of the petition to Mr. Secare's office.

Deputy Mayor Lichtenstein commented with regard to the Budget. He did have the opportunity to speak with the other Committee members. When the Budget comes before the Committee for public hearing and adoption, there are some changes as to eliminating some services and positions. He thanked the Manager for working with the Committee, and the Committee for their support.

## **ADJOURNMENT**

**Motion by Deputy Mayor Lichtenstein, second by Mr. Miller, and carried, to adjourn the meeting. Meeting adjourned at 9:05 PM.**