

**The Lakewood Township Committee held a Meeting on Thursday, November 4, 2010, in the Lakewood Municipal Building, at 6:30 PM for the Executive Session and 7:00 PM for the Public Meeting, with the following present:**

**Mayor..... Steven Langert**  
**Deputy Mayor.....Menashe Miller**  
**Committee Members.....Robert Singer**  
**Raymond Coles**  
**Meir Lichtenstein**  
**Municipal Manager..... Michael Muscillo**  
**Municipal Attorney..... Lawrence E. Bathgate, II, Esq.**  
**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 1, 2010 and published in the Asbury Park Press on January 6, 2010.**

**ROLL CALL**

**CLOSED SESSION**

**Resolution No. 2010-321 – Adopted.**

**ROLL CALL**

**SALUTE TO THE FLAG AND PRAYER**

**OPEN SESSION**

Motion by Committeeman Coles, second by Deputy Mayor Miller, and carried, to open the meeting.

**MOTION TO APPROVE MINUTES OF: 10/21/10**

Motion by Committeeman Coles, second by Deputy Mayor Miller, and carried, to approve the above Minutes.

**MOTION TO APPROVE CLOSED SESSION MINUTES: 10/21/10**

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

**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 Langert opened the meeting to the public.

Joyce Blay, NJ News and Views, 1594 Crimson Road, Toms River – Asked what Deferred Compensation Carriers would provide for the Township and LDC; is this in the event there is not enough money for salaries.

Committeeman Singer explained that Deferred Compensation Plans are paid by the individual employees. Since there is a pension system, you can not have a 401 K, but you can have a deferred comp, which means that employees are allowed to take a part of their salary and put it away for retirement that is not taxed until they retire. The Township offers a number of companies that they can choose from.

Ms. Blay also asked about the Ordinance appointing a Deputy Municipal Manager. Asked how much the Township will pay for this employee, and if in fact there is someone they have already decided to hire.

Mayor Langert answered that this is a position that the Manager asked the Committee to create. As of now, it is unfunded; it has no salary range yet. When a salary range is determined the Committee will adopt an Ordinance, which is public information.

Ms. Blay asked what the duties will be. What supplementary services will this individual provide that the current Manager can not perform within the time that he serves the municipality.

Ms. Blay also asked about the current taxi medallion cost.

Noreen Gill, 192 Coventry Drive – Commented on the proposed position of Deputy Municipal Manager. She does not understand why the Township Manager needs a Deputy. Also commented on a rumor she heard months ago that Mr. Reinman would be nominated for this position. Asked what the salary would be for this position; asked if it would be a male or female. Ms. Gill further stated she is sorry to see Zak leaving as the APP reporter for Lakewood.

Howard Suchno, 59 Foxwood Road – Commented on Zak's reporting on Lakewood activities. Further commented on crime and violence in Lakewood, and at Highpoint. Asked what is being done to address the crime and violence in Lakewood to make it safe for the residents.

Bill Hobday, 30 Schoolhouse Lane – Commented with regard to the Municipal Budget. Congratulated Deputy Mayor Miller on his promotion to Major in the Air Force. Thanked Committeeman Coles for his assistance with street lighting on Locust Street. Also commented on recent incidents in Lakewood.

Gerry Ballwanz, Governors Road – Commented on the Ordinance creating the new position of Deputy Municipal Manager. She asked how the Township will justify this new position in the Budget; people have lost their jobs, and more people may be losing their jobs, and the Committee is now creating a new position. She thinks that the Committee needs to make greater justification than someone requesting it, that maybe they can not handle the job. In the past, only one person handled the job. She thinks this is a bad move, and does not know how the residents of Lakewood can afford for the Township to create a new position. Also, asked about the floor that buckled in the school on Somerset; asked what caused the floor to buckle, if all the CO's were in place. Also commented on the Land Sale Ordinance; asked about closing procedures.

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

Committeeman Lichtenstein responded to comments with regard to police enforcement at the Highpoint development.

Committeeman Lichtenstein further commented on the decrease in violent crimes in Lakewood, and that the Police Department is doing an excellent job.

Mayor Langert responded to comments with regard to the Municipal Budget, and the creation of the position of Deputy Municipal Manager. It is basically a title that will be bestowed on someone who is currently in town hall, so that when the Manager is out, there is someone to turn to in town hall in his absence. They are not thinking of hiring anyone new or bringing in anyone from the outside.

Mayor Langert further commented on crime in Lakewood.

Mayor Langert advised Ms. Blay that the duties of the Deputy Manager are outlined in Section D of the Ordinance.

Mayor Langert advised Ms. Blay that seven taxi medallions are on the books that have been sitting there for sale for the past ten years. They are available for \$1,000.00 each. In order to try and move them off the books, and bring in a little money for the town, the Township is offering them for sale at a discount between now and June, for people to come in and buy a medallion and run a legal taxi cab service in Lakewood.

## **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 appropriation Transfers in the 2010 Municipal Budget, in the amount of \$455,770.00.  
Resolution No. 2010-322**
- 2. Resolution approving a Leave of Absence, without pay, for Maria Capala, from November 1, 2010 to December 13, 2010.  
Resolution No. 2010-323**
- 3. Resolution designating Deferred Compensation Carriers for the Township of Lakewood and the Lakewood Development Corporation for the year 2010.  
Resolution No. 2010-324**
- 4. Resolution amending a Professional Services Contract awarded to T&M Associates for 2010 for Water Quality Management Plan Services, increasing the authorization by \$10,000.00.  
Resolution No. 2010-325**
- 5. Resolution releasing a Performance Guarantee posted by Joseph E. Lucas in connection with application SD#1571, Block 499, Lot 19, Bellevue/Newport Avenue, in the amount of \$62,460.00.  
Resolution No. 2010-326**
- 6. Resolution authorizing an Amendatory Agreement amending the Schedule "C" Agreement with the County of Ocean 2010 for road maintenance and repair, by and additional \$5,000. (Schedule C)  
Resolution No. 2010-327**

Motion by Deputy Mayor Miller, second by Committeeman Coles, to approve Resolution Nos. 1 through 6 on the Consent Agenda.

On Roll Call- Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman Singer, Deputy Mayor Miller and Mayor Langert.

**Resolution Nos. 2010-322 through 2010-327 – Adopted.**

## **ORDINANCES SECOND READING**

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

**2-76.3 (Fees for Copies) of the Revised General Ordinances of the Township of Lakewood 1999. (Chapter II, Sec. 2-76.3 - Fees)**

Read by title only for second reading.

Mayor Langert 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 Deputy Mayor Miller.

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

**Ordinance No. 2010-70 adopted on second reading.**

**An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, amending and supplementing Chapter IV (General Licensing), Section 4-6 (Licensed Towing Operators Requirements) of the Revised General Ordinances of the Township of Lakewood 1999. (Chapter IV, Sec. 4-6 Licensed Towing Operators)**

Read by title only for second reading.

Mayor Langert 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 Miller, for purposes of discussion.

Committeeman Lichtenstein commented on the amendments to the Ordinance. He would like to keep the tarping fees out of the Ordinance, and they can revisit the issue at a later date, if necessary; the administrative fee will be charged at the fourth documented visit; and that payment for impounded vehicles may be in cash or credit card. Towing operators shall accept cash and credit card payment for all other services rendered. Check payment is at the discretion of the towing business.

The Motion was amended to reflect the above amendments.

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

**Ordinance No. 2010-80 adopted on second reading, as amended.**

**ORDINANCES FIRST READING (Second reading and Public Hearing - 11/18/10)**

**An Ordinance of the Township of Lakewood County of Ocean, State of New Jersey, amending and supplementing Chapter XI (Traffic), Section 11-12A (No Stopping, No Standing) and Schedule XI-A (No Stopping, No Standing) of**

**the Revised General Ordinance of the Township of Lakewood 1999. (Chapter XI, Section 11-21A & Schedule XI-A)**

Read by title only for first reading.

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

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

**Ordinance No. 2010-81 adopted on first reading. Second reading and public hearing to be held on November 18, 2010.**

**An Ordinance amending and supplementing Chapter IX (Taxicabs) of the Revised General Ordinances of the Township of Lakewood, 1999, more specifically Section 9-5.2 (Fees). (Chapter IX, Section 9-5.2 Taxi Fees)**

Read by title only for first reading.

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

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

**Ordinance No. 2010-82 adopted on first reading. Second reading and public hearing to be held on November 18, 2010.**

**An Ordinance amending and supplementing Chapter II (Administration) of the Revised General Ordinances of the Township of Lakewood, 1999, more specifically Section 2-10 (Department of Administration) for the purpose of creating the position of Deputy Municipal Manager. (Chapter II, Section 2-11 - Deputy Municipal Manager)**

Read by title only for first reading.

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

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

**Ordinance No. 2010-83 adopted on first reading. Second reading and public hearing to be held on November 18, 2010.**

**Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, authorizing the sale of Lot 19, in Block 120 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. (Clifton Ave. between 2<sup>nd</sup> & 3<sup>rd</sup> Streets)**

Read by title only for first reading.

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

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

**Ordinance No. 2010-84 adopted on first reading. Second reading and public hearing to be held on November 18, 2010.**

**An Ordinance releasing, extinguishing and vacating the rights of the Public in a 190 foot portion of a paper street known as Evelyn Avenue, in the Township of Lakewood. (St. Vacation – Evelyn Ave.)**

Read by title only for first reading.

The above Ordinance was offered by Committeeman Singer, second by Deputy Mayor Miller.

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

**Ordinance No. 2010-85 adopted on first reading. Second reading and public hearing to be held on November 18, 2010.**

**Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, authorizing the Tax Collector to remove the exemption and reinstate taxes for 2009 on Block 33, Lot 6.**

Read by title for first reading.

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

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

**Ordinance No. 2010-86 adopted on first reading. Second reading and public hearing to be held on November 18, 2010.**

**CORRESPONDENCE - None**

**MOTION TO APPROVE BILL LIST OF: 11/01/10**

Motion by Committeeman Coles, second by Deputy Mayor Miller.

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

**Bill List approved.**

**COMMENTS FROM COMMITTEE MEMBERS**

Mayor Langert asked Mr. Wouters to explain to Mrs. Ballwanz the procedures on closings for land sales.

Mr. Wouters explained the closing procedures.

Committeeman Lichtenstein offered a Motion to appoint C. Ann Doyle as the new Tax Collector, for the Municipal Manager to complete the negotiations under the Township Committee's guidance, within the salary range provided for the Tax Collector, so that she can start as soon as possible, and keep the Tax Collection Office moving efficiently, and customer friendly.

A second to the Motion was offered by Committeeman Coles.

Committeeman Singer advised they need to announce the salary range.

Mr. Muscillo advised that the top of the range for the Tax Collector is \$85,000.00.

Mayor Langert advised that her salary will fall below the top of the range.

Committeeman Singer advised they are offering a Resolution to hire C. Ann Doyle as the Tax Collector to replace Patti Tomassini, who is retiring; that she will be paid within the salary range, which is no more than \$85,000.00, and that she will start work on Monday.

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

Mayor Langert congratulated and welcomed Ms. Doyle.

Committeeman Singer stated they did an extensive search for this position; the candidates needed to be certified. Ms. Doyle does not live in Lakewood, and they never met her before this evening. She was the most qualified for the position.

## **ADJOURNMENT**

Motion by Committeeman Coles, second by Deputy Mayor Miller, and carried, to adjourn the meeting. Meeting adjourned at 8:15 PM.