

The Lakewood Township Committee held a Meeting on Thursday, May 17, 2012, in the Lakewood Municipal Building, at 6:30 PM for the Executive Session and 7:30 PM for the Public Meeting, with the following present:

Mayor..... Menashe P. Miller
Deputy Mayor..... Albert D. Akerman
Committee Members..... Raymond Coles
Meir Lichtenstein
Steven Langert
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 3, 2012 and published in the Asbury Park Press on January 13, 2012.

ROLL CALL

CLOSED SESSION

Resolution No. 2012-181 – Adopted.

ROLL CALL

SALUTE TO THE FLAG AND PRAYER

OPEN SESSION

Motion by Committeeman Coles, second by Committeeman Langert, and carried, to open the meeting.

MOTION TO APPROVE MINUTES OF: 05/03/12

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

Deputy Mayor Akerman abstained.

MOTION TO APPROVE CLOSED SESSION MINUTES: 05/03/12

Motion by Committeeman Coles, second by Committeeman Lichtenstein, and carried, to approve the above Closed Session Minutes.

Deputy Mayor Akerman abstained.

PRESENTATIONS

Francis De Causey - Employee of the Month

Francis De Causey was presented with the Employee of the Month Award for June, 2012.

EMS Week

Mayor Miller and Committeeman Lichtenstein presented Proclamations in recognition of EMS Week to the three First Aid Squads.

ORDINANCES FOR DISCUSSION - None

QUALITY OF LIFE

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

With regard to Committeeman Lichtenstein's request that Chief Lawson arrange with the Ocean County Corrections Department for clean-ups of public property, Chief Lawson advised that a clean-up of the Lake has been scheduled in preparation of Memorial Day.

With regard to the matter of tractor trailer trucks parked on Kennedy Boulevard, as well as commercial vehicles parked overnight in residential areas, Chief Lawson responded that summonses and warnings have been issued to vehicles parked illegally.

With regard to the request for a UEZ Officer at the Industrial Park, Chief Lawson responded that there is an officer present at the Industrial Park.

With regard to Committeeman Lichtenstein's request for Mr. Staiger to look into obtaining an easement at the corner of Kent Road and County Line Road, Mr. Staiger responded he has had conversations with the County. They are amicable to the possibility of having sidewalk in that area, but they need to have conversations with other parties involved.

Committeeman Lichtenstein requested this matter be carried over to the next meeting for a status report.

With regard to the matter of the removal of a metal pole and debris at the corner of Kent Road and County Line Road, Mr. Burdge responded this has been completed.

With regard to the matter of a broken pole on Central Avenue, Mr. Burdge responded this has been completed.

With regard to the matter of the need for fence repairs on Route 9, near the cemetery, Mayor Miller advised the repairs have been completed. He additionally requested that the overgrowth be removed at that site.

Comments from Committee Members:

Committeeman Lichtenstein advised that as Chief Lawson has a clean-up crew coming in from Ocean County to clean up the Lake prior to Memorial Day, he requested that Mr. Burdge actually walk the Lake, the entire boardwalk, as well as the path, and have the graffiti removed.

Committeeman Lichtenstein advised that at the intersection of Sunset Road and James Street, there is a delayed left turning arrow so that oncoming traffic waits for traffic turning left. He believes that the cross street does not realize that is happening, and they start making the right turns on red. He asked Mr. Staiger to look at this site to make sure there are not two cars trying to enter the intersection at the same time.

Committeeman Lichtenstein also advised that as you go up Central Avenue, to Cross Street, there is some sort of an island on the right side that leads into a property. At night, especially when it is hard to see, people veer off and end up in the woods. They have to make a u-turn and come out. He asked that Mr. Staiger request Public Works to provide the necessary signage in the area.

Committeeman Langert advised that on Central Avenue, traveling east, towards the intersection of Route 9, between Freeman and Caranetta, there is a shoulder. In the morning, during heavy traffic hours, there are people who drive on the shoulder because the traffic stacks up where they have the dedicated left turning lane. It is not large enough to have all the cars stacked up so people actually drive on the shoulder. He asked Mr. Staiger if there is a way to ask the County, since there is no parking or stopping/standing there anyway, if there is a way to perhaps eliminate the shoulder, make it a very narrow line, and create two lanes over there. He asked that they also contact the State and ask them to look at the same thing, coming south on Route 9 where the two lanes come into one, making a right turn onto Central Avenue. When the traffic is stacked up on Route 9 waiting for the light to turn, sometimes people cut into the shoulder to make it into the right turn lane. Perhaps they can eliminate part of the shoulder there as well, and make that right turning lane a little bit longer so people can utilize that to come up and make a right turn.

Mayor Miller commented that Mr. Staiger went out there a few weeks ago on a Friday and measured Route 9 and that whole area to see if we had the forty-four foot width, eleven feet per lane. The next step is that they need to look at that whole area, and determine where they no longer need the shoulder. He requested that he draw up what the line should look like. They have to present this to the State. This would be similar

to what was done from Route 88 up to Fourteenth Street, where the lanes were realigned. Now that he has measured where it is from Route 88, they need to come up with the areas, eliminate the shoulders, and create the same type of idea of having double lanes. He will meet with him during the week, and discuss in more detail how that can happen. Once they come up with a conceptual plan, the State wants to see it, and they will take it from there.

Deputy Mayor Akerman advised that people are complaining about the traffic patterns in his neighborhood. There used to be a lot less build up making a left turn off of Central Avenue onto Route 9. It is backing up a few blocks now during peak hours, all the way to Sunset Road. Also, going south on Route 9, someone had recommended to put a right turning lane going south, so that the cars do not stack up.

Committeeman Lichtenstein complimented NJ American Water Co. on the job they are doing on Spruce Street. They have donated equipment to the EMS to assist them in the case of an injured worker or pedestrian. He asked that a letter be sent to them thanking them for their donation.

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 Miller opened the meeting to the public.

Ernesto Ordenana – Stated he has been trying to reach someone over the past few months to help him with his situation, without success. He wants to start a social club, similar to the Foresters of America, with a liquor license at his location on First Street. He was advised that he is not permitted to have a liquor license at this location. He asked where in Lakewood would this be permitted.

Ms. Rodriguez advised that Mr. Nelson is handling this matter. They have had conversations and Mr. Nelson advised him what he had to do.

Mayor Miller recommended that Mr. Ordenana contact the Inspection Department and Manager's Office with regard to this matter.

Bill Hobday, 30 Schoolhouse Lane – Commented regarding a recent meeting of the Lakewood Utilities Advisory Committee. They heard presentations by representatives of NJ American Water, and JCP&L. Discussion continued with regard the street light outages that remain in town.

Walt Loehren – Commented on the need for green arrows on County Line Road and Kennedy Boulevard.

Mayor Miller responded that a Resolution is on this evening's Agenda in support of this request.

Larry Simons – Complained about the condition of the first floor public men's room. Requested that it be repaired and modernized.

Mayor Miller advised he will look at the room after the meeting, and will look into budgeting the upgrades that are needed.

Mr. Burdge responded that he has submitted a plan for this project in the Capital Improvement Budget.

Gerry Ballwanz, Governors Road – Asked about the traffic light at Kennedy Boulevard and Route 9. There are also red and green arrows, but sometimes they are not working. She asked if you can make a right turn on red at this location.

Chief Lawson responded yes, as long as it is not posted "No Right Turn on Red".

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

At this time, the professionals left the meeting.

Mayor Miller asked Chief Lawson to check if the stickers and cards for bicycle registration have come in.

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 supporting new Traffic Regulations/Signals in Lakewood Township on Route 9 at County Line Road and Kennedy Boulevard.
Resolution No. 2012-182
This Resolution was removed from the Consent Agenda.**

- 2. Resolution authorizing the Tax Collector to prepare and mail estimated Tax Bills in accordance with P.L. 1994, C.72.
Resolution No. 2012-183**

- 3. Resolution authorizing Emergency Appropriations for the period between the beginning of the Current Fiscal Year and the date of the Adoption of the 2012 Budget.
Resolution No. 2012-184**
- 4. Resolution releasing the Performance Guarantee, posted by Mark Engle, in connection with SD#1306A (Ivory Court, 11 Lot Subdivision), Block 25.05, Lots 46 and 58, in the amount of \$257,694.00
Resolution No. 2012-185**
- 5. Resolution releasing the Maintenance Guarantee, posted by Cedar Holdings, LLC, in connection with SP# 1897 (Cedar Bridge), Block 536, Lot 75.04, in the amount of \$62,332.88
Resolution No. 2012-186**
- 6. Resolution authorizing the Execution of a Shared Services Agreement between the Township of Lakewood and the Lakewood Township Municipal Utilities Authority.
Resolution No. 2012-187**
- 7. Resolution adopting a form required to be used for the filing of Notices of Tort Claims against the Township of Lakewood, in accordance with the provisions of the New Jersey Tort Claims Act, N.J.S.A. 59:8-6.
Resolution No. 2012-188**
- 8. Resolution concerning the Township Committee's review of the Defeated School Budget for the 2012-2013 School Year.
Resolution No. 2012-189**
- 9. Resolution authorizing the acceptance of a donation from Mildred Doby.
Resolution No. 2012-190**
- 10. Resolution authorizing Remington & Vernick Engineers to proceed with preparation of the Closure/Post-Closure Plan to existing Landfill Gas Collection System (Former Cross Street Landfill).
Resolution No. 2012-191**
- 11. Resolution authorizing the Lakewood Township Tax Collector to refund Tax Overpayments due to State and county Tax Appeals.
Resolution No. 2012-192**

- 12. Resolution awarding Professional Services Contract Telephone Consulting Services to Empire Telecommunications and Consultants, Inc.
Resolution No. 2012-193**
- 13. Resolution awarding a contract to Sambol Construction Corporation, for the project known as "Water Main Repair and Drainage Pipe Repair, Swarthmore Avenue, Lakewood, New Jersey," pursuant to and in accordance with N.J.S.A. 40A:11-1 et. seq.
Resolution No. 2012-194**
- 14. Resolution approving Encroachment Agreement with Ocean Health Initiatives, Inc., (OHI), relative to Block 126, Lot 10, 101 Second Street, (A/K/A 200 Monmouth Avenue), Lakewood, New Jersey.
Resolution No. 2012-195**
- 15. Resolution approving a Leave of Absence without Pay to Thomas Butler.
Resolution No. 2012-196**

Motion by Committeeman Langert, second by Committeeman Coles, to approve Resolution Nos. 2 through 15 on the Consent Agenda.

On Roll Call – Affirmative: Committeeman Coles (abstained on Resolution No. 6), Committeeman Lichtenstein, Committeeman Langert, Deputy Mayor Akerman and Mayor Miller.

Resolution Nos. 2012-183 through 2012-195 – Adopted.

Resolution No. 1 that was removed from the Consent Agenda was discussed and acted upon as follows:

- 1. Resolution supporting new Traffic Regulations/Signals in Lakewood Township on Route 9 at County Line Road and Kennedy Boulevard.**

Motion by Committeeman Lichtenstein, second by Committeeman Langert.

Committeeman Lichtenstein requested that the Resolution be sent to all parties involved. Committeeman Langert explained the Resolution to Mr. Loehren, and that copies will be sent to all parties involved.

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

Resolution No. 2012-182 – Adopted.

ORDINANCE SECOND READING

Calendar Year 2012 Ordinance 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 second reading.

Mayor Miller 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 Committeeman Coles, second by Committeeman Lichtenstein.

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

Ordinance No. 2012-34 adopted on second reading.

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Releasing, Extinguishing and Vacating the Rights of the Public in a Portion of Paper Streets known as Engelwood Street, Inman Avenue and Reed Avenue, in the Township of Lakewood. (St. Vacation – NJ Turnpike Auth.)

Read by title only for second reading.

Mayor Miller 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 Committeeman Coles, second by Committeeman Lichtenstein.

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

Ordinance No. 2012-35 adopted on second reading.

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Releasing, Extinguishing and Vacating the Rights of the Public in a Portion of Paper Streets known as Lippencott Avenue, Barnum Street, Cannon Street, Engelwood Street, Fiske Street, Woodlawn Avenue, Fish Road-A, Fish Road-B, Gunther Street-A, Gunther Street-B, in the Township of Lakewood. (St. Vacation – NJ Turnpike Auth.)

Read by title only for second reading.

Mayor Miller 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 Committeeman Langert, second by Deputy Mayor Akerman.

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

Ordinance No. 2012-36 adopted on second reading.

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Releasing, Extinguishing and Vacating the Rights of the Public in a Portion of Paper Streets known as Shorrock Street, Hulse Avenue (A), Hulse Avenue (B), Fish Road, Borden Avenue, and Old Toms River Road, in the Township of Lakewood. (St. Vacation – NJ Turnpike Auth.)

Read by title only for second reading.

Mayor Miller 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 Committeeman Coles, second by Committeeman Lichtenstein.

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

Ordinance No. 2012-37 adopted on second reading.

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Releasing, Extinguishing and Vacating the Rights of the Public in a Portion of Paper Streets known as Voorhees Street, Ann Avenue, Elizabeth Avenue, Miner Avenue, and Clark Avenue, in the Township of Lakewood. (St. Vacation – NJ Turnpike Auth.)

Read by title only for second reading.

Mayor Miller 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 Committeeman Coles, second by Committeeman Langert.

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

Ordinance No. 2012-38 adopted on second reading.

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, amending and supplementing Chapter X (Personnel Policies) of the Revised General Ordinances of the Township of Lakewood 1999, amending Section 10-15 (Leaves of Absences) (Chapter X, Sec. 10-15.1(f) Supplemental Sick Leave)

Read by title only for second reading.

Mayor Miller 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 Committeeman Coles, second by Deputy Mayor Akerman.

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

Ordinance No. 2012-39 adopted on second reading.

ORDINANCE FIRST READING (Second reading and Public Hearing 06/21/12)

An Ordinance of the Township of Lakewood, County of Ocean, and State of New Jersey, Releasing, Extinguishing and Vacating the rights of the Public in a paper street known as Sophia Street, in the Township of Lakewood. (St. Vacation – Sophia St.)

Read by title only for first reading.

The above Ordinance was offered by Committeeman Coles, second by Deputy Mayor Akerman.

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

Ordinance No. 2012-40 adopted on first reading. Second reading and public hearing to be held on June 21, 2012.

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Amending and Supplementing Chapter XI (Traffic) of the Revised General Ordinances of the Township of Lakewood 1999, Amending Section 11-18 (One- Way Streets) (Chap. XI, Sec. 11-18 One-Way Streets)

Read by title only for first reading.

The above Ordinance was offered by Committeeman Coles, second by Deputy Mayor Akerman.

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

Ordinance No. 2012-41 adopted on first reading. Second reading and public hearing to be held on June 21, 2012.

CORRESPONDENCE

Per list of one (1) correspondence item, attached hereto and made a part hereof.

PARKS AND EVENTS CORRESPONDENCE

Per schedule of twenty-nine (29) parks and events requests, attached hereto and made a part hereof.

Motion by Committeeman Lichtenstein, second by Committeeman Coles, and carried, to receive and approve the above correspondence items.

Mayor Miller requested that with regard to the issuance of permits for the use of Town Square, he would like to remind those who are using Town Square to keep the noise at a reasonable level, as they have received complaints about excessive noise.

MOTION TO APPROVE BILL LIST OF: 05/15/12

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

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

Bill List approved.

COMMENTS FROM COMMITTEE MEMBERS

Committeeman Langert wished everyone a happy and safe Memorial Day. The Township is going to have a ceremony in the Auditorium on Thursday, May 24th, and the Parade on Memorial Day.

Mayor Miller advised that the Memorial Day Ceremony will be held on Thursday, May 24th, at 7:30 PM in the Auditorium. Also on July 12th, from Noon until 4:30 PM, at 1690 Oak Street, Lake Terrace, the Annual Business and Networking Expo will be held.

ADJOURNMENT

Motion by Committeeman Coles, second by Committeeman Lichtenstein, and carried, to adjourn the meeting. Meeting adjourned at 8:25 PM.