

The Lakewood Township Committee held a Meeting on March 22, 2018 in the Lakewood Municipal Building, at 6:00 PM for the Workshop/Executive Session and 7:30 PM for the Public Meeting, with the following present:

- Mayor.....Raymond Coles
- Deputy Mayor.....Menashe P. Miller
- Committee Members..... Meir Lichtenstein
Albert D. Akerman
Michael D’Elia
- Municipal Manager.....Thomas Henshaw
- Municipal Attorney.....Steve Secare, 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 and revised via email on March 16, 2018.

ROLL CALL

CLOSED SESSION

Resolution No. 2018-153 Approved

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

SALUTE TO THE FLAG AND PRAYER

OPEN SESSION: Motion by Committeeman Lichtenstein, second by Committeeman Akerman, with all in favor, to enter open session at 7:32PM.

MOTION TO APPROVE MINUTES OF WORK SHOP AND EXECUTIVE SESSION OF MARCH 8, 2018: Motion by Committeeman D’Elia, second by Committeeman Lichtenstein, with all in favor, to approve the above minutes.

Deputy Mayor Miller asked to abstain from voted due to not being attendance at the meeting.

MOTION TO APPROVE MINUTES OF REGULAR SESSION OF MARCH 8, 2018: Motion by Committeeman D’Elia, second by Committeeman Lichtenstein, with all in favor, to approve the above minutes.

Deputy Mayor Miller asked to abstain from voted due to not being attendance at the meeting.

PUBLIC LAND SALE – Block 852 Lot 1.03 (Vacant Land No Assigned Address In The Area Of Spruce Street And Wilson Avenue)

Steven Secare, Township Attorney, asked if anyone is interested in bidding on Block 852 Lot 1.03. Mr. Secare stated there is a minimum bid of \$250,500.00.

Martin Shapiro, 611 Spruce Street, stated he is interested in bidding for the lot.

Mr. Secare further explained the procedures for the land sale.

Harold Hensel, Township Attorney, asked if the property would be in the name of an individual or a LLC.

Mr. Shapiro stated he would like to be in the name of a LLC. He stated it has not been formed yet.

Mr. Secare asked if there are any bides for Block 852 Lot 1.03.

Mr. Shapiro stated yes, he is placing a bid on the property.

Mr. Secare asked if he would like to bid \$250,500.00 or more.

Mr. Shapiro stated he would like to bid the minimum amount.

Mr. Secare stated it was sold to Mr. Shapiro. He asked the gentleman to go speak with the Township Clerk.

ITEMS FOR 2018 BUDGET

1. Ordinance Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, To Exceed The Municipal Budget Appropriation Limits And To Establish A Cap Bank (N.J.S.A.40A:4-45.14)

Read by title only for first reading.

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

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

Ordinance 2018-22 passes after first reading, second reading and public hearing scheduled for April 12, 2018.

2. Introduction of 2018 Budget

Resolution read in full for the introduction of the 2018 Budget

Municipal Budget Notice

Section 1. Municipal Budget of the Township of Lakewood, County of Ocean for the Fiscal Year 2018

Be it Resolved, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2018;

Be it Further Resolved, that said Budget be published in the Asbury Park Press in the issue of April 12, 2018.

The Governing Body of the Township of Lakewood doe hereby approve the following as the Budget for the year 2018:

Recorded Vote: Ayes: Committeeman Akerman, Committeeman D'Elia,
Committeeman Lichtenstein, Deputy Mayor Miller and
Mayor Coles

Notice is hereby given that the Budget and Tax Resolution was approved by the Committee of the Township of Lakewood, County of Ocean, on March 22, 2018. A Hearing on the Budget and Tax Resolution will be held at the Municipal Building, on April 26, 2018 at 7:30 o'clock P.M. at which time and place objections to said Budget and Tax Resolution for the year 2018 may be presented by taxpayers or other interested persons.

Motion by Committeeman Lichtenstein, second by Committeeman Akerman, to approve the above resolution after first reading.

Mayor Coles took a moment to thank the Municipal Manager, Tom Henshaw, and the Chief Financial Officer, William Rieker, for their hard efforts on the 2018 Budget.

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

Resolution 2018-154 passed on first reading, second reading and public hearing scheduled for April 26, 2018.

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.

Lakewood resident, name inaudible, A Country Place – This resident spoke on the property taxes of his neighborhood. He mentioned his property value and the amount of taxes he pays.

Mayor Coles spoke on getting an appointment with the Tax Assessor. He stated he needs to file a Tax Appeal. He requested he leave his name and phone number with the Township Clerk.

Aaron Hirsch, Lakewood resident – Mr. Hirsch spoke on the funding of the school budget and how the Township plans to amend the issue.

Mayor Coles stated the Governor has not made a final decision, and they are waiting to hear from the State.

Mr. Hirsch asked what they will do if the State comes back with no aid.

Mayor Coles stated this is the fourth year in a row with no tax increases. He stated they will work with the Board of Education and the State to make sure something is done.

Ravha Pregger, Lakewood resident – This resident handed items to the Township Committee.

Mayor Coles stated he will set up a meeting shortly.

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, Releasing A Performance Guarantee Posted By PD Family Credit Shelter Trust In Connection With SD #197- (Bergen Avenue) Block 189.02, Lot 155

Resolution 2018-155

2. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Releasing A Performance Guarantee Posted By Fieldspring Investments, LLC., In Connection With SD #1283, (Brookhill Estates), Block 174.01, Lots 13.49 and 25-27
Resolution 2018-156
3. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Declaring Default Of Performance Guarantee Posted By SK & B Realty For ZB #3569aa, (East County Line Road) Blocks 174.11, Lot 40.01
Resolution 2018-157
4. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Appointing Members To The Lakewood Township Shade Tree Commission
Resolution 2018-158
5. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Bid Award For Road Improvements To Forest Drive and Shady Lane To Earle Asphalt Company Pursuant To And In Accordance With N.J.S.A. 40A:11-1 Et Seq.
Resolution 2018-159
6. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Bid Award For 2017 NJDOT State Aid Clifton Avenue Phase II Road Improvements To Black Rock Enterprises, LLC To And In Accordance With N.J.S.A. 40A:11-1 Et Seq.
Resolution 2018-160
7. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Purchase Of Various Computer Software Programs For The Township Of Lakewood From SHI International Corporation Pursuant To And In Accordance With N.J.S.A. 40A:11-12 Et Seq.
Resolution 2018-161
8. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Renewal Of An Inactive Plenary Retail Consumption Pocket Liquor License For The Fiscal Year 2017-2018
Resolution 2018-162
9. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Amending Resolution Number 2018-148 To Read Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Execution Of A Change Order Number 1 And Final In Connection With A Project Known As Kuser Hall Roof Replacement Project
Resolution 2018-163

10. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Issuance Of An Amusement License To American Baseball Company, LLC
Resolution 2018-164
11. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Issuance Of An Amusement License To American Baseball Company, LLC
Resolution 2018-165
12. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Issuance Of An Amusement License To American Baseball Company, LLC
Resolution 2018-166
13. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Issuance Of An Amusement License To American Baseball Company, LLC
Resolution 2018-167
14. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Issuance Of An Amusement License To American Baseball Company, LLC
Resolution 2018-168
15. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Approving Participation With The State Of New Jersey Federal Grant Program Administered By The Division Of Criminal Justice Department Of Law And Public Safety-Safe And Secure Communities Grant
Resolution 2018-169
16. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Procurement Of Services For The No-Net Loss Tree Planting Grant Program In Accordance With N.J.S.A. 40a:11-1 Et Seq.
Resolution 2018-170
17. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Accepting A Grant From The New Jersey Department Of Transportation For "Fiscal Year 2018 Municipal Aid Program For 2018 Road Improvements To Clifton Avenue"
Resolution 2018-171

18. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Awarding A Professional Services Contract To T&M Associates For Planning Services In Connection With The Housing Element, Fair Share Plan And Housing Litigation Services Pursuant To And In Accordance With N.J.S.A. 40A:11- 5
Resolution 2018-172

19. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Amending Resolution 2018-151 Entitled “Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Providing Support For The Lakewood Search And Rescue Organization
Resolution 2018-173

20. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Awarding A Professional Service Contract To Starnet Solutions, Inc. For Computer Software Products
Resolution 2018-174

21. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Refund Of Money Paid In An Unauthorized Attempt To Redeem Tax Sale Certificate No. 13-00178
Resolution 2018-175

Committeeman Lichtenstein asked to bring a time-sensitive resolution up from the floor. He asked Steve Secare to read the resolution aloud.

Mr. Secare read the resolution as follows:

RESOLUTION OF THE TOWNSHIP OF LAKEWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY, CONSENTING TO THE PROPOSED OCEAN COUNTY WATER QUALITY MANAGEMENT PLAN FOR MESIVTA NEZER HATORAH

WHEREAS, the Township of Lakewood desires to provide for the orderly development of waste water facilities; and

WHEREAS, the New Jersey Department of Environmental Protection requires that proposed waste water treatment conveyance facilities and waste water treatment services areas as well as related subjects conform with an approved Water Quality Management Plan; and

WHEREAS, the NJDEP has established the Water Quality Management Plan amendment procedures through Water Quality Management Plan Rules, N.J.A.C. 7:15-3.5, as the method of incorporating unplanned facilities into a Water Quality Management Plan; and

WHEREAS, a proposed Water Quality Management Plan amendment publically noticed in the New Jersey Register on February 5, 2018 for Mesivta Nezer Hatorah has been prepared by Tony D. Environmental Permitting, LLC.; and

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Lakewood that:

1. The Lakewood Township Committee hereby consents to the Mesivta Nezer Hatorah amendment and that it was publically noticed on February 2, 2018, prepared by Tony D. Environmental Permitting, LLC. for the purpose of its incorporation into the applicable WQM plan(s).
2. This consent shall be submitted to the NJDEP pursuant to N.J.A.C. 7:15-3.5.(g)6.

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

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

Resolution 2018-176 approved

Motion by Committeeman Lichtenstein, second by Deputy Mayor Miller, to approve the above consent agenda.

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

Resolutions 2018-155 through 2018-175 approved.

ORDINANCES FOR SECOND READING

1. Bond Ordinance Providing For Improvements To Various Roadways And Sidewalks, Appropriating \$8,000,000 Therefore And Authorizing The Issuance Of \$7,600,000 Bonds And Notes To Finance A Portion Of The Cost Thereof, Authorized In And By The Township Of Lakewood, In The County Of Ocean, New Jersey

Read by title only for second reading.

Mayor Coles opened the meeting to the public.

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

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

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

Ordinance 2018-10 adopted after second reading and public hearing.

2. Ordinance Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Public Sale Of Block 1043 Lot 3 (Vacant Land No Assigned Address In The Area Of Turin Avenue And Argyle Avenue) 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 Coles asked for the representative of this project to come forward.

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

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

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

Ordinance 2017-11 adopted after second reading and public hearing.

3. Ordinance Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Private Sale Of Block 5 Lot 2 (Vacant Land No Assigned Address In The Area of Buchanan Street And Van Buren 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.

Aaron Hirsch, no address given – Mr. Hirsch asked why this is being sold under private sale.

Mayor Coles stated it is because it is an undersized lot and offered to the adjoining property owners.

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

Motion by Deputy Mayor Miller, second by Committeeman Lichtenstein, to approve the above ordinance.

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

Ordinance 2018-12 adopted after second reading and public hearing.

4. Ordinance Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Private Sale And Conveyance Of A Portion Of Block 1160, Lots 220, 242 And 246 (No Assigned Address In The Area Of Cedarbridge Avenue) Comprising Approximately 150 +/- Acres Along Airport Road 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

Read by title only for second reading.

Mayor Coles opened the meeting to the public.

Aaron Hirsch, 146 Mountainview Drive – Mr. Hirsch asked for the purpose of this ordinance.

Mayor Coles stated the purpose to transfer this property to the Lakewood Industrial Commission is so the LIC can negotiate with local businesses to be situated along the airport. He stated there will be no residential homes in this area.

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

Motion by Committeeman Akerman, second by Committeeman D'Elia, to approve the above ordinance for purposes of discussion.

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

Ordinance 2018-13 adopted after second reading and public hearing

5. Ordinance Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Tax Collector To Cancel Any And All Taxes, Penalties, Interest Due On Block 508.02 Lot 5 (18 Esti Circle), Congregation Faraday Inc. 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, Mayor Coles closed the meeting to the public.

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

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

Ordinance 2018-14 adopted after second reading and public hearing

6. Ordinance Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Amending And Supplementing Chapter XX, Entitled "Streets And Sidewalks" Of The Revised General Ordinances Of The Township Of Lakewood (Road Opening Permits)

Read by title only for second reading.

Mayor Coles opened the meeting to the public.

Seeing no one approaching the podium, 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 Akerman, Committeeman D'Elia, Committeeman Lichtenstein, Deputy Mayor Miller and Mayor Coles

Ordinance 2018-15 adopted after second reading and public hearing

ORDINANCES FIRST READING - Public Hearing Scheduled For April 12, 2018 for Item #'s 1, 2, 3, 4, and 5 and April 26, 2018 for Item #6

1. Ordinance Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Public Sale Of Block 830 Lot 1.07 (Vacant Land No Assigned Address In The Area Of Spruce Street And Canary Drive) 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 first reading.

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

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

Ordinance 2018-16 approved after first reading. Second reading and public hearing scheduled for April 12, 2018.

2. Ordinance Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Amending And Supplementing Chapter III Of The Revised General Ordinances Of The Township Of Lakewood, Entitled "Police Regulations", By Repealing Section 3-17 (Fireworks), Inclusive, In Its Entirety.

Read by title only for first reading.

Motion by Deputy Mayor Miller, second by Committeeman Lichtenstein, to approve the above ordinance after first reading.

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

Ordinance 2018-17 approved after first reading. Second reading and public hearing scheduled for April 12, 2018.

3. Ordinance Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Creating A Deed Restriction On Property Owned By The Township Of Lakewood Known As Block 248 Lot28 (310 Cottage Place) To Dedicate Said Parcel For Park, Recreation And Open Space Purposes Only

Read by title only for first reading.

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

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

Ordinance 2018-18 approved after first reading. Second reading and public hearing scheduled for April 12, 2018.

4. Ordinance Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Establishing First Energy Park As An Amusement Park In Accordance With The Amusement Games Licensing Law, N.J.S.A. 5:8-100, Et. Seq.

Read by title only for first reading.

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

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

Ordinance 2018-19 approved after first reading. Second reading and public hearing scheduled for April 12, 2018.

5. Ordinance Of The Township Of Lakewood, County Of Ocean, State Of New Jersey Amending And Supplementing Chapter XI Entitled "Traffic" Of The Revised General Ordinances Of The Township Of Lakewood, Specifically Section 11- 10.1(Stopping Or Standing Prohibited) (Canary Drive)

Read by title only for first reading.

Motion by Deputy Mayor Miller, second by Committeeman Akerman, to approve the above ordinance after first reading.

Deputy Mayor Miller spoke on the reasoning behind stopping or standing, or if it should be designated as no parking.

Steve Secare, Township Attorney, stated it would not be a substantial change to make it no parking instead of no stopping or standing.

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

Ordinance 2018-20 approved after first reading. Second reading and public hearing scheduled for April 12, 2018.

6. Ordinance Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Releasing, Extinguishing And Vacating The Rights Of The Public Of Portions Of Paper Street Known As Charity Tull Avenue, In The Township Of Lakewood

Read by title only for first reading.

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

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

Ordinance 2018-21 approved after first reading. Second reading and public hearing scheduled for April 26, 2018.

CORRESPONDENCE – None

MOTION TO APPROVE BILL LIST: March 20, 2018.

Motion by Committeeman Akerman, second by Committeeman Lichtenstein, to approve the Bill List.

On Roll Call: Affirmative: Committeeman Akerman, Committeeman D’Elia, Committeeman Lichtenstein, Deputy Mayor Miller and Mayor Coles

Bill List of March 20, 2018 approved.

COMMENTS FROM COMMITTEE MEMBERS

Committeeman Akerman thanked Patrick Donnelly and the Department of Public Works for their hard efforts during the most recent snowstorm.

Mayor Coles added that they all did a tremendous job.

ADJOURNMENT

Motion by Committeeman D’Elia, second by Deputy Mayor Miller, with all in favor to adjourn the meeting. Meeting adjourned at 8:07PM.