The Lakewood Township Committee held a Meeting on Thursday, June 16, 2016, 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………………………………………Menashe P. Miller
Deputy Mayor……………………………..Albert D. Akerman
Committee Members……………………Raymond Coles
                                        Michael J. D’Elia
                                        Meir Lichtenstein

Municipal Manager………………………Thomas Henshaw
Municipal Attorney……………………..Steven 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 6, 2016 and revised via e-mail on June 13, 2016.

ROLL CALL

CLOSED SESSION
Resolution No. 2016-230 – Adopted.

ROLL CALL

SALUTE TO THE FLAG AND PRAYER

OPEN SESSION
Motion by Committeeman Coles, second by Committeeman Lichtenstein, and carried, to open the meeting.

MOTION TO APPROVE MINUTES OF: June 2, 2016
Motion by Committeeman Lichtenstein, second by Committeeman D’Elia, and carried, to approve the above Minutes.

MOTION TO APPROVE WORKSHOP AND CLOSED SESSION MINUTES: June 2, 2016
Motion by Committeeman Lichtenstein, second by Committeeman D’Elia, and carried, to approve the above Closed Session Minutes.

PRESENTATIONS
Employee of the Month
The Employee of the Month Award was presented to Peter Vogel from the Inspections Department by Mayor Miller, Deputy Mayor Akerman, Committeeman Lichtenstein and Michael Saccamano, Construction Official.
Mayor Miller turned the microphone over to Committeeman Coles to discuss the questions brought to the attention of the Township Committee at the last Township Committee meeting. Committeeman Coles stated that after long and hard deliberation by all of the Township Committeemen and advisement from the Township Attorney regarding the garbage collection issues discussed at the last meeting the decision of the Committee was to continue the trash collection program as it has been in the past by collecting garbage for the nonprofits and business in the downtown area. The downtown area is viewed as an economic engine within Lakewood. Mayor Miller polled the Committee as to their position on this matter. All of Committee was in agreement with Committeeman Coles statements. Committeeman Coles provided the actual dollar amounts calculated by an outside firm, hired by the Township. The numbers were as follows; Private School Pickup $732,591.45, Houses of Worship $108,039.46, Downtown Commercial Business $510,262.38, Georgian Court University $67,180.00 and Beth Medresh Gohova $145,885.00 for a total of $1,563,958.29.

QUALITY OF LIFE

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

With regard to the heavily travelled Cross Street, Cross Street heading southeast will have turning lanes installed.

With regard to the intersection of Williams and Prospect Street the County has removed the Verizon poles and is installing a traffic light.

With regard to the intersection of Miller and Hope Road the County will be installing a traffic light.

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 Miller opened the meeting to the public.

Alice Kelsey 295B Malvern Court - Commented on the closing of the service office for the Puerto Rican Action Board due to lack of State of funding. Mayor Miller responded that no contact from the Puerto Rican Action Board was received by Senator Singer who was in favor of allocating monies to fund the program. Ms. Kelsey stated that she was reaching out to help receive funds from the Township of Lakewood through the funds issued through the CDBG program.
David Drukaroff 1433 Laurelwood Avenue - commented on the necessity of trash collection for non-public schools because it does not advance the principals of religion it is a public health issue.

Maryanne _____________ Projects for Environmental Health and Action – is in favor of the Township providing transitional dollars to the multicultural Services provided by the Puerto Rican Action Board.

Phil DeCarlo 10 Belflower Drive – stated that the ordinance passed past in prior years regarding the collection of trash in the Downtown area to financial at risk businesses was based on maintain and supporting a healthy economy. Mr. DeCarlo stated that if the same benefit was being provided to private schools then they must be financially at risk which according to certain IRS filings is untrue. Free trash collection would not maintain the solvency of these private schools based on the IRS filings of certain schools in Lakewood. In a recent court case ruling ACLU vs. Hendrickson stated that it was unconstitutional to use taxpayers money to support the maintenance of any church or ministry or to subsidize or build religious facilities and to subsidize private interest and not public. Mr. DeCarlo continued by saying that the public school must pay for its garbage pickup while private religious schools and organizations do not. Deputy Mayor Akerman clarified a statement made by Mr. DeCarlo to the extent that the Deputy Mayor did not say the schools were businesses in financial straits.

Joseph Manatto?? Elray Outdoor Advertising asked the Township Committee to postpone the vote regarding the resolution rejecting all bids for 5 digital billboard permits to the next meeting to see if negotiations would produce a better solution.

Tom Gatti – stated that after the last Township Committee meeting he was stopped by the gentleman in the back of the room that video tapes all of the meeting that if committee voted to stop free garbage pickup they would all be out of a job. Mr. Gatti expressed his discontent with that statement and he view that all schools and business should pay for their own garbage pickup.

Beth McLaughlin expressed her dismay with the Township Committees decision to continue the status quo in regards to garbage collection. Ms. McLaughlin asked way a firm needed to be hired to tabulate the garbage collection numbers and how much did it cost the taxpayers. Her next question was what is the projected cost due to the inevitable increase in private schools. At what dollar amount would the Township Committee decide to stop free garbage collection? Ms. McLaughlin stated that the seniors in Lakewood would like free solid waste pickup because they are on fixed incomes.

The Municipal Manager, Thomas Henshaw explained that an outside firm was hired to tabulate garbage collection numbers as a check to assure that the numbers provide were valid actual numbers. Ms. McLaughlin asked how much the consultant cost. The Township Manager, Thomas Henshaw responded that it was under $3,500.
Deputy Mayor Akerman stated that the company utilized is a national company that provides these services for businesses and municipalities. He further stated that the calculations are difficult to compile so having a professional review the findings is a sound business practice.

Ms. Laughlin reiterated her question as to when free garbage collection would cease. Mayor Miller stated that as for right now the Township Committee has agreed to continue collecting trash in the same manner it has in the past and the situation would be revisited if standards and or factors change. Mayor Miller continued by saying that all Lakewood residents and private communities get garbage pickup either by the Township or private entity which receives reimbursement from the Township under the Municipal Services Act.

Bill Hobday 30Schoolhouse Lane – commented that the Township is using public money to subsidize private enterprises and that in particular private schools and houses of worship should be seen as commercial entities. He further stated that the private school near where he lives sets out 20 garbage cans which requires public works to come out and individually pick up each can instead of having a dumpster to fill and have a company remove the dumpster all at once. Mr. Hobdy is potentially in agreement with trash collection in the downtown area because it could be a substantial benefit to the town.

Mayor Miller stated that the Township Committee and the seniors will continue to work together and that a difference in opinion is just and does not mean that the lines of communication would no continue or that no does not mean that there is no cooperation in the future.

Thomas Vaga Estonia Lutheran Church 607 East 7th Street – commented that if he was the sole arbiter of his congregation he is willing to pay for his church’s portion of the total cost of garbage collection to houses of worship.

Ed Gorski 4 Summer Winds Drive – asked if the Township Budget was passed was passed on June 2, 2016 and that 9 million dollars of surplus was applied to the budget? Municipal Manager, Thomas Henshaw stated that yes 9 million dollars of surplus was applied to the budget.

Mr. Gorski then asked if Public Works salaries are set to increase twenty two percent in public works and twenty percent in recycling.

Municipal Manager, Thomas Henshaw replied in the negative.

Mayor Miller stated that the municipal increase was zero percent.

Mr. Gorski reiterated that the increase was zero percent was because the Township applied 9 million dollars of surplus to the budget.

Mr. Gorski continued and asked if the Township planned on spending $800,000.00 on three new sanitation trucks?

The Township Manager replied in the affirmative.

Mr. Gorski asked if a second shift of public works employees will be added to the work force.

The Township Manager stated that it was discussed but top date has not been implemented.
Mr. Gorski ended with the statement that spending public money on private interests and entities needs to stop.

Carol Newman Leisure Village East – made a statement that many of the private schools in Lakewood are unaccredited.
Deputy Mayor Akerman rebutted that many of the private schools in Lakewood are in fact accredited.

Sue Vasappia??? 6 Amberweins Court – stated that since the ordinance passed the population in Lakewood has increased as well as the number of places receiving garbage pickup so the numbers and dollar amounts will continue to increase. MS Vasappia continued by asking if the synagogues support the private schools in town like the catholic schools which are subsidized by parishes?
Deputy Mayor Akerman stated no.
Mayor Miller stated that all schools both Jewish and Catholic receive free trash collection.
Ms. Vasappia stated that Catholic schools accept non Catholics while Jewish schools will only accept Jewish students.
Ms. Vasappia asked what concessions have been made for the seniors in Lakewood.
Mayor Miller stated that he did not wish to name them but just one example was moving a school from Massachusetts Avenue to a new location with the cost to be borne by the taxpayers of Lakewood
Mayor Miller retracted his response as to avoid further argument from the public.

___________ Santiago – asked if the Township Committee was concerned that the Latino community would be losing services and how much money the Township is willing to help to give this cause.
Mayor Miller stated that he was in fact concerned about the Latino community and that he could not provide him with a dollar figure but that Senator Singers office was also willing to help with this project.

Carol Dunbar 75 Jumping Brook Drive – stated that she was approached by the same gentleman who approached Mr. Gatti. That gentleman told her that everyone was wasting their time that if the Township Committee removed free garbage collection that they members would be replaced immediately but another board that would reinstate those services.
Mayor Miller responded by stating that the Township Committee will not be swayed by threats of non-endorsement that the Committee will do what is right.

Pat Serpico 136 Enclave –
Deputy Mayor Akerman questioned Mr. Serpico if the Township has ever helped the senior community?
Mr. Serpico responded that Mayor Akerman has helped the senior community personally not the rest of the committee.
Deputy Mayor Akerman stated that the work he does is always in conjunction with the Township Committee therefore anything he has done for the seniors the entire
Township Committee has done for the seniors. He further stated that committee meetings have no longer become the forum to have meaning debate and conversation over matters because every time is statement is made contrary to what the seniors believe is fair then the committee gets chastised and heckled.

Mr. Serpico stated that out of 137 private schools only 70 of them are accredited. Deputy Mayor Akerman expressed his surprise.

Mr. Serpico continued by asked what the rational was back in 2003 when the decision to provide free garbage collection to private schools and the downtown area?

Committeeman Coles stated that the downtown garbage was collected after the rioting in Lakewood in the 70’s as an attempt to revitalize the destroyed downtown area. In 2000 the Township began collecting the garbage for the public schools in Lakewood and then in 2001 the decision was made to collect the private schools trash as well.

Mr. Serpico again asked what the rational was for such as decision.

Committeeman Coles stated he was not on the Township Committee at that time and could not say what the rational was.

Mr. Serpico stated that if was to help a struggling downtown which already receives additional benefits because the area is part of an Urban Enterprise Zone. Lakewood back in 2001 had approximately 60,000 residents and 30 private schools compared to now a population of 110,000 and 137 schools and in another 13 years we are expected to reach over 220,000 people. Mr. Serpico believes that the benefits the business and schools in the downtown area received by just the increase in population should be more than sufficient. He continued to express his concerns that the monies spent on free garbage collection for private schools and downtown business should have been used to improve infrastructure within Lakewood. He further stated that business that open in town should understand that garbage collection is a cost of doing business and that residents should not bear the brunt of these costs and that it is unfair to try and push your decision through so quickly.

Mayor Miller thanked Mr. Serpico for his comments and stated that someone from Committee should follow up regarding his suggestions.

Vincent Perritto 156 Enclave – discussed the provisions made for the school formerly located at 1536 Massachusetts Avenue School.

Mr. Tom Gatti interrupted Mr. Perritto.

Mayor Miller interjected that the interruption was not proper.

Mr. Perritto discussed the fact that Deputy Mayor Akerman, Mr. Tom Gatti and he meet for two years to discuss the school and where it should be moved for the safety of the children.

Frances Demico – expressed her concerns regarding free garbage collection and that across the Country private schools pay for their own collection of refuse. She also stated that the senior community worked their entire lives to be independent and should not be forced to pay for other people’s children who have chosen to attend private institutions. Ms. Demico continued by asserting that a decision made back in 2001 cannot be compared to the decisions that need to be made in 2016.

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.

1. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Reducing the Performance Guarantee (First Reduction) Posted by Lakewood Courtyard Hotel, LLC, in Connection with ZB #3743, for Block 74, Lots 5 and 8 Resolution No. 2016-231

2. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Releasing a Performance Guarantee Posted by Benjamin Lederer, in Connection with SD #1653, Block 150, Lot 1 Resolution No. 2016-232

3. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Releasing the Maintenance Guarantee Posted by Bentzion Harnick, in Connection with SD #1638, Block 223, Lot 93 Resolution No. 2016-233

4. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Releasing a Performance Guarantee Posted by 319 Cedarbridge, LLC, in Connection with SD #1607, Block 548, Lot 170.47 Resolution No. 2016-234

5. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Reducing the Performance Guarantee (Second Reduction) Posted by Locust Landings, LLC, in Connection with ZB #3853, for Block 1082, Lots 3 and 13 Resolution No. 2016-236

6. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Releasing a Performance Guarantee posted by Sudler Lakewood Land, LLC, in Connection with SP #1882, Block 1160.02, Lot 7.01 Resolution No. 2016-237

7. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey,
Resolution No. 2016-238

Resolution No. 2016-239

Resolution No. 2016-240

Resolution No. 2016-241

Resolution No. 2016-242

13. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing the Liquor License Renewal for 2016-2017 to ADI Spirits, Inc., T/A Pine Cone Liquors, Liquor License No. 1514-44-023-005
Resolution No. 2016-243

14. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing the Liquor License Renewal for 2016-2017 to Lake Terrace Manager, LLC, Liquor License No. 1514-33-048-001
Resolution No. 2016-244

Resolution No. 2016-245

16. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing the Liquor License Renewal for 2016-2017 to Laketon Associates,
Inc., T/A Laketon Inn, Liquor License No. 1514-33-034-004. Resolution No. 2016-246


Resolution No. 2016-254

Resolution No. 2016-255

Resolution No. 2016-256

27. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing the Liquor License Renewal for 2016-2017 to Lakewood Lodge #1432 BPOE, Liquor License No. 1514-31-037-001
Resolution No. 2016-257

Resolution No. 2016-258

Resolution No. 2016-259

30. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey Authorizing the Cancellation of Old Outstanding Checks Appearing on the Records of the Township of Lakewood.
Resolution No. 2016-260

31. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Appointing Patrick Donnelly as the Township Clean Communities Coordinator
Resolution No. 2016-261

32. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing the Mayor to Execute the Renewal Agreement with the Ocean County Municipal Joint Insurance Fund
Resolution No. 2016-262

33. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Releasing a Performance Guarantee Posted by Legacy Lakewood, LLC, in Connection with SP #2100, Block 1160.01, Lot 221
Resolution No. 2016-263

34. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Releasing the Maintenance Guarantee Posted by Ray Builders, Inc., in Connection with SD #1643, Block 11.01, Lots 14 and 16
Resolution No. 2016-264

35. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Releasing the Maintenance Guarantee Posted by First Hartford Realty Corp., in Connection with SP #1933 and SD #1741, Block 420, Lots 16 and 17
Resolution No. 2016-265

Resolution No. 2016-266

37. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Awarding a Bid for a Type III Class I Emergency Medical Vehicle to Bayhead Investments.
Resolution No. 2016-267

38. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing the Insertion of a Special Item of Revenue into the 2016 Municipal Budget for Funding of UEZ – Hatzolah Emergency Medical Services Vehicle Grant
Resolution No. 2016-268

39. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing the Liquor License Renewal for 2016-2017 to Kimball Diner & Restaurant, Inc., T/A Chianti Ristorante, Liquor License No. 1514-33-010-003
Resolution No. 2016-269

Resolution No. 2016-270

41. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Rejecting Bids for Five (5) Electronic Digital Billboards
Resolution No. 2016-271

Mayor Miller dismissed the Township Professionals from the meeting.

Motion by Committeeman Coles, second by Committeeman Lichtenstein, to approve Resolution Nos. 1 through 41 on the Consent Agenda.
Mayor Miller stated that the Police Department made recommendations on various
liquor license renewals that the police department is hereby directed to enforce said stipulations and that all renewals are contingent on the stipulations being followed and or addressed by the applicants.

On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein (Abstained on Resolution Nos. 10, 12, 15, 20 and 23), Committeeman D'Elia, Deputy Mayor Akerman and Mayor Miller.

Resolution Nos. 2016-231 through 2016-271 – Adopted.

ORDINANCES SECOND READING

Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing the Private Sale of Block 3, Lot 1, 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 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. 2016-27 adopted on second reading.

ORDINANCES FIRST READING – Second Reading and Public Hearing to be held on July 7, 2016

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Amending and Supplementing Chapter II (Administration) of the Revised General Ordinances of the Township of Lakewood, Specifically Section 2-20.9 (Off-Duty Assignments of Police Officers).

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.


An 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 11-13 (Parking Prohibited At All Times On Certain Streets).

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. 2016-29 adopted on first reading. Second reading and public hearing to be held on July 7, 2016.**

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Amending and Supplementing Chapter XVIII of the Revised General Ordinances of the Township of Lakewood, Entitled “Unified Development Ordinance”, Article VI, Entitled “Subdivision and Site Plans”, Section 18-601.02(C) Entitled “Site Plan Exceptions”

Read by title only for first reading.

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

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

**Ordinance No. 2016-30 adopted on first reading. Second reading and public hearing to be held on July 7, 2016.**

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing the Public Sale of Block 445, Lot 9, 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.

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. 2016-31 adopted on first reading. Second reading and public hearing to be held on July 7, 2016.**

**CORRESPONDENCE**

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

**PARKS AND EVENTS**

Per schedule of seventeen (17) 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:** June 16, 2016
Motion by Committeeman Coles, second by Committeeman Lichtenstein, 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
None

ADJOURNMENT
Motion by Committeeman Lichtenstein, second by Committeeman Coles, and carried, to adjourn the meeting. Meeting adjourned at 9:00 PM.