The Lakewood Township Committee held a Meeting on Thursday, February 4, 2016 in the Lakewood Municipal Building, at 6:30 PM for the Workshop/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
  Michael J. D’Elia
  Meir Lichtenstein
Municipal Manager………………… Thomas L. Henshaw
Municipal Attorney………………… Steven Secare, Esq.
Municipal Clerk………………………… Kathryn Cirulli

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 6, 2016.

ROLL CALL

CLOSED SESSION
Resolution No. 2016-98

ROLL CALL

SALUTE TO THE FLAG AND PRAYER

OPEN SESSION
Motion by Committeeman Lichtenstein, second by Committeeman D’Elia, and carried, to open the meeting.

MOTION TO APPROVE MINUTES OF: January 21, 2016
Motion by Committeeman D’Elia, second by Committeeman Lichtenstein, and carried, to approve the above Minutes. Committeeman Coles abstained.

MOTION TO APPROVE WORKSHOP AND CLOSED SESSION MINUTES: January 21, 2016
Motion by Deputy Mayor Akerman, second by Committeeman Lichtenstein, and carried, to approve the above Closed Session Minutes. Committeeman Coles abstained.

PRESENTATIONS - None

ORDINANCES FOR DISCUSSION - None
At this time, Mayor Miller announced that they would go out of order on the Agenda, in order to listen to comments from many residents in attendance. (Comments were also translated from Spanish to English)

Many residents were present to comment on the subject of school bussing and voice their concerns with regard to getting their children to school safely, and how the town is going to deal with this issue.

Also comments were made about snow removal in the future.

Committeeman Lichtenstein advised that the Mayor has seven children who are set to lose bussing on February 26th, and he also has two children who are in elementary school that will have to cross Route 9 and Clifton Avenue and walk down busy streets should this happen. Someone asked if there was a difference between the communities. There are 2500 children who will lose bussing. There are 7500 private school children who will lose their bussing, and that is a total of 10,000 children and it is unacceptable.

Mayor Miller stated this is a disgrace that the State Monitor is stopping the bussing. They will not accept this from them.

Committeeman Lichtenstein continued they have never had the opportunity to share what has been going on over the past year, so he is glad that the public has come out this evening. The Township Committee has been actively involved in trying to save the bussing. They have a signed agreement, signed by four parties: one being the Lakewood Board of Education, one being the State Monitor, one is the Mayor, and one for the private schools, and the reason that the private schools had to sign on was because they had to agree to make drastic changes in their schedules so that bussing could work out for everyone. The Township agreed to give money to help pay for the shortfall of bussing. It was all worked out. Then the Township received a phone call, saying sorry, the State Monitor said they are not honoring the agreement, there is too much of a shortfall. The Township is still committed to giving that same money and to keep their end of the deal, so that the children can be safe. Part of the deal was to spend millions of dollars on roads, sidewalks, crossing guards, and street lights. And the Township has made significant progress in doing that, in some areas more than others. When the Township was told that they may lose the bussing they told the State there is no way that the Township can be prepared to have 10,000 children walk safely. They said it once, twice, put it in writing, and they told the Commissioner’s Office, and he is happy he is able to explain it to the public this evening. It is absolutely unacceptable for the bussing, for all the children, to be taken away on such short notice, and endangering all the children. He asks everyone, as he knows in the past there have been questions about differences in communities, do not allow those responsible to divide the communities. They need to stand together and make it very clear to the State of New Jersey that they will absolutely not accept no bussing. The Township Committee is committed to continue to work hand in hand but it is impossible for them to be ready for 10,000 children on six weeks’ notice. It is dangerous and unacceptable.
He hopes he has made their position clear, and it is his hope that if anyone has questions about what he has just said, that they will come up and ask. But he wanted to be clear, that this is what brought them here today.

Someone from the public stated there were more than 2,500 children from the public schools.

Committeeman Lichtenstein responded that is the information they were given by the Board of Education.

Same person from the public requested that the public be included in any meetings between the Township and the Board of Education, and asked if the Township has a plan to deal with the no bussing issue as of February 26th.

Committeeman Lichtenstein asked that she leave her contact information with the Clerk so that she can be notified of meetings, and also responded that no, they do not have a plan, and for them to tell the Board, that the Township does not have a plan to accommodate 10,000 children……no, they can’t.

The same person answered that she wanted to confirm that.

Questions continued from the public, with regard to bussing for special needs children.

Committeeman Lichtenstein responded that the Township did not cancel the bussing. He can not answer the question; he does not know. The Township received the same notice that the residents did. His understanding is that they cancelled what they call “courtesy bussing”. He does not know if they made exceptions for special ed.

Mayor Miller added that one thing is for sure. They will fight this to the end. As a matter of fact, he has asked his administrative assistant to reach out to the Commissioner’s Office in Trenton, to arrange a meeting, to let him know that no, this can not happen.

The same person from the public stated she received a letter days ago, saying specifically that the Township and Police Department will work together on this issue. She asked that they please work on this, and work together, because it is for all the children.

Mayor Miller advised that the Chief of Police wrote a letter today to the Commissioner and he said it is impossible to hire so many officers in such a short period of time. He wrote in the letter how many car accidents Lakewood has, and how many pedestrian accidents they have. And he wrote that it is impossible without bussing for children to get safely to school.

The same person from the public advised that she represents her community and thanked the Committee and asked that everyone work together.
Mayor Miller thanked everyone for coming, advised they will take a short break at this time.

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 Miller opened the meeting to the public.

David Drukaroff, 1433 Laurelwood Avenue – Offered his suggestions on the bussing issue.

Walt Lucas, Newport Avenue – Commented on the traffic situation in the area in which he lives, the Cross Street area. Also offered his suggestions on zoning of the area.

Alice Kelsey, 295B Malvern Court East – Asked if the Township has begun interviewing crossing guards yet.

Mayor Miller responded that they have been looking for years for crossing guards. They can not find enough for this town.

Mrs. Kelsey stated she has not seen any advertisements for crossing guards. She suggested that they advertise in her community, as well as the other senior communities.

Mrs. Kelsey further expressed her disappointment that the Township sold land at the last meeting that could have been used for affordable housing. She is disappointed in many things in Lakewood, in particular, she is disappointed that bussing has become a priority, and when you read the Asbury Park Press and see where the children are in terms of academics, but that is not the priority of the Board of Education.

Bill Hobday, 30 Schoolhouse Lane – Commented on the bussing issue and the Lakewood Board of Education.

Martha Vasalka, Chesterfield NJ – Spoke in opposition to the proposed gas pipeline through Manchester.

Gerry Ballwanz – Commented on snow plowing. Asked what is the criteria as to what developments get plowed by the Township. Also commented on a recent meeting in Trenton regarding Plan Endorsement. Also commented on a Resolution on the Agenda with regard to the land sale, for property that was designated for affordable housing.

Mr. Secare responded regarding snow plowing and the Municipal Services Act.
Committeeman Lichtenstein responded regarding the recent Plan Endorsement Meeting before the State Planning Council, where the Township made their presentation to take the steps to prepare to go before the State Planning Commission with the Township’s Plan Endorsement.

Kathryn Bowers, Chesterfield NJ – Commented on the proposed gas pipeline.

Seeing no one else wishing to be heard, Mayor Miller 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.

   Resolution No. 2016-99

   Resolution No. 2016-100

3. Resolution of the Township of Lakewood, Count of Ocean, State of New Jersey, Amending Resolution Entitled, “Authorizing the Advertisement for and Solicitation of Proposals for Consulting Services For No Net Loss Program Administered by the New Jersey Division of Environmental Protection, Division of Parks and Forestry, State Forest Service”.
   Resolution No. 2016-101

4. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Accepting Bids on Block 1151 Lot 1, Block 1150 Lot 1, Block 1143 Lots 1 & 9, Block 1142 Lot 1, and Block 1135 Lot 1 as a Result of a Public Land Sale in the Township of Lakewood, County of Ocean, State of New Jersey, held on January 21, 2016, Pursuant to N.J.S.A. 40A:12-1, Et Seq.
   Resolution No. 2016-102

   Resolution No. 2016-103
Resolution No. 2016-104

7. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing Submission of a Strategic Plan for the Lakewood Municipal Alliance Grant for the Lakewood Municipal Alliance Grant for Fiscal Year July 2016 to June 2017.
Resolution No. 2016-105

Resolution No. 2016-106

9. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Reducing the Performance Guarantee (First Reduction) Posted by Yeshiva Yesodei Hatorah, in Connection with SD #1892, for Block 804, Lots 1 and 2; Block 822, Lots 1, 2 and 3; Block 823, Lot 1; Block 830, Lots 40 and 41
Resolution No. 2016-107

10. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Reducing the Performance Guarantee (First Reduction) Posted by Chateau Holdings, LLC, in connection with SP #1916A, for Block 1040, Lot 1.01
Resolution No. 2016-108

11. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Reducing the Performance Guarantee (First Reduction) Posted by Locust Landings, LLC, in Connection with ZB #3853, for Block 1081, Lots 3 and 13
Resolution No. 2016-109

12. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Reducing the Performance Guarantee (First Reduction) Posted by Stamford Hill 54, LLC, in Connection with ZB #3694A, for Block 1159, Lots 19, 42-44 and 85
Resolution No. 2016-110
13. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Reducing the Performance Guarantee (First Reduction) Posted by Cedarwood Hills Development, LLC, in Connection with SD #1926, for Block 1603, Lot 1.04
   Resolution No. 2016-111

14. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing Emergency Temporary Appropriations for the Period Between the Beginning of the Current Fiscal Year and the Date of the Adoption of the 2016 Budget
   Resolution No. 2016-112

Motion by Committeeman Deputy Mayor Akerman, second by Committeeman Lichtenstein, to approve Resolution Nos. 1 through 14 on the Consent Agenda.
On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein (with the exception of No. 10, on which he advised he will not be voting), Committeeman D’Elia, Deputy Mayor Akerman and Mayor Miller.
Resolution Nos. 2016-99 through 2016-112 – Adopted.

ORDINANCES SECOND READING-PUBLIC HEARING

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 D’Elia.
On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman D’Elia, Deputy Mayor Akerman and Mayor Miller.
Ordinance No. 2016-1 adopted on second reading.

An 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 16 South Clifton Ave, LLC for Facilities Located at Block 88, Lot 8.01, and Authorizing the Mayor and Township Clerk to Execute Any and All Documents Necessary and Proper to Enter into a Tax Abatement Agreement. Read by title only for second reading.
Mayor Miller opened the meeting to the public. He asked if the applicant was present, and how many additional jobs would be created.
Schreiber, 182 White Road – Responded that since the building opened, three new jobs have been created, and two of the tenants are actively looking for employees.

Seeing no one else 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 D’Elia, Deputy Mayor Akerman and Mayor Miller.
**Ordinance No. 2016-2 adopted on second reading.**

Committeeman Lichtenstein advised he will be stepping off the dais with regard to the following two Ordinances.

Read by title only for second reading.
Mayor Miller asked for a Motion to carry this Ordinance.
Motion by Committeeman Coles, second by Committeeman D’Elia, to carry the above Ordinance to March 3, 2016.
On Roll Call – Affirmative: Committeeman Coles, Committeeman D’Elia, Deputy Mayor Akerman and Mayor Miller.
Not voting on this issue: Committeeman Lichtenstein
**Second reading and public hearing on Ordinance No. 2016-3 carried to the meeting of March 3, 2016**

**An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Amending and Supplementing Chapter XVIII (Unified Development Ordinance), Article IX (Zoning Districts and Regulations) of the Revised General Ordinances of the Township of Lakewood.**
Read by title only for second reading.
Mayor Miller opened the meeting to the public.

Joyce Blay, NJ News and Views, 311 Floral Way, Toms River – Asked the Committee to clarify the purpose of this Ordinance.

Mayor Miller explained that the purpose is to provide a more affordable ownership housing opportunity for a wide range of income groups while assuring compatibility with, and maintain the stability and quality of existing neighborhoods. It is also to promote a more a more efficient utilization of land, and to promote energy conservation.
Gerry Ballwanz, Governors Road – Asked what are the benefits of this Ordinance for the Oak Street Core versus the Zoning Ordinance.

Deputy Mayor Akerman advised this project is a few years old, and was started so that this area is developed as a planned development as opposed to separate developers coming in getting various different approvals.

Asked if this area is 150 acres.

Mr. Henshaw responded it is less.

Mrs. Ballwanz continued with comments on this Ordinance and the Smart Growth Plan.

Seeing no one else wishing to be heard, the hearing on this Ordinance was closed to the public.

Mayor Miller asked for a Motion to carry this Ordinance to March 3rd.
Motion by Committeeman Coles, second by Deputy Mayor Akerman, to carry the above Ordinance to March 3, 2016.
On Roll Call – Affirmative: Committeeman Coles, Committeeman D’Elia, Deputy Mayor Akerman and Mayor Miller.

Not voting on this issue: Committeeman Lichtenstein

Second reading and public hearing on Ordinance No. 2016-4 carried to the meeting of March 3, 2016.

Committeeman Lichtenstein returned to the dais.

An Ordinance of the Township of Lakewood, County Of Ocean, State Of New Jersey, Amending And Supplementing Chapter IV (General Licensing), Section 4-6 (Licensed Towing Operators Requirements) of the Revised General Ordinances of the Township of Lakewood, Specifically Subsection 4-6.6 (E) (Township Processing Fee).
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 D’Elia.
On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman D’Elia, Deputy Mayor Akerman and Mayor Miller.

Ordinance No. 2016-5 adopted on second reading.

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing the Public Sale of Block 536 Lot 133, 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 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 D'Elia, second by Committeeman Lichtenstein.
On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman D'Elia, Deputy Mayor Akerman and Mayor Miller.
**Ordinance No. 2016-6 adopted on second reading.**

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing the Private Sale of Block 1019 Lot 2.02, 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 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 Lichtenstein, second by Committeeman D'Elia.
On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman D'Elia, Deputy Mayor Akerman and Mayor Miller.
**Ordinance No. 2016-7 adopted on second reading.**

An Ordinance Of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing the Public Sale of Block 416 Lot 5, 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 Miller opened the meeting to the public.

Alice Kelsey, 295B Malvern Court East – Asked that consideration be given by the Township Committee and directions be given to the Planning Board and the Zoning Board that a moratorium of public lands be made because they are selling the whole town. They will not have any open spaces. She feels they are no longer Lakewood, they are clear-cut. All this land is being sold for schools and developments, and is clear cutting the land in Lakewood.

Seeing no one else wishing to be heard, the hearing on this Ordinance was closed to the public.
The above Ordinance was offered by Committeeman Lichtenstein, second by Committeeman D'Elia.
On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman D'Elia, Deputy Mayor Akerman and Mayor Miller.
**Ordinance No. 2016-8 adopted on second reading.**
An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing the Public Sale of Block 1153 Lot 1, 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 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 D’Elia, Deputy Mayor Akerman and Mayor Miller.
Ordinance No. 2016-9 adopted on second reading.

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing the Public Sale of Block 1100 Lot 24, 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 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 D’Elia, second by Deputy Mayor Akerman.
On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman D’Elia, Deputy Mayor Akerman and Mayor Miller.
Ordinance No. 2016-10 adopted on second reading.

ORDINANCES FIRST READING

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Amending and Supplementing Chapter XVIII (Unified Development Ordinance) of the Revised General Ordinances of the Township of Lakewood, Specifically Section 18-200, Section 18-812, Section 18-903 and Article X. (Billboards)
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 D’Elia, Deputy Mayor Akerman and Mayor Miller.
Ordinance No. 2016-11 adopted on first reading. Second reading and public hearing to be held on February 18, 2016.
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 State of New Jersey” 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 Committeeman Coles, second by Committeeman D’Elia.
On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman D’Elia, Deputy Mayor Akerman and Mayor Miller.
Ordinance No. 2016-12 adopted on first reading. Second reading and public hearing to be held on February 18, 2016.

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Amending and Supplementing Chapter X (Personnel), of the Revised General Ordinances of the Township of Lakewood Reestablishing Under Section the Compensation for Waist of Employee Coverage of Health Benefits.
Read by title only for first reading.
The above Ordinance was offered by Committeeman D’Elia, second by Committeeman Coles.
On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman D’Elia, Deputy Mayor Akerman and Mayor Miller.
Ordinance No. 2016-13 adopted on first reading. Second reading and public hearing to be held on February 18, 2016.

An Ordinance Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Amending And Supplementing Chapter XI (Traffic), Section 11-14 (Parking Prohibited During Certain Hours On Certain Streets) Of The Revised General Ordinances Of The Township Of Lakewood 1999.
Read by title only for first reading.
The above Ordinance was offered by Committeeman Coles, second by Committeeman Lichtenstein.
On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman D’Elia, Deputy Mayor Akerman and Mayor Miller.
Ordinance No. 2016-14 adopted on first reading. Second reading and public hearing to be held on February 18, 2016.

CORRESPONDENCE – Parks and Events

Per schedule of twenty-one (21) parks/events requests, attached hereto and made a part hereof.

Motion by Committeeman Lichtenstein, second by Deputy Mayor Akerman, and carried, to accept and process the above correspondence items.
MOTION TO APPROVE BILL LIST OF: February 3, 2016
Motion by Deputy Mayor Akerman, second by Committeeman Coles, to approve the above Bill List.
On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman D’Elia, Deputy Mayor Akerman and Mayor Miller.
Bill List approved.

COMMENTS FROM COMMITTEE MEMBERS

Committeeman Lichtenstein advised he received a letter from residents concerning a traffic intersection but will discuss it at the next meeting when the professionals are present.

ADJOURNMENT
Motion by Committeeman D’Elia, second by Committeeman Lichtenstein, and carried, to adjourn the meeting. Meeting adjourned at 9:10 PM.