

**The Lakewood Township Committee held a Meeting on Thursday, September 22, 2011, 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..... Steven Langert**  
**Committee Members..... Albert D. Akerman**  
**Raymond Coles**  
**Meir Lichtenstein**  
**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 7, 2011 and published in the Asbury Park Press on January 10, 2011.**

**ROLL CALL**

**CLOSED SESSION**

**Resolution No. 2011-274 – Adopted.**

**ROLL CALL**

**SALUTE TO THE FLAG AND PRAYER**

**OPEN SESSION**

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

**MOTION TO APPROVE MINUTES OF: 09/08/11**

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

**MOTION TO APPROVE CLOSED SESSION MINUTES: 09/08/11**

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

## **PRESENTATIONS**

### **Emergency Services Recognition**

On behalf of the Township of Lakewood, Mayor Miller and Committeeman Lichtenstein presented Proclamations and offered thanks and expressed appreciation to all Lakewood Emergency Services personnel, and members of the public, who came forward in the time of need during Hurricane Irene who went above and beyond the call of duty to assist during the storm.

### **Florence "Flo" Ochs - Employee of the Month**

Mayor Miller and Deputy Mayor Langert presented a Proclamation to Flo Ochs as Employee of the Month for October 2011, in recognition of her outstanding service and dedication to the Township.

## **ORDINANCES FOR DISCUSSION - None**

## **QUALITY OF LIFE**

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

With regard to the removal of the graffiti from the utility boxes near the Lake, as well on the bridge and boardwalk, Mr. Burdge advised it has been completed.

With regard to the clearing of drains at Ridge Avenue and New York Avenue, Mr. Burdge advised it has been completed.

With regard to the placement of a public parking sign on Second Street, in the area of the Municipal Parking Lot, Mr. Burdge advised it has been completed.

With regard to the issue of exploring the possibility of having NJ Transit redesign their terminal, Mr. Staiger responded that he has been in contact with NJ Transit, and they are not welcoming any sort of change, but he is pursuing the matter.

Deputy Mayor Langert requested that this matter remain on the Quality of Life Checklist, as an open item, until such time as there is some action.

Mayor Miller asked if the Township can prohibit the buses from coming out onto First Street.

Mr. Wouters responded that First Street is a public right-of-way.

Deputy Mayor Langert asked if First Street could be limited to cars, as opposed to trucks and buses.

Committeeman Lichtenstein suggested that they speak with the downtown merchants on First Street, so that they would not have to move their deliveries down a block.

Mayor Miller advised they will further research this matter.

### **Comments from Committeeman Members:**

Committeeman Lichtenstein offered the suggestion that when a job of any nature is being done in town, that is put out for public bid, it is usually published in the Asbury Park Press, and any other newspapers they are required to advertise in. The Attorney has advised him that it would be permissible for the Township to continue to provide that advertisement in other media, if they choose, as long as they also advertise it in the press. He suggested, through the website, and through a sign-up service, that the Township notify the local contractors every time there is a bid offered by the Township. He would also request that the Manager's Office post the information on the website, in plain sight, in order to give the local contractors the opportunity to have access to this type of work.

Committeeman Lichtenstein commented with regard to JCP&L, as far as street lighting is concerned. He is very frustrated, and a lot of people are expressing their frustration with the electric company. JCP&L does not communicate with the Township. When the Township calls, there are not enough people to take the calls. He can not blame the local people; it is not that they do not work hard. But there is something wrong up at the top, the way they are structured. The fact is that the Township asks for street lights in the town, and it still takes up to a year, or more, to get them installed. He feels this is uncalled for; it takes entirely too much time to get results. He requested that Mayor Miller write a letter to two employees in the electric company, Peter Johner and Kathy Moyer, with a copy to their supervisor, indicating that the Township appreciates the work they do. He does not want them to think they are being singled out for not doing their job. But at the same time, he would once again suggest that the Township hold up the JCP&L bills, and not pay them, until such time someone comes down and talks to the Township about the repairs that are needed to the street lights, and to complete the installation of the new lights that have been requested. And when the Township sees some action moving in that direction, at that time, the Township will start releasing the checks again.

Mayor Miller agreed.

Deputy Mayor Langert thanked Committeeman Coles, as Liaison to Public Works, with regard to an issue concerning some dogs on Shorrock Street at Lions Head Woods. Mr. Burdge will look into the matter.

Mayor Miller commented with regard to the recent requests from LTRAP to the Inspection Department for floor plans for certain houses. They will have meetings this week, and will certainly resolve the issue.

**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.

Larry Simons – Commented with regard to matters concerning telephone invoices for certain Township accounts.

Mayor Miller responded with an explanation of Township telephone accounts.

Noreen Gill, 192 Coventry Drive – Commented with regard to electric company issues. Asked if they were responsible for trimming the trees around the wires; advised there is a lot of trimming needed along Kennedy Boulevard.

Mayor Miller confirmed with Mr. Burdge that the Township has a tree-cutting crew who does trim trees around town. However, if the branches are above wires, they can not touch those wires.

Mr. Burdge confirmed that was correct.

Mayor Miller continued that JCP&L is responsible to cut down those limbs around the wires. He will send a letter to JCP&L to take care of the trimming of the limbs above the wires on Kennedy Boulevard.

Bill Hobday, 30 Schoolhouse Lane – Commented with regard to the emergency services personnel who assisted during the storm, and thanked them for a great job. Commended the Aide to the Mayor on the wonderful job she is doing.

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

At this time, the professionals left the meeting.

## **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 Accepting a bid on Block 284, Lot 85, as a result of the Private Land Sale, pursuant to N.J.S.A. 40A:12-1 et. seq. Resolution No. 2011-275**
- 2. Resolution Releasing a Performance Guarantee posted by Mizz Construction LLC, in connection with application SD#1711 – David Zajac Subdivision (Ridge and Somerset), Block 189, Lots 14, 15, and 188. Resolution No. 2011-276**
- 3. Resolution Authorizing the sale on an Online Auction Website of found or recovered personal property unclaimed after six months. Resolution No. 2011-277**
- 4. Resolution Releasing a Performance Guarantee posted by Congregation Yeshiva Yesodei, Torah, in connection with application SP#1899 (Bellinger Street & Yesodei Court), Blocks 806, 821, 822, Lots 1 & 8; 5 and 4. Resolution No. 2011-278**
- 5. Resolution Amending the 2011 Capital Budget. Resolution No. 2011-279**
- 6. Resolution to Set the Mileage Reimbursement Rate for use of privately owned vehicles. Resolution No. 2011-280**
- 7. Resolution Awarding a contract to Winner Ford for the purchase of three new 2011 Ford F150XL Super Cap, 4 X 4 Pick-Up Trucks pursuant to and in accordance with N.J.S.A. 40A:11-1 et. seq., in an amount not to exceed \$79,941.00, (\$26,647.00 each). Resolution No. 2011-281**
- 8. Resolution Authorizing application for 2010 Recycling Tonnage Grant. Resolution No. 2011-282**

- 9. Resolution Authorizing the Lakewood Tax Collector to cancel any and all property taxes since July 26, 2011, on Block 1248, Lot 582.02, C100B, due to Disabled Veteran Exemption.  
Resolution No. 2011-283**
- 10. Resolution Authorizing the Sale of Police Vehicles for Scrap.  
Resolution No. 2011-284**
- 11. Resolution Authorizing the Sale of Public Works Vehicle for Scrap.  
Resolution No. 2011-285**
- 12. Resolution Authorizing Township Engineer to Execute documentation to allow the Lakewood Township Municipal Utilities Authority temporary access to Block 961.01, Lot 1.  
Resolution No. 2011-286**
- 13. Resolution Authorizing the Submission of a Grant Application and Execution of a Grant Agreement with the New Jersey Department of Transportation for the 2010 Road Program Phase 3 Project.  
Resolution No. 2011-287**
- 14. Resolution Accepting settlement and authorizing the Execution of a Settlement Agreement in connection with the Forest Drive Dam.  
Resolution No. 2011-288**
- 15. Resolution Authorizing the Acceptance and Signing of an Agreement between New Jersey American Water Company, NJ Hand, Homes for All, Lakewood Affordable Housing Corporation and Lakewood Township for Water/Sewer upgrade to Vine Avenue.  
Resolution No. 2011-289**
- 16. Resolution Authorizing a Person-to-Person Transfer and a Place-to-Place Transfer of Plenary Retail Consumption License No. 1514-33-035-008.  
Resolution No. 2011-290**
- 17. Resolution Honoring the 100<sup>th</sup>. Anniversary of the Ethel Walker School.  
Resolution No. 2011-291**

Motion by Deputy Mayor Langert, second by Committeeman Coles, to approve Resolution Nos. 1 through 17 on the Consent Agenda.

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

Committeeman Coles abstained on Resolution No. 12.

Committeeman Lichtenstein abstained on Resolution No. 2.

**Resolution Nos. 2011-275 through 2011-291 – Adopted.**

## **ORDINANCE SECOND READING**

**Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, authorizing the Public Sale of Block 774.02, Lot 8, 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 Akerman.

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

**Ordinance No. 2011-45 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 a Paper Street known as Lafayette Boulevard, in the Township of Lakewood, and Creating a 25 Foot Access Right of Way. (St. Vacation – Lafayette Blvd.)**

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 Akerman.

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

**Ordinance No. 2011-48 adopted on second reading.**

## **ORDINANCE FIRST READING (Second reading and Public Hearing 10/06/11)**

**An Ordinance of the Township of Lakewood, in the County of Ocean, New Jersey, amending Ordinance No. 2003-48 of the Township finally adopted August 7, 2003 to provide for an amendment of the purpose set forth in Section 3 (F) thereof.**

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 Akerman, Deputy Mayor Langert and Mayor Miller.

**Ordinance No. 2011-49 adopted on first reading. Second reading and public hearing to be held on October 6, 2011.**

**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 a Paper Street known as Freeman Road, in the Township of Lakewood. (St. Vacation – Freeman Rd.)**

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 Akerman, Deputy Mayor Langert and Mayor Miller.

**Ordinance No. 2011-50 adopted on first reading. Second reading and public hearing to be held on October 6, 2011.**

## **CORRESPONDENCE**

### **PARKS AND EVENTS CORRESPONDENCE**

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

### **MOTION TO APPROVE BILL LIST OF: 09/20/11**

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

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

**Bill List approved.**

## **COMMENTS FROM COMMITTEE MEMBERS**

Deputy Mayor Langert wished everyone a very happy and safe Jewish New Year.

Mayor Miller thanked all those who came out this past week on September 11<sup>th</sup> for the memorial ceremony that was held in town hall.

## **ADJOURNMENT**

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