

The Lakewood Township Committee held a Meeting on September 6, 2018 in the Lakewood Municipal Building, at 7:30 PM for the Public Meeting, with the following present:

Mayor.....Raymond Coles
Deputy Mayor.....Menashe P. Miller.....Absent
Committee Members..... Meir Lichtenstein
Albert D. Akerman.....Absent
Michael D’Elia
Municipal Manager.....Thomas Henshaw
Municipal Attorney.....Harold Hensel, Esq.
Municipal Clerk..... Kathryn Hutchinson

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, and published in the Asbury Park Press on January 12, 2018, revised via email on August 31, 2018.

ROLL CALL

CLOSED SESSION

Resolution 2018-367 Approved.

ROLL CALL –Present: Mayor Coles, Committeeman Lichtenstein,
Committeeman D’Elia
Absent: Deputy Mayor Miller, Committeeman Akerman

SALUTE TO THE FLAG AND PRAYER

OPEN SESSION: Motion by Committeeman Lichtenstein, second by Committeeman D’Elia, with all in favor, to enter open session at 7:31PM.

MOTION TO APPROVE MINUTES OF EXECUTIVE AND WORKSHOP SESSION -
None

MOTION TO APPROVE MINUTES OF REGULAR SESSION - None

PUBLIC LAND SALE - None

PRESENTATIONS – Tree City USA – Proclamation

Mr. Craig Theibault and Mr. Moshe Raitzik gave a presentation on Tree City USA. Transcript is attached.

Committeeman D'Elia thanked Mr. Theibault and the Shade Tree Committee for their hard work and time they put into this project.

ORDINANCES FOR DISCUSSION – None

PUBLIC COMMENT

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.

Moshe Zienes, 112 Elmhurst Boulevard – Mr. Zienes thanked the Township Committee for the job well done on Somerset Avenue and Tuxedo Terrace. He also thanked them for the repaving of Fourth Street, and the efforts they made for the previous holiday.

Moshe Raitzik, 166 North Crest Place – Mr. Raitzik asked for an extension for the Shade Tree Commission grant. He stated since it expires in October, they will not have enough time to utilize all the trees.

Mayor Coles stated they will ask the State for an extension. He also asked if there is something in the contract for the replacement of trees that die within a certain period of time.

Mr. Raitzik stated that it is required for the trees to be replaced if they die in a certain amount of time.

Judah Bergman, 105 Henry Street – Mr. Bergman thanked the Mayor and everyone involved for going out to his neighborhood and trying to solve the drainage issue on his street. He also spoke on the narrowness of Henry and Cedar Street and the parking on both sides of the streets. He added that many busses and larger vehicles cannot make it down the street if other cars are on the road. He asked if they can make parking on one side only.

Committeeman Lichtenstein asked if this is on the east side of Vine Avenue.

Mr. Bergman stated yes.

Committeeman Lichtenstein asked if residents have thought about making it one way from Route 9 and in.

Mr. Bergman stated some have mentioned that. He stated he is not too sure about that since it will force people to use Route 9 to get in and out.

Mayor Coles stated they will get Traffic and Safety involved to assess which is the best idea. He added that they will want to talk to all the neighbors since parking is important. He stated an ordinance will be written if it is the best idea.

Geri Baldwandz, Governors Road – Ms. Baldwandz spoke on using the Township’s online OPRA form. Ms. Baldwandz also spoke on the sale of Township properties and brought up questions on which areas are in which zones.

Kathryn Hutchinson, the Township Clerk, helped explain the process of filing an OPRA request correctly.

Mayor Coles also stated there is a laptop in the Municipal Clerk’s Office and they will be more than willing to show the process on how to correctly file an OPRA request. He then asked the Township Attorney if he heard he comment regarding the zoning question.

Steve Secare, Township Attorney, stated they went based off of what the professional engineers told them.

Seeing no one else approaching the podium, 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 Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Cancelling Various Grant Receivable And Grant Appropriated Reserve Balances
Resolution 2018-368

2. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Approving The Submission Of An Application For Funding From The 2018 NJDOT Safe Routes To School Program Sidewalk Improvement Project
Resolution 2018-369

3. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Renewal Of Towing Licenses For The Year 2018-2019
Resolution 2018-370

4. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Releasing A Performance Guarantee Posted By Gefen Construction, LLC., In Connection With SD #2156AA, (Finchley Blvd) Block 431, Lot 7
Resolution 2018-371
5. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Releasing The Maintenance Guarantee Posted By 210 Ocean Ave, LLC., In Connection With SD #536 (Ocean Avenue), Block 536, Lot 12
Resolution 2018-372
6. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Releasing A Performance Guarantee Posted By Pine Belt Enterprises, Inc. In Connection With SP #2069 (Route 88) Block 669, Lots 10, 23 and 91
Resolution 2018- 373
7. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Releasing The Maintenance Guarantee Posted By Beth Medrash Of Central Jersey In Connection With SP 2026 (Marlin Ave), Block 1159.02, Lot 7
Resolution 2018-374
8. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Amending Resolution No.2018-340 Entitled "Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Tax Collector To Refund Taxes On A Parcel Deemed Exempt"
Resolution 2018-375
9. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Canceling Taxes & Authorizing A Refund Pursuant To N.J.S.A.54:4-3.32
Resolution 2018-376
10. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing A Refund Of Overpayments Of Taxes On Mother Lots Due To Subdivision
Resolution 2018-377
11. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing A Refund Of Overpayments Of Taxes On Mother Lots Due To A Subdivision
Resolution 2018-378

12. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Tax Collector To Refund An Overpayment On An Exempt Parcel
Resolution 2018-379
13. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Execution Of A Shared Services Agreement For Truck Wash Usage Between The Township Of Lakewood And Manchester Township
Resolution 2018-380
14. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Rejecting All Bids For Snow Plowing Services Pursuant To And In Accordance With N.J.S.A. 40A:11-1 Et Seq.
Resolution 2018-381
15. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Execution Change Order Number 1 In Connection With A Project Known As 2015 NJDOT 7th Street And Private Way Road Improvements
Resolution 2018-382
16. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Acceptance Of Various Bus Stops Along Route US 9 Northbound And Southbound
Resolution 2018-383
17. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Issuance Of An Additional Retail Distribution License Pursuant To N.J.S.A. 33:1-19.3 Et Seq.
Resolution 2018-384
18. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Referring An Amendment To Article IX ("Zoning Districts And Regulations") Section 18-903E.1. (e) Of The Unified Development Ordinance Of The Revised General Ordinance Of The Township Of Lakewood To The Planning Board For Review
Resolution 2018-385
19. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Bid Award For The Arlington Avenue & Wynatt Street Sidewalk And Road Improvements To Shore Top Construction Corp., Pursuant To And In Accordance With N.J.S.A. 40A:11-1 Et Seq.
Resolution 2018-386

20. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Providing A Restricted Grant For Lakewood Board Of Education For The 2018-19 School Year

Resolution 2018-387

21. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Sale Of Surplus Personal Property No Longer Needed For Public Use On An Online Auction Website

Resolution 2018-388

Motion by Committeeman D'Elia, second by Committeeman Lichtenstein, to move the above Consent Agenda.

On Roll Call: Affirmative: Committeeman D'Elia, Committeeman Lichtenstein,
Mayor Coles

Absent: Deputy Mayor Miller, Committeeman Akerman

Resolutions 2018-368 through 2018-388 approved.

ORDINANCES FOR SECOND READING

1. Ordinance Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Tax Collector To Cancel Any And All Taxes For The Tax Year 2017, Due On Block 61 Lot 4 (403 13th Street), Congregation Anshe S'fard Pursuant To And In Accordance With N.J.S.A, 54:4-3.6c

Read by title only for second reading.

Mayor Coles opened the meeting to the public.

Seeing no one approaching the podium for comment, Mayor Coles closed the meeting to the public.

Motion by Committeeman D'Elia, second by Committeeman Lichtenstein, to approve the above ordinance.

On Roll Call: Affirmative: Committeeman D'Elia, Committeeman Lichtenstein,
Mayor Coles

Absent: Deputy Mayor Miller, Committeeman Akerman

Ordinance 2018-43 adopted after public hearing and second reading.

2. Ordinance Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Amending And Supplementing Chapter II Entitled "Administration" By Specifically Creating Section 2-76.9 To Establish The Lakewood Shuttle And Fee Schedule For The Same

Read by title only for second reading.

Mayor Coles opened the meeting to the public.

Joyce Blay, 311 Floral Way – Ms. Blay asked whether the former operator of the Lakewood Shuttle was charging passengers a separate fee and if so how much.

Mayor Coles stated they were not charging.

Steve Secare, Township Attorney, stated Jay's Bus Service was losing money, so they no longer wanted to run the service.

Ms. Blay continued on the Lakewood Shuttle service and its previous operations under Jay's Bus Service.

Mayor Coles stated he will speak with the Public Works Director to see if he has any numbers on its success.

Seeing no one approaching the podium for comment, Mayor Coles closed the meeting to the public.

Motion by Committeeman D'Elia, second by Committeeman Lichtenstein, to approve the above ordinance.

On Roll Call: Affirmative: Committeeman D'Elia, Committeeman Lichtenstein,
Mayor Coles

Absent: Deputy Mayor Miller, Committeeman Akerman

Ordinance 2018- 44 adopted after public hearing and second reading.

3. Ordinance Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Amending And Supplementing Chapter II Entitled "Administration" By Specifically Creating Section 2-76.10 To Establish A Fee Schedule For Vehicle Truck Washing

Read by title only for second reading.

Mayor Coles opened the meeting to the public.

Seeing no one approaching the podium for comment, Mayor Coles closed the meeting to the public.

Motion by Committeeman D'Elia, second by Committeeman Lichtenstein, to approve the above ordinance.

On Roll Call: Affirmative: Committeeman D'Elia, Committeeman Lichtenstein,
Mayor Coles
Absent: Deputy Mayor Miller, Committeeman Akerman

Ordinance 2018-45 adopted after public hearing and second reading.

4. Ordinance Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Private Sale Of Block 351, Lot 3 (Vacant Land No Assigned Address In The Area Of Hatfield Avenue) In The Township Of Lakewood, County Of Ocean, State Of New Jersey, At Private Sale Pursuant To N.J.S.A. 40A:12-1 Et Seq.

Read by title only for second reading.

Mayor Coles opened the meeting to the public.

Geri Baldwandz, Governors Road – Ms. Baldwandz stated she is glad of how the Township Committee handled this land sale.

Seeing no one approaching the podium for comment, Mayor Coles closed the meeting to the public.

Motion by Committeeman D'Elia, second by Committeeman Lichtenstein, to approve the above ordinance after second reading and public hearing.

On Roll Call: Affirmative: Committeeman D'Elia, Committeeman Lichtenstein,
Mayor Coles
Absent: Deputy Mayor Miller, Committeeman Akerman

Ordinance 2018-46 adopted after second reading and public hearing.

5. Ordinance Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Releasing, Extinguishing And Vacating The Rights Of The Public To A Paper Street Known As ChevyLane

Read by title only for second reading.

Mayor Coles asked for a motion to carry this ordinance to October 11, 2018.

Motion by Committeeman Lichtenstein, second by Committeeman D'Elia, to carry the above ordinance to October 11, 2018.

On Roll Call: Affirmative: Committeeman D'Elia, Committeeman Lichtenstein,
Mayor Coles

Absent: Deputy Mayor Miller, Committeeman Akerman

Ordinance 2018-47 carried to October 11, 2018.

6. Ordinance Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Private Sale Of Block 2.01, Lot 32 (No Assigned Address In The Area Of Clear Stream Road), In The Township Of Lakewood, County Of Ocean, State Of New Jersey, At Private Sale Pursuant To 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 approaching the podium for comment, Mayor Coles closed the meeting to the public.

Motion by Committeeman Lichtenstein, second by Committeeman D'Elia, to approve the above ordinance after second reading and public hearing.

On Roll Call: Affirmative: Committeeman D'Elia, Committeeman Lichtenstein,
Mayor Coles

Absent: Deputy Mayor Miller, Committeeman Akerman

Ordinance 2018-49 adopted after second reading and public hearing.

7. Ordinance Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Releasing, Extinguishing And Vacating The Rights Of The Public Of A Portion Of A Paper Street Known As Bushwick Avenue, In The Township Of Lakewood

Read by title only for second reading.

Mayor Coles opened the meeting to the public.

Seeing no one approaching the podium for comment, Mayor Coles closed the meeting to the public.

Motion by Committeeman D'Elia, second by Committeeman Lichtenstein, to approve the above ordinance after second reading and public hearing.

On Roll Call: Affirmative: Committeeman D'Elia, Committeeman Lichtenstein,
Mayor Coles
Absent: Deputy Mayor Miller, Committeeman Akerman

Ordinance 2018-50 adopted after second reading and public hearing.

ORDINANCES FIRST READING – Public hearing scheduled for October 11, 2018

1. Ordinance Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Private Sale Of Block 175, Lot 47 (No Assigned Address In The Area Of Kennedy Boulevard East), In The Township Of Lakewood, County Of Ocean, State Of New Jersey, At Private Sale Pursuant To N.J.S.A. 40A:12-1 Et Seq.

Read by title only for first reading.

Motion by Committeeman Lichtenstein, second by Committeeman D'Elia, to approve the above ordinance after first reading.

On Roll Call: Affirmative: Committeeman D'Elia, Committeeman Lichtenstein,
Mayor Coles
Absent: Deputy Mayor Miller, Committeeman Akerman

Ordinance 2018-51 adopted after first reading. Second reading and public hearing schedule for October 11, 2018.

2. Ordinance Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Conveyance And Execution Of A Deed Of Easement For Installation Of Utility Equipment To Alexander C. Markowits And Sarah R. Markowits, The Owners Of Block 25, Lot 68 (1 Endor Lane) Within A Portion Of The Endor Lane Right-Of-Way

Read by title only for first reading.

Motion by Committeeman Lichtenstein, second by Committeeman D'Elia, to approve the above ordinance after first reading.

On Roll Call: Affirmative: Committeeman D'Elia, Committeeman Lichtenstein,
Mayor Coles
Absent: Deputy Mayor Miller, Committeeman Akerman

Ordinance 2018-52 adopted after first reading. Second reading and public hearing schedule for October 11, 2018.

3. Ordinance Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Recision Of Ordinance 2006-36 And Authorizing The Re-Conveyance Of A Portion Of Block 1606, Lot 9 Lying Within The Township Of Lakewood, County Of Ocean, State Of New Jersey, Pursuant To N.J.S.A. 40A:12-13, Et Seq., To The Lakewood Township Industrial Commission For Nominal Consideration (Swarthmore Avenue)

Read by title only for first reading.

Motion by Committeeman D'Elia, second by Committeeman Lichtenstein, to approve the above ordinance after first reading.

On Roll Call: Affirmative: Committeeman D'Elia, Committeeman Lichtenstein,
Mayor Coles
Absent: Deputy Mayor Miller, Committeeman Akerman

Ordinance 2018-53 adopted after first reading. Second reading and public hearing schedule for October 11, 2018.

4. Ordinance Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Re-Adopting Ordinance 2017-11, Amending And Supplementing Article IX ("Zoning Districts And Regulations") Section 18-903E.1. (e) Of The Unified Development Ordinance Of The Revised General Ordinances Of The Township Of Lakewood Pursuant To Stipulation Of Settlement I/M/O Lakewood Realty Associates v. Lakewood, Et Als., Docket#1741-17

Read by title only for first reading.

Motion by Committeeman Lichtenstein, second by Committeeman D'Elia, to approve the above ordinance after first reading.

On Roll Call: Affirmative: Committeeman D'Elia, Committeeman Lichtenstein,
Mayor Coles
Absent: Deputy Mayor Miller, Committeeman Akerman

Ordinance 2018-54 adopted after first reading. Second reading and public hearing schedule for October 11, 2018.

5. Ordinance Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Pursuant To N.J.S.A. 40A:21-1 Et Seq., Granting Abatement To Local Property Taxes To New Hampshire Holdings, LLC, For Facilities Located At Block 549.02, Lot 2,(10 America Avenue), And Authorizing The Mayor And Or His Designee And Township Clerk To Execute Any And All Documents Necessary And Proper To Enter Into A Tax Abatement Agreement

Read by title only for first reading.

Motion by Committeeman D'Elia, second by Committeeman Lichtenstein, to approve the above ordinance after first reading.

On Roll Call: Affirmative: Committeeman D'Elia, Committeeman Lichtenstein,
Mayor Coles
Absent: Deputy Mayor Miller, Committeeman Akerman

Ordinance 2018-55 adopted after first reading. Second reading and public hearing schedule for October 11, 2018.

CORRESPONDENCE - None

MOTION TO APPROVE BILL LIST: September 5, 2018

Motion by Committeeman D'Elia, second by Committeeman Lichtenstein, to approve the Bill List.

On Roll Call: Affirmative: Committeeman D'Elia, Committeeman Lichtenstein,
Deputy Mayor Miller, Mayor Coles
Absent: Committeeman Akerman

Bill List of September 5, 2018 approved.

COMMENTS FROM COMMITTEE MEMBERS

Committeeman Lichtenstein wished anyone who celebrates Rosh Hashanna a happy new year. He also took a moment to send condolences to his neighbor who passed, Mrs. Martha Drukaroff, David Drukaroff's mother.

Committeeman D'Elia echoed what Committeeman Lichtenstein said.

ADJOURNMENT

Motion by Committeeman D'Elia, second by Committeeman Lichtenstein, with all in favor to adjourn the meeting. Meeting adjourned at 8:09PM.