

The Lakewood Township Committee held a Meeting on Thursday, January 17, 2013 in the Lakewood Municipal Building, at 5:30 PM for the Executive/Workshop Session, and 7:30 PM for the Public Meeting, with the following present:

Mayor..... Albert D. Akerman
Deputy Mayor.....Steven Langert
Committee Members.....Raymond Coles
Meir Lichtenstein
Menashe Miller
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 1, 2013 and published in the Asbury Park Press on January 4, 2013.

ROLL CALL

CLOSED SESSION

Resolution No. 2013-39 - Adopted

ROLL CALL

SALUTE TO THE FLAG AND PRAYER

OPEN SESSION

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

MOTION TO APPROVE MINUTES OF: 12/20/12 & 01/01/13

Motion by Committeeman Miller, second by Committeeman Lichtenstein, and carried, to approve the above Minutes.

Committeeman Coles did not vote.

MOTION TO APPROVE CLOSED SESSION MINUTES: 12/20/12

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

Committeeman Coles did not vote.

PRESENTATIONS - None

ORDINANCES FOR DISCUSSION - None

QUALITY OF LIFE

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

With regard to the Committeeman Miller's request to be in touch with the County concerning Prospect Street, where the lighted crosswalk at the hospital is not operational, Mr. Staiger responded that he did reach out to the County, and they will take care of it.

Comments from the Committee Members on Quality of Life items:

Committeeman Miller requested that the Police Department notify the Township Committee of any road closures due to construction.

Mayor Akerman requested that Mr. Staiger look into striping for a turning lane on Washington Street, heading into Pine Street, and Spruce Street heading into Route 9.

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 Akerman opened the meeting to the public.

Alice Kelsey, Malvern Court – Commented on Mayor Akerman and Committeeman Lichtenstein's recent meeting with County officials regarding Tent City.

Committeeman Lichtenstein advised that attorneys were present at this meeting, and had requested that the details of the meeting not be discussed, and that when they were ready to have a completely formulated thought, that would be the right time to discuss it.

Noreen Gill, 192 Coventry Drive – Commented on the traffic circulation problems in town.

Bill Hobday, 30 Schoolhouse Lane – Commented on Mayor Akerman and Deputy Mayor Langert's performance on WOBM. Also commented on the condition of the former Chateau Grande site.

Anna Larotonda, representative from Barnabus Health – Commented on the state program, New Jersey Hope and Healing, that is designed for individuals who are having any type of distress because of the after-effects of Hurricane Sandy.

_____Petrokowski – 23 Tuscany Terrance – Advised that he got a ticket that a tree was down on a neighboring piece of property; the ticket was sent to the wrong address, but he got it from a tenant when the tenant moved out because of the problems he is having with the property. There was an arrest warrant put out on him, and he received a fine of \$150.00 for contempt of Court. He asked what recourse he has on this matter. He continued with comments with regard to the problems at his property.

Mayor Akerman responded that both he and Mr. Staiger would meet with him after the meeting to answer his questions.

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

At this time, the professionals left the meeting.

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 Approving a Maternity Leave of Absence without pay for Veronica Dingle, beginning January 18, 2013.
Resolution No. 2013-40**
- 2. Resolution Authorizing a Refund based on a Tax Court Judgment, in the amount of \$16,142.37.
Resolution No. 2013-41**
- 3. Resolution Authorizing a Refund based on a Tax Court Judgment, in the amount of \$104,165.18.
Resolution No. 2013-42**
- 4. Resolution Authorizing a Refund Based on a Tax Court Judgment, in the amount of \$16,958.68.
Resolution No. 2013-43**
- 5. Resolution Authorizing a Refund Based on a Tax Court Judgment, in the amount of \$9,552.34.
Resolution No. 2013-44**

- 6. Resolution Authorizing a Refund Based on a Tax Court Judgment, in the amount of \$784.72.
Resolution No. 2013-45**
- 7. Resolution Authorizing a Refund Based on a Tax Court Judgment, in the amount of \$1,885.18.
Resolution No. 2013-46**
- 8. Resolution Authorizing Refund of Taxes on Mother Lot due to Subdivision, in the amount of \$4,927.48.
Resolution No. 2013-47**
- 9. Resolution Authorizing the Tax Collector to Refund a payment erroneously paid, in the amount of \$1,660.04.
Resolution No. 2013-48**
- 10. Resolution Authorizing a Refund based on a Tax Court Judgment, in the amount of \$59,824.79.
Resolution No. 2013-49**
- 11. Resolution Authorizing a Refund of Taxes for 2012 pursuant to N.J.S.A. 54:4-3.30 et seq., in the amount of \$318.98.
Resolution No. 2013-50**
- 12. Resolution Authorizing the Tax Collector to Refund an Overpayment, in the amount of \$1,513.19.
Resolution No. 2013-51**
- 13. Resolution Awarding a Contract to and Authorizing the Appointment of Sean Gertner, Esquire, and Gertner, Mandel & Peslak, LLC as Special Township Counsel for the Township of Lakewood pursuant to and in accordance with N.J.S.A. 19:44A-20.4 et seq.
Resolution No. 2013-52**
- 14. Resolution Reducing the Performance Guarantee (First Reduction) posted by, Shimshon Bandman, in connection with SD# 1629, (Vintage Circle – Ridge Avenue), Block 189.01, Lots 6, 7, 8, 11, & 13.
Resolution No. 2013-53**
- 15. Resolution Releasing the Maintenance Guarantee posted by, Pine Trails Development LLC, SD# 1676 & 1677 (Minor Subdivision Warren Ave. and MLK Drive), Block 775, Lots 3.02, 4.01, 4.02, 3.01, 11.01, 11.02 & 12.
Resolution No. 2013-54**

- 16. Resolution Reducing the Performance Guarantee (First Reduction) posted by Ray Builders, Inc., SD# 1643 (New Central Avenue), Block 11.01, Lots 14 & 16.
Resolution No. 2013-55**
- 17. Resolution Appointing Members to the Lakewood ADA Compliance Committee and Disabilities Commission.
Resolution No. 2013-56**
- 18. Resolution Appointing Members to the Lakewood Community Development Block Grant ("CDBG") Selection Committee.
Resolution No. 2013-57**
- 19. Resolution Appointing Members to the Lakewood Civil Rights Commission.
Resolution No. 2013-58**
- 20. Resolution Appointing Members to the Lakewood Emergency Planning Council.
Resolution No. 2013-59**
- 21. Resolution Appointing Members to the Lakewood Environmental Commission.
Resolution No. 2013-60**
- 22. Resolution Appointing Members to the Lakewood Heritage Commission.
Resolution No. 2013-61**
- 23. Resolution Appointing Members to the Lakewood Housing Authority.
Resolution No. 2013-62**
- 24. Resolution Appointing Members to the Lakewood Industrial Commission.
Resolution No. 2013-63**
- 25. Resolution Appointing Members to the Lakewood Development Corporation.
Resolution No. 2013-64**
- 26. Resolution Appointing Members to the Lakewood Parks & Recreation Advisory Board/Special Events.
Resolution No. 2013-65**

- 27. Resolution Appointing Members to the Lakewood Planning Board.
Resolution No. 2013-66**
- 28. Resolution Appointing Members to the Lakewood Rent Control Board.
Resolution No. 2013-67**
- 29. Resolution Appointing Members to the Lakewood Transportation Board.
Resolution No. 2013-68**
- 30. Resolution Appointing Members to the Lakewood Zoning Board of Adjustment.
Resolution No. 2013-69**
- 31. Resolution Amending the 2013 Temporary Appropriation Budget, to increase the Telephone appropriation.
Resolution No. 2013-70**
- 32. Resolution Amending the 2013 Temporary Appropriation Budget, to include NJ Dept. of Transportation 2012 Municipal Aid Program, and UEZ Business Assistance Initiative II.
Resolution No. 2013-71**
- 33. Resolution Authorizing Appropriation Reserve Transfers in the 2012 Municipal Budget.
Resolution No. 2013-72**
- 34. Resolution Requesting approval of the Director of the Division of Local Government Services to establish a Dedicated Trust by Rider for receipts from other Agencies participating in the Township of Lakewood Commodity Resale System pursuant to N.J.S.A. 5:34-7.17
Resolution No. 2013-73**
- 35. Resolution Reappointing a Member to the Lakewood Township Municipal Utilities Authority.
Resolution No. 2013-74**
- 36. Resolution Reappointing members to the Lakewood Municipal Alliance.
Resolution No. 2013-75**

- 37. Resolution Approving the Submission of a Grant Application and Execution of a Grant Contract with the New Jersey Department of Transportation.
Resolution No. 2013-76**
- 38. Resolution Releasing the Performance Guarantee posted by Mizz Construction in connection with application SD# 1814 J & J Group LLC (Minor Subdivision of Cushman Street), Block 430, Lot 60.
Resolution No. 2013-77**
- 39. Resolution Releasing the Performance Guarantee posted by Regency Development Properties LLC, in connection with Application SP# 1979 (Bnos Melech of Lakewood – James Street), Block 364, Lot 1.
Resolution No. 2013-78**
- 40. Resolution Authorizing an Annual Financial Commitment to provide Operating Subsidies for Contract Bus Service Provider.
Resolution No. 2013-79**
- 41. Resolution Awarding a Non-Fair and Open Contract to and Authorizing the Appointment of Christopher W. Algeo, Esq., as Alternate Tax Appeal Attorney.
Resolution No. 2013-80**
- 42. Resolution Authorizing the Acceptance of a Gift/Donation from Horizons at Woodlake Greens Homeowner Association.
Resolution No. 2013-81**

Motion by Committeeman Langert, second by Committeeman Coles, to approve Resolution Nos. 1 through 42 on the Consent Agenda.

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

Resolution Nos. 2013-40 through 2013-81 – Adopted.

ORDINANCE SECOND READING - None

ORDINANCE FIRST READING (Second reading and Public Hearing 02/07/13)

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). (Chap. IX, Sec. 9-5.2)

Read by title only for first reading.

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

On Roll Call – Affirmative: Committeeman Coles (to get it passed on first reading), Committeeman Lichtenstein, Committeeman Miller, Deputy Mayor Langert and Mayor Akerman.

Ordinance No. 2013-1 adopted on first reading. Second reading and public hearing to be held on February 7, 2013.

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Amending and Supplementing Chapter XI (Traffic) by Repealing a Portion of Section 11-22 (Yield Intersections) and Amending Section 11-21 (Four-Way Stops) of the Revised General Ordinances of the Township of Lakewood, 1999. (Chap. XI, Section 11-21 7 11-22)

Read by title only for first reading.

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

On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman Miller, Deputy Mayor Langert (voted yes to move it to second reading but he does not have any back-up, and requested to be provided with back-up information in order to make a decision on second reading)and Mayor Akerman.

Ordinance No. 2013-2 adopted on first reading. Second reading and public hearing to be held on February 7, 2013.

CORRESPONDENCE – PARKS AND EVENTS

Per schedule of eighteen (18) parks/events requests, attached hereto and made a part hereof.

Motion by Committeeman Langert, second by Committeeman Coles, and carried, to approve the above parks/events requests.

MOTION TO APPROVE BILL LIST OF: 01/15/13

Motion by Committeeman Langert, second by Committeeman Coles, to approve the above Bill List.

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

Bill List approved.

COMMENTS FROM COMMITTEE MEMBERS

Committee members all commended Mayor Akerman on his first meeting as Mayor.

Committeeman Lichtenstein also stated they are all very happy to have Committeeman Coles back, and talking.

ADJOURNMENT

Motion by Committeeman Miller, second by Committeeman Lichtenstein, and carried, to adjourn the meeting. Meeting adjourned at 8:02 PM.