

**LAKWOOD TOWNSHIP COMMITTEE
MINUTES
JULY 27, 2006**

The Lakewood Township Committee held a Meeting at Fairways at Lake Ridge on Thursday, July 27, 2006, at 7:30 P.M., with the following present:

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

CLOSED SESSION - None

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 June 24, 2006.

ROLL CALL

OPEN SESSION

MOTION TO APPROVE MINUTES OF: 6/22/06, 7/6/06

Motion by Deputy Mayor Coles, second by Mr. Cunliffe, to approve the Minutes of 6/22/06.

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

Minutes of 6/22/06 approved.

Motion by Mr. Cunliffe, second by Deputy Mayor Coles, to approve the Minutes of 7/6/06.

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

Minutes of 7/6/06 approved.

MOTION TO APPROVE CLOSED SESSION MINUTES: 7/6/06

Motion by Mr. Cunliffe, second by Deputy Mayor Coles, to approve the Closed Session Minutes of 7/6/06.

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

Closed Session Minutes approved.

PRESENTATIONS: None

ORDINANCES FOR DISCUSSION: None

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

As to the traffic issue at Route 9 and County Line Road, Mr. Mignella advised that the State will contact the Township when the review is scheduled.

As to the light outages along North Lake Drive in the area of the college, Mayor Lichtenstein asked Mr. Edwards to request the Purchasing Department to contact the power company to make the necessary repairs.

As to the County drainage project at Hollywood Avenue, Mayor Lichtenstein advised they have addressed this matter successfully with the County.

As to the issues of the Route 9/Pine Street/James Street intersection (turning arrows), and also at Route 9 and Central Avenue, Mr. Mignella advised they are awaiting an answer from the State.

COMMENTS FROM COMMITTEE MEMBERS:

Mr. Cunliffe asked about the sewerage easement by the sports complex. He noticed they covered the manholes and regraded the area. He asked Mr. Mignella to contact the developer and request they submit a replanting and reforestation sketch to the Township.

Mr. Cunliffe also advised he has received many telephone calls with regard to roadwork being done on Pine Street and Washington Avenue. There are numerous openings, some of them very unsafe. He asked that the contractor be reminded that they need to have police officers present, or a flagman, to help motorists navigate the area.

Senator Singer voiced his concerns regarding the poor conditions on Central Avenue, where a lane has been closed off for weeks during construction work. He feels that the contractors are not taking the proper precautions during the construction, and that inspections and Ordinances should be enforced to ensure that conditions are safe.

Mr. Mignella advised it is a County project.

Mr. Cunliffe agreed with Senator Singer's comments, and if they are getting resistance

from the contractors, he suggested that the Township shut the jobs down and maybe they will start doing things properly. A Motion was offered by Mr. Cunliffe, second by Senator Singer, with regard to this matter.

Mr. Secare will review the Ordinances to see how the Township can go about this with regard to enforcement, and also reach out to the County to discuss the problems.

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.

Vince Lobello, 4 Mulberry Lane – Commented on traffic conditions in the downtown area. He again suggested the “sequencing” of the traffic lights in the downtown area to help alleviate the traffic congestion. Also commented on the matter of taxes.

Pat Hooks, 66 Rosewood Drive, Fairways – Advised that Fairways is surrounded by homes being purchased as rental properties, many with absentee landlords. The properties are being rented out to younger families, and the noise from these properties is disturbing to the residents of the Fairways.

Mayor Lichtenstein advised Ms. Hooks of the quality of life task force, which includes inspectors and police officers, and provided the specific telephone number for these purposes.

Mr. Cunliffe advised he received Ms. Hooks correspondence which he has forwarded to Mr. Mack and Director Peters, who will look into the matter.

Bill Hobday – Voiced his concerns about recent incidents in Lakewood.

Noreen Gill, 192 Coventry Drive – Commented on recent actions of the Planning Board with regard to Georgian Court University.

Mr. Cunliffe asked that the Township Attorney review the matter.

Larry Simons – Commented on the matter of George Court University’s presentation to the Planning Board.

Mr. Secare advised that any questions on the subject, because it is the matter of an appeal, really should not be discussed.

Esther Green – Commented on the matter of taxes.

Carol Sutton, Fairways – Commented on overcrowding conditions and illegal basement apartments.

Mr. Secare advised there are over fifty people who have been summonsed for that type of violation.

Irwin Auerbach, Fairways – Commented on the proposed muster zone and the construction of the day laborer site.

John DeFillipes, 314 Fifth Street – Commented on the matter of taxes.

Gerry Ballwanz, Governors Road – Commented on the matter of taxes.

Florence Brennan, Fairways – Commented on the matter of taxes.

Norman Shay, Fairways – Commented on the proposed muster zone and day laborer issue. Also commented on the matter of taxes.

Ann Key, Fairways – Voiced her concerns with regard to rental properties and certificates of occupancy. Also commented on the day laborer issue.

Dr. David Eisenberg, Fairways – Commented with regard to the overcrowding conditions.

Howard _____, 59 Foxwood Road – Commented with regard to recent incidents in Lakewood.

Bernard Williams – Commented on the issue of affordable housing.

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

At this time, the professionals left the meeting.

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 approving Bingo and Raffle Applications: Monmouth Ocean Development Council, Holiday City Westerners, United Way of Ocean County, United Way of Ocean County, Brick First Aid Squad, Count Basie Theater.
Resolution No. 2006-314
2. Resolution approving a Corrective Action Plan as part of the 2005 Annual Audit Process.
Resolution No. 2006-315
3. Resolution authorizing submission of application to New Jersey Urban Enterprise Zone for Enterprise Zone Assistance Funds for the Fiscal Year 2007. (baseball stadium)
Resolution No. 2006-316

4. Resolution authorizing submission of application to New Jersey Urban Enterprise Zone Authority for Enterprise Zone Assistance Funds for the year 2006-2007. (Job Link)
Resolution No. 2006-317
5. Resolution authorizing submission of application to New Jersey Urban Enterprise Zone Authority for Zone Assistance Funds for the Fiscal year 2006-2007. (Airport Rd.)
Resolution No. 2006-318
6. Resolution authorizing renewal of Liquor License No. 1514-33- 007-007 to Lakewood Hotel Associates, L.L.C. for the 2006-2007 License Year.
Resolution No. 2006-319
7. Resolution authorizing the renewal of a Liquor License to A Better Liquor Corporation t/a Parkway Liquors and Brandy's Tavern for the 2006-2007 License Year.
Resolution No. 2006-320
8. Resolution authorizing Agreement for State Aid to Counties and Municipalities (Raintree - Phase III)
Resolution No. 2006-321
9. Resolution authorizing a County Cooperative Purchase of Asphalt to Hot Mix Asphalt, LLC sum not to exceed \$130,000.00.
Resolution No. 2006-322
10. Resolution authorizing the award of a Professional Services Contract to Birdsall Engineering to oversee the construction work in regard to the development of Gardens by Yomah, sum not to exceed \$27,500.00.
Resolution No. 2006-323
11. Resolution authorizing the execution of a Change Order NO. 21 in connection with the new Public Works Complex.
Resolution No. 2006-324
12. Resolution authorizing the Lakewood Township Tax Collector to cancel any and all taxes, penalties, interest due on Block 1248 Lot 53.06.
Resolution No. 2006-325
13. Resolution authorizing the Lakewood Township Tax Collector to cancel any and all taxes, penalties interest due on Block 11.11 Lot 84.
Resolution No. 2006-326
14. Resolution authorizing the Lakewood Township Tax Collector to cancel any and all taxes, penalties, interest due on Block 1587 Lot 810.02 C 100B.
Resolution No. 2006-327
15. Resolution authorizing the Lakewood Township Tax Collector to cancel any and all taxes, penalties, interest due on Block 533.04 Lot 3.
Resolution No. 2006-328

16. Resolution releasing a Performance Bond posted by Eleventh Venture, LLC in connection with Block 1160.04 Lots 42 and 48.
Resolution No. 2006-329
17. Resolution releasing a Performance Bond posted by Aaron Pecker in connection with Block 225 Lot 12.
Resolution No. 2006-330
18. Resolution reducing a Performance Guarantee posted by Washington Square, LLC in connection with Block 536 Lots 77, 79, 81, 88, 98, 171 and 176.
Resolution No. 2006-331
19. Resolution releasing a Performance Bond posted by Excel Corporation V, LLC in connection with Block 386 Lot 1.02.
Resolution No. 2006-332
20. Resolution authorizing a County Cooperative Contract for the painting of Traffic Lines to Traffic Lines, Inc. sum not to exceed \$60,000.00.
Resolution No. 2006-333
21. Resolution authorizing the application for a 2007 Recreational Opportunities for Individuals with Disabilities Grant from the Department of Community Affairs.
Resolution No. 2006-334
22. Resolution amending a Leave of Absence Without Pay to Thomas Butler for the time period February 28, 2006 through July 18, 2006.
Resolution No. 2006-335
23. Resolution authorizing the renewal of a Lease Agreement with the Lakewood Township Board of Education (Community Center)
Resolution No. 2006-336
24. Resolution authorizing the execution of a memorandum of understanding with the New Jersey State Planning Commission.
Resolution No.2006-337

Motion by Deputy Mayor Coles, second by Mr. Cunliffe, to approve Resolution Nos. 1 through 24 on the Consent Agenda.

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

Mayor Lichtenstein abstained on Resolution No. 6.

Resolution Nos. 2006-314 through 2006-337 – Adopted.

ORDINANCES SECOND READING

- An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, amending and supplementing Chapter XXIV of the Code of the Township of Lakewood entitled Taxation. (Tax Abatement)

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: Senator Singer, Mr. Cunliffe, Deputy Mayor Coles and Mayor Lichtenstein.

Ordinance No. 2006-49 adopted on second reading.

- Ordinance of the Township of Lakewood, County of Ocean, State Of New Jersey, authorizing the Sale of Lot 1 in Block 340 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.

Read by title only for second reading.

Mayor Lichtenstein opened the meeting to the public.

Gerry Ballwanz, Governors Road – Commented that this land is very close to the Crystal Lake Preserve area.

Mayor Lichtenstein advised this land is outside of the Crystal Lake Preserve.

Yehuda Shain, 1140 Forest Avenue – Commented this land was previously considered for sale.

Mayor Lichtenstein answered that there was previously some confusion as to whether or not the land was in the Crystal Lake Preserve, and that is why it was not sold at that time. It is being sold at this time for the current market value.

Seeing no one else 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: Senator Singer, Mr. Cunliffe, Deputy Mayor Coles and Mayor Lichtenstein.

Ordinance No. 2006-50 adopted on second reading.

- An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, authorizing the exchange of certain lands within the Township of Lakewood, in particular, the Township of Lakewood to acquire Block 815 Lot 7 and Block 816 Lot 3 and to convey Block 473 Lots 3 and 5 and Block 445 Lot 13 as part of an exchange of lands pursuant to N.J.S.A. 40A:12-16.

Read by title only for second reading.

Mayor Lichtenstein opened the meeting to the public.

Yehuda Shain, 1140 Forest Avenue – Asked what is the purpose for this land exchange.

It was explained that it was for affordable housing purposes.

Seeing no one else 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: Senator Singer, Mr. Cunliffe, Deputy Mayor Coles and Mayor Lichtenstein.

Ordinance No. 2006-51 adopted on second reading.

- An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, vacating all right, title and interest of and to a portion of Rutledge Avenue in the Township of Lakewood, pursuant to and in accordance with N.J.S.A. 40:67-1 et seq.

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: Senator Singer, Mr. Cunliffe, Deputy Mayor Coles and Mayor Lichtenstein.

Ordinance No. 2006-52 adopted on second reading.

ORDINANCES FIRST READING (2nd Reading and Public Hearing 8/10/06)

- An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey establishing a Yard Waste Collection Program.

Read by title only for first reading.

The above Ordinance was offered by Mr. Cunliffe, second by Deputy Mayor Coles.

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

Ordinance No. 2006-53 adopted on first reading. Second reading and public hearing to be held on August 10, 2006.

- 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". (Planning & Zoning Board Fees)

Read by title only for first reading.

The above Ordinance was offered by Mr. Cunliffe, second by Deputy Mayor Coles.

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

Ordinance No. 2006-54 adopted on first reading. Second reading and public hearing to be held on August 10, 2006.

- An Ordinance amending and supplementing an ordinance entitled "An Ordinance establishing the annual minimum and maximum salary ranges for the offices and positions of persons employed by the Township of Lakewood in the County of Ocean and the state of New Jersey for certain employees of the International Brotherhood of Teamsters, Local 97" and providing for an effective date 20 days after publication and final adoption. (Security Guard)

Read by title only for first reading.

The above Ordinance was offered by Mr. Cunliffe, second by Deputy Mayor Coles.

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

Ordinance No. 2006-55 adopted on first reading. Second reading and public hearing to be held on August 10, 2006.

- An Ordinance amending and supplementing an ordinance entitled "An Ordinance establishing the annual salaries for the AFSCME Local 3790, Council 71, Township Employees", and providing for an effective date 20 days after publication after final adoption.

Read by title only for first reading.

The above Ordinance was offered by Mr. Cunliffe, second by Deputy Mayor Coles.

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

Ordinance No. 2006-56 adopted on first reading. Second reading and public hearing to be held on August 10, 2006.

- An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, vacating all right, title and interest of and to a portion of Idalia Avenue in the Township of Lakewood, pursuant to and in accordance with N.J.S.A. 40:67-1 et seq.

Read by title only for first reading.

The above Ordinance was offered by Deputy Mayor Coles, second by Mr. Cunliffe.

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

Ordinance No. 2006-57 adopted on first reading. Second reading and public hearing to be held on August 10, 2006.

CORRESPONDENCE

Letter from Minister Lynn requesting to use Town Square on August 19, 2006 from 4:00 PM until 8:00 PM.

Letter from Bishop Salguero requesting to use Town Square on August 19, 2006 from 6:00 PM until 8:00 PM for worship services.

Letter from Bethel Spanish Pentecostal Church requesting to use Town Square on August 2, 9, 16, 23 and 30 from 7:00 PM until 8:30 PM for worship services.

Letter from Bethel Spanish Pentecostal Church requesting to use Town Square on August 12, 2006 from 3:30 PM until 8:00 PM for worship services.

Letter from Tracy Boyer, Bayville, requesting to use Town Square on August 26, 2006 from 5:00 PM until 9:00 PM for worship services.

Letter from Lakewood Outreach Community Outreach Program requesting to use Town Square on August 3, 4, 5, 17, 18 and 31, 2006 from 6:30 PM until 8:30 PM for summer outreach.

Letter from Ocean Health Initiatives, Inc. requesting to use the parking lot behind their facility at 101 Second Street for a Health Fair on August 6, 2006 from 10:00 AM until 2:00 PM.

Motion by Deputy Mayor Coles, second by Mr. Cunliffe, and carried, to accept and approve all correspondence.

PARKS AND EVENTS CORRESPONDENCE

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

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

MOTION TO APPROVE BILL LIST OF: 7/25/06

Motion by Deputy Mayor Coles, second by Mr. Cunliffe, and carried, to approve the above Bill List.

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

Bill List approved.

COMMENTS FROM COMMITTEE MEMBERS

ADJOURNMENT

Motion by Deputy Mayor Coles, second by Mr. Cunliffe, and carried, to adjourn the meeting. Meeting adjourned at 9:50 PM.