

The Lakewood Township Committee held a Meeting on Thursday, July 21, 2016, in the Lakewood Municipal Building, at 7:00 PM, 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 email on July 12, 2016.

ROLL CALL

CLOSED SESSION - None

ROLL CALL

SALUTE TO THE FLAG AND PRAYER

OPEN SESSION

MOTION TO APPROVE MINUTES OF: None

MOTION TO APPROVE WORKSHOP AND CLOSED SESSION MINUTES: July 7, 2016

Motion by Committeeman Lichtenstein, second by Committeeman D’Elia, and carried, To approve the above Closed Session Minutes.

PRESENTATIONS

Chief Lawson announced Police Department promotions and presented badges to: Capt. Allaire, Capt. Goertz, Capt. Clayton, Lt. Butterworth and Lt. Stafford-Smith, Lt. DeSimone, and Sgt. Kelusak.

Chief Lawson thanked the Township Committee members and Township Attorney, for their counsel and guidance during his tenure as Chief of Police.

Committee Members congratulated the officers on their promotions, thanked them for their service, and congratulated Chief Lawson on his retirement, and commended him on a job well done.

QUALITY OF LIFE

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 East – Commented on current events, and the closing of the Puerto Rican Action Board.

Joyce Blay, NJ News and Views, 311 Floral Way, Toms River – Commented on the Resolution on the Agenda with regard to an On Line Tax Sale, and the Capital Ordinance for the purchase of a spray truck.

Bill Hobday, 30 Schoolhouse Lane – Commended the Police Officers on their promotions, and asked about tax bills for the upcoming quarterly tax payment.

Meir _____, 512 Marc Drive – Commented on the development along Route 9.

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, Amending a Resolution Appointing Angela Caldwell to the Lakewood Housing Authority.
Resolution No. 2016-296**
2. **Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Amending a Resolution Rejecting All Bids for Snow Removal Services Pursuant to and in Accordance With N.J.S.A. 40A:11-1 Et Seq.
Resolution No. 2016-297**
3. **Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing the Execution of an Agreement With International Brotherhood of Teamsters Local 97 (Public Works Employees)
Resolution No. 2016-298**

- 4. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing the Mayor to Execute a Third Amendment to Option Agreement with Cedarbridge Development, LLC.
Resolution No. 2016-299**
- 5. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Cancelling Various Grant Receivables and Grant Appropriated Reserve Balances.
Resolution No. 2016-300**
- 6. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Cancelling Unexpended Balances of Certain General Capital Improvement Appropriations.
Resolution No. 2016-301**
- 7. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Refunding Land Sale Purchase Deposit to Harold Frankel for Block 416, Lot 5 in the Township of Lakewood, County of Ocean, State of New Jersey.
Resolution No. 2016-302**
- 8. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Certification of the Annual Audit For 2015.
Resolution No. 2016-303**
- 9. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing a County Coop Purchase for Eight (8) 40 Cubic Yard Open Top Containers Pursuant to N.J.S.A. 40A:11-12.
Resolution No. 2016-304**
- 10. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing the Tax Collector to Refund an Overpayment – Block 1086, Lot 17.20.
Resolution No. 2016-305**
- 11. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing the Tax Collector to Refund a Payment on a Lien – Block 423.13, Lot 1.
Resolution No. 2016-306**
- 12. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing a Refund of Taxes for 2016 Pursuant to N.J.S.A. 54:4-3.30, Et Seq.
Resolution No. 2016-307**

13. **Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing Refund of Taxes on Mother Lots Due to Subdivision. Resolution No. 2016-308**
14. **Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing the Tax Collector to Reimburse Lien Holder for Certificate Erroneously Sold at Tax Sale With Legal Interest – Block 536, Lot 75.03
Resolution No. 2016-309**
15. **Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing a Refund of Taxes for 2015 Pursuant to N.J.S.A. 54:4-3.30 Et. Seq.
Resolution No. 2016-310**
16. **Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing a Refund of Taxes on Parcel No Longer Assessed – Block 1081, Lot 14.02
Resolution No. 2016-311**
17. **Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing the Tax Collector to Reinstigate the Billing on a Taxable Line Item – Block 1449, Lot 6.10
Resolution No. 2016-312**
18. **Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing the Tax Collector to Refund a Double Payment – Block 186.03, Lot 14
Resolution No. 2016-313**
19. **Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Extending a Leave of Absence Without Pay to Elizabeth Gaspara.
Resolution No. 2016-314**
20. **Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Releasing the Maintenance Guarantee Posted by Aaron Pecker in Connection with ZB #3431A, East End Avenue/East County Line Road, Block 225, Lot 2
Resolution No. 2016-315**
21. **Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Reducing the Performance Guarantee (First Reduction), Posted by Diversified Capital Grand Avenue, LLC, in Connection with SD #1603A, for Block 415, Lots 10, 11 and 12
Resolution No. 2016-316**

- 22. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Releasing a Performance Guarantee Posted by Locust Acquisitions, LLC, in Connection with ZB #3716, Block 1081, Lots 10.01 through 10.14
Resolution No. 2016-317**
- 23. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Releasing a Performance Guarantee Posted by Beth Medrash of Central Jersey, in Connection with SP #2026, Marlin Avenue, Block 1159.02, Lot 7
Resolution No. 2016-318**
- 24. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing the Tax Collector to Hold an Online Tax Sale for Lakewood Township.
Resolution No. 2016-319**
- 25. Resolution Of The Township Of Lakewood, County Of Ocean, And State Of New Jersey, Awarding Bid For Purchase Of Class D Plenary Retail Distribution Liquor License.-Lakewood Liquor, LLC
Resolution No. 2016-320**
- 26. Resolution Of The Township Of Lakewood, County Of Ocean, And State Of New Jersey, Authorizing the Mayor to Sign and the Clerk to Attest to an Agreement Between the Township of Lakewood and Global Trash Solutions for Trash Consulting Services.
Resolution No. 2016-321**
- 27. Resolution Of The Township Of Lakewood, County Of Ocean, And State Of New Jersey, Authorizing the Mayor to Sign and the Clerk to Attest to an Agreement Between the Township of Lakewood and Serpico Pyrotechnics, LLC. For a Fireworks Display on August 2, 2016 For Night Out Against Crime
Resolution No. 2016-322**
- 28. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Extending a Leave of Absence Without Pay to Constance Spence.
Resolution No. 2016-323**

Motion by Committeeman Coles, second by Committeeman Lichtenstein, to approve Resolution Nos. 1 through 28 on the Consent Agenda.

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

Resolution Nos. 2016-296 through 2016-323 – Adopted.

ORDINANCES SECOND READING

A Capital Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Providing for the Acquisition of a New Chassis Mounted Spray Patch Truck, and Appropriating \$217,000 Therefor, Authorized in and by the Township of Lakewood, in the County Of Ocean, New Jersey.

Read by title only for second reading.

Mayor Miller opened the meeting to the public.

Alice Kelsey, 295B Malvern Court East – Asked if this is cold or hot patch.

Mayor Miller responded it is hot patch.

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. 2016-32 adopted on second reading.

An Ordinance Amending Chapter XVIII, Zoning Districts (Unified Development Ordinance), Article IX (Zoning Districts and Regulations) Section 901(B)(1), Establishment Of Zoning Districts And Zoning Map Of The Code Of The Township Of Lakewood (Zoning Map Acceptance)

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, NJ – Asked about the changes to the Zoning Map; do they just involve the R10A Zone or are there other changes.

Mayor Miller responded that he will be asking for a Motion to carry this Ordinance, for further review, to the meeting of August 18, 2016.

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

Motion by Committeeman Lichtenstein, second by Deputy Mayor Akerman, to carry the above Ordinance to August 18, 2016.

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

Second reading and public hearing on Ordinance No. 2016-33 carried to the meeting of August 18, 2016.

ORDINANCES FIRST READING – Second Reading and Public Hearing to be held on August 4, 2016 with the exception of numbers 1, 6, 7 and 8 which will be set for August 18, 2016

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 Article IX, Zoning Districts and Regulations, Section 18-902 Residential Zoning Districts, Subsection L.4. Design Regulations – For All Uses Except for Places of Worship. (R10A)

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. 2016-34 adopted on first reading. Second reading and public hearing to be held on August 18, 2016.

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing the Public Sale of Block 1135, Lot 1, Block 1142, Lot 1, Block 1152, Lot 1 and 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 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. 2016-35 adopted on first reading. Second reading and public hearing to be held on August 4, 2016.

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing the Private Sale of Block 2.01, Lot 32 in the Township of Lakewood, County of Ocean, State of New Jersey, at Private Sale Pursuant to N.J.S.A. 40A:12-1, Et Seq.

Read by title only for first reading.

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. 2016-36 adopted on first reading. Second reading and public hearing to be held on August 4, 2016.

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing the Sale in Fee of a Portion of Block 11.02, Lot 23, as Shown on the Official Tax Map of the Township of Lakewood, County of Ocean, State of New Jersey, at Private Sale Pursuant to N.J.S.A. 40A:12-1, Et Seq.

Read by title only for first reading.

The above Ordinance was offered by Committeeman Lichtenstein, second by Committeeman Coles.

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

Ordinance No. 2016-37 adopted on first reading. Second reading and public hearing to be held on August 4, 2016.

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, Specifically Section 10-15.1(f) Supplemental Sick Leave.

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. 2016-38 adopted on first reading. Second reading and public hearing to be held August 4, 2016.

An 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 Pinehurst Avenue and Nassau Avenue, in the Township Of Lakewood (Street Vacation)

Read by title only for first reading.

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

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

Negative: Committeeman Coles.

Ordinance No. 2016-39 adopted on first reading. Second reading and public hearing to be held on August 18, 2016.

Committeeman Lichtenstein advised he will not be participating in the discussion or the vote on the following Ordinance:

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 (Oak Street Core Residential Development)

Read by title only for first reading.

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

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

Negative: Committeeman Coles

Abstain: Committeeman Lichtenstein

Ordinance No. 2016-40 adopted on first reading. Second reading and public hearing to be held on August 18, 2016.

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Amending and Supplementing Chapter XVIII of “The Lakewood Township Unified Development Ordinance of 2005”, Specifically Article IX Entitled “Zoning Districts and Regulations” to Create an Airport Business Commercial Zone District and Amend the Lakewood Township Zoning Map - Airport Business Commercial Zone District

Read by title only for first reading.

Ordinance died due to lack of Motion.

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Amending and Supplementing Chapter XI of the Revised General Ordinances of the Township of Lakewood, Entitled “Traffic” by Deleting A Portion of Section 11-35.6, Referencing Arlington Avenue (Permit #07015P) - Handicapped Parking Arlington Avenue

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. 2016-41 adopted on first reading. Second reading and public hearing to be held on August 4, 2016.

CORRESPONDENCE – PARKS AND EVENTS

Per schedule of twenty-two (2) parks and events requests, attached hereto and made a part hereof.

Motion by Committeeman Lichtenstein, second by Committeeman Coles, and carried, to accept and process the above correspondence items.

MOTION TO APPROVE BILL LIST OF: July 20, 2016

Motion by Committeeman Lichtenstein, 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 - None

ADJOURNMENT

Motion by Deputy Mayor Akerman, second by Committeeman Coles, and carried to adjourn the meeting. Meeting adjourned at 8:15 PM.