

**LAKWOOD INDUSTRIAL COMMISSION
MINUTES**

OPEN SESSION • MEETING OF: MAY 11, 2016

Adequate Notice of this meeting was provided in accordance with the provisions of the Open Public Meetings Act, P. L. 1975, C. 231.

- 1 The meeting was called to order by Chairman Robert Kirschner at 11:35 AM.
- 2 Flag Salute
- 3 Moment of Silence in support of our military.
- 4 Roll call for attendance:
- 5

<u>Commissioners</u>	Present	Absent
Brooks, Neil (NB)	x	
Calabro, Thomas (TC)	x	
Flancbaum, Justin (JF)	X (arrived 11:37AM)	
Katz, Shlomo (SK)		x
Schuster, Edwin (ES)		x
Stafford-Smith, Gregory (GSS)	x	
Kirschner, Robert-Chairman (RK)	x	
Quorum Count:	5	2
<u>LIC Professionals and Staff</u>		
Reinman, Steven- Exec. Dir.	x	
Kean, Sean – Comm Atty	x	
Doyle, Anita–Scty-Designee	x	
Staiger, Jeff – Comm. Engineer	x	
Co-Liaison Michael J. D’Elia	x	
Co-Liaison Raymond G. Coles		x

Also in attendance:
 Frances A Kirschner / Frantasy
 Enterprises – Lakewood Marketing and
 Public Relations

- 6
- 7
- 8 **Counselor Sean Kean** Addressed a legal matter regarding permissible activity in Public Meetings
- 9 (according to Open Public Meetings Act). He advised that members aren’t permitted to text or pass
- 10 notes between themselves regarding how they are going to vote or to review business matters
- 11 between them apart from their action as a board.
- 12

MINUTES

Approval of Minutes for the April 13th meeting were waived.

STATEMENT OF ACCOUNTS:

The Statement of LIC Accounts was presented for acceptance. We received the scheduled land lease payment from A T & T.

GSS/TC: Motion to accept the May 11th Statement of Accounts as presented. Carried.

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22 **BILL LIST:**

23 The following bills were presented for payment approval to be paid with Industrial Commission
24 budgeted funds.

Num	Name	Memo	Original Amount
3161	Remington Vernick	1515T084-7 Services through 3/31/16	\$ 2,535.00
3162	Greater Media Newspapers	Acct#84414 Ref: 1321509 Notice of Award of Contract (Iorio Construction)	\$ 41.00
3163	Frantasy Enterprises, LLC	Inv# 050116 Marketing and Public Relations Services May 2016	\$ 2,000.00
3164	Watchung Spring Water Co., Inc.	Acct 127214 Supplies / Inv# 7225619	\$ 53.95
3165	Anita B. Doyle	Administrative Management Services provided through 4/30/16	\$ 647.50
3166	Yussi's	Meeting supplies	\$ 171.25
3167	Israel Reinman	Car Allowance - May 2016	\$ 400.00
Bill List Total:			\$ 5,848.70

25
26 Mr. Stafford-Smith left the room.

27
28 **TC/JF: Motion to approve payment of bills #3161-3167 totaling \$5,848.70.**

29 **ON ROLL CALL:**

Commissioner	Yea	Nay	Abstain
Brooks, Neil	X		
Calabro, Thomas	X		
Flancbaum, Justin	X		
Katz, Shlomo	-	-	-
Schuster, Edwin	-	-	-
Stafford-Smith, Greg	Out of the room		
Kirschner, Robert	X		Abstained from voting on Bill #3163

30 Motion carried.

31
32 **BUDGET TO ACTUAL REPORT** was distributed for Commissioners' information. No action was
33 required.

34
35 **COMMENTS FROM THE PUBLIC:**

36 Frances A Kirschner / Frantasy Enterprises:

- 37 • The LIC is working on its upcoming Spring 2016 newsletter. We have articles on Iorio
38 Construction, Perma Pure (1001 New Hampshire Avenue) and Trinity Seafood. The Arc
39 hasn't gotten back to us regarding the finalization of their article.

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The following resolution was presented by JF/TC and carried to move the meeting into Closed Session:

WHEREAS, Section 8 of the Open Public Meetings Act, P. L. 1975, Chapter 231, permits the exclusion of the public from a meeting under circumstances; and

WHEREAS, this Industrial Commission of the Township of Lakewood is of the opinion that such circumstances presently exist.

NOW, THEREFORE, BE IT RESOLVED by the Industrial Commission of the Township of Lakewood in the County of Ocean as follows:

1. The public shall be excluded from discussion of private and confidential matters involving any of the nine (9) exclusions as set forth in Section 7(b) of said law and as hereinafter specified.

2. The general nature of the subject matter to be discussed is as follows:

CONTRACT NEGOTIATIONS

PERSONNEL

LITIGATION

OTHER

3. It is anticipated at this time that the above stated subject matter will be made public only when the reasons for discussing and acting on them in closed session no longer exists; said determination to be made by further resolution adopted by the Industrial Commission.

4. This resolution shall take effect immediately.

The meeting moved into Closed Session at 11:43AM

~•~

On a Motion by NB/TC and carried, the meeting returned to Open Session at 12:11 PM

PUBLIC COMMENTS (Continued):

Fran Kirschner offered information regarding Veteran’s Option. OHI was made a local community outreach partner for this Program (based on distance traveled (>40 Miles) for treatment and how long it takes a Veteran to get an appointment for treatment (Over 1 month).

Robert Kirschner is going to be honored by the Lakewood Historical Society - September 7th at the Museum and Claflin House – a “Toast”imonial.

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80 **EXECUTIVE DIRECTOR'S REPORT:**

81 Stadium Way (Mr. Flancabaum recused himself from all discussion concerning this matter).

- 82 • When the Township transferred ownership of the Stadium to the LIC, the sewer system was
- 83 also transferred. There is a sewer line in Stadium Way and currently it belongs to the building
- 84 and not to utility. These things are usually transferred to the utility to provide for the care and
- 85 management of the equipment.
- 86 • Sean Kean:
 - 87 ○ Sale from LIC to LTMUA will be for the actual sewer equipment in the ground. In
 - 88 addition there would be an easement, in perpetuity, conveyed for \$1.00 allowing the
 - 89 LTMUA to go onto the easement to service and maintain the sewer system. This
 - 90 action is deemed to be in the Public's best interest.
 - 91 ○ There is a resolution on the agenda to act on this matter.
- 92 • We will plan on supporting Change Order #1 to authorize the expansion of space between the
- 93 hangars. With additional work on aprons.
- 94 • No progress on the SAFE Zone.

95

96 **ATTORNEY'S REPORT:**

97 No report for open session.

98

99 **CORRESPONDENCE:**

100 None.

101

102 **COMMITTEE REPORTS:**

- 103 • Site Review Committee (Justin Flancabaum, Chr.)-
 - 104 ○ SP #2171 was reviewed by our Site review Committee
 - 105 ■ Excel Park – LIC responded to Planning Board with no exception to the
 - 106 application and will accept their request for waiver from frontyard setback.
 - 107 ■ MJD asked whether this development impacted Township extension of Sunset
 - 108 Road.
 - 109 • SR: It's off to the right. Shouldn't impact that extension.
 - 110 • Sign Committee:
 - 111 ○ Committee Chr. NB asked for this to be table to the next meeting.

112

113 **OLD BUSINESS:**

114 None.

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117 **NEW BUSINESS:**

- 118 • MJD: Noticed the “For Sale” sign removed from the “American Hotel Register” property on
119 James Street. Any news as to what is happening?
120 ○ None confirmed
121
- 122 • TC: A client of his was approached by an investor who found her name on a number of old
123 “newspaper subscription” lots (that she may own). These investors are pursuing purchasing
124 these lots. Discussion continued.
125 ○ It was suggested that this client go to the Tax Assessor because a lot of these
126 properties were “closed out”. See what’s what. Do research first.
127

128 **RESOLUTIONS:**

129
130

- 160501** Resolution **Memorializing** action taken on 4/13/16 : Approving Second Amendment to Contract (Lakewood Industrial Commission to Shvarzblat Real Estate Holdings ref: Block 1608, Lot 2 and Block 1609, Lot 28.01 Cedar Bridge Avenue)

131 **GSS / JF: Motion to approve adoption of Resolution 160501.**

132 On Roll Call:

Commissioner	Yea	Nay	Abstain
Brooks, Neil	X		
Calabro, Thomas	X		
Flancbaum, Justin	X		
Katz, Shlomo	-	-	-
Schuster, Edwin	-	-	-
Stafford-Smith, Greg	X		
Kirschner, Robert	X		

133 The above resolution hereby being duly adopted by the Lakewood Industrial Commission.

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160502 Resolution Authorizing conveyance of Sewer System at Block 961 Lot 1 (Lakewood Stadium/Stadium Way) to the Lakewood Township Municipal Utilities Authority in the amount of \$1.00

137

GSS/ TC: Motion to adopt Resolution #160502 as presented.

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On Roll Call:

Commissioner	Yea	Nay	Abstain
Brooks, Neil	X		
Calabro, Thomas	X		
Flanbaum, Justin			X
Katz, Shlomo	-	-	-
Schuster, Edwin	X		
Stafford-Smith, Greg	X		
Kirschner, Robert	X		

139

The above resolution hereby being duly adopted by the Lakewood Industrial Commission.

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Mr. Reinman asked for **Motion / Resolution (to be memorialized at the June 2016 meeting) to approve Change Order #1 to Iorio Construction** (T-Hangars Design-Build) subject to distribution of detailed item-by-item breakdown. The Project Engineer has made recommendation that CO#1 be approved at this number. The commissioners are to be polled as to whether the distributed details are acceptable.

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Motion by TC/JF to accept CO#1 in the amount of \$179,464.44 conditioned on clarification

149

/ detailed breakdown to be provided and deemed acceptable.

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On Roll Call:

Commissioner	Yea	Nay	Abstain
Brooks, Neil	X		
Calabro, Thomas	X		
Flanbaum, Justin			X
Katz, Shlomo	-	-	-
Schuster, Edwin	X		
Stafford-Smith, Greg	X		
Kirschner, Robert	X		

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COMMENTS/QUESTIONS FROM THE COMMISSIONERS:

- MJD: Question on the 17 acre tract. Has the client pulled out of the deal?
 - SR: Nothing new yet. But there has recently been more activity. No formal notice has been provided

GSS / JF: Motion to adjourn the meeting. Carried.

The meeting was adjourned at 12:34 PM

Dated: June 6, 2016

By Anita B. Doyle
Administrative Manager