The Lakewood Township Committee held a Meeting on Thursday, June 24, 2010, 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………………………………………........Steven Langert
Deputy Mayor……………………………………Menashe Miller
Committee Members…………………………..Robert Singer
                                                        Raymond Coles
                                                        Meir Lichtenstein
Municipal Manager……………………………………Frank Edwards
Municipal Attorneys……………………………………Lawrence E. Bathgate, II, Esq.
                                                        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 1, 2010 and published in the Asbury Park Press on January 6, 2010.

ROLL CALL

CLOSED SESSION
Resolution No. 2010-182

ROLL CALL

SALUTE TO THE FLAG AND PRAYER

OPEN SESSION
Motion by Committeeman Coles, second by Deputy Mayor Miller, and carried, to open the meeting.

MOTION TO APPROVE MINUTES OF: None

MOTION TO APPROVE CLOSED SESSION MINUTES: 06/10/10
Motion by Committeeman Coles, second by Deputy Mayor Miller, and carried, to approve the above Closed Session Minutes.

PRESENTATIONS

Mayor Langert presented Frank Edwards with a Proclamation on the occasion of his retirement as Municipal Manager for the past thirteen years, effective June 30th.

Mayor Langert presented John Franklin with a Proclamation on the occasion of his retirement, effective June 30th, as Director of Public Works for the past fifteen years, and prior thereto, as a member of the Township Committee, since 1966.
**Complete Count Committee**

Deputy Mayor Miller presented the members of the Complete Count Committee with a Proclamation in recognition of their dedication and hard work on the 2010 Census.

**2010 MUNICIPAL BUDGET HEARING - FINAL ADOPTION**

Mayor Langert announced that before he opens the meeting to the public for the 2010 Municipal Budget Hearing, that they will not be voting on the Budget this evening. It is his understanding that the State has not approved the Budget yet, but they will still be holding the public hearing.

Mr. Edwards added that the State has not reviewed the Township’s Budget yet. It is a requirement that DCA has to review all Budgets.

Mayor Langert opened the meeting to the public.

Mr. Edwards advised that Kevin Frenia, the Township Auditor, and William Rieker, the Township CFO, were present at this evening’s meeting.

David Drukaroff, 1433 Laurelwood Avenue – Commented on budget cuts.

Joyce Blay, NJ News and Views, 1594 Crimson Road, Toms River – Asked for the number of employees who have retired, resigned, or have been dismissed, last year and this year.

Mr. Edwards advised that the information has already been provided by the Township Clerk that indicated that from the beginning of 2009 to the present there are twenty-four less full-time employees. This reflects the number of positions that he knows at this time will not be replaced. There are other people who have come and gone, but these are the positions that there are no funds appropriated in the current Budget to make a replacement this year. Twelve people retired, two resigned, one was terminated, and one person is deceased; that makes up the number of positions that are not being funded this year.

Ms. Blay also asked if the Township will have to lay off any Police Officers who are funded through the UEZ program

Mr. Edwards answered, not for this year. The funds exist through 2010; the Township was approved for a calendar year project. 2011 is yet to be determined.

Ms. Blay also asked if there will be any attrition from the Department of Public Works; will the same number of employees be providing sanitation services, etc.
Mr. Edwards answered there has already been attrition in the Department of Public Works. Every position that has been vacated in Public Works has not been refilled.

Bill Hobday, 30 Schoolhouse Lane – Commended the Township Committee on a good Budget, with no increase in taxes to the residents of Lakewood.

Seeing no one else wishing to be heard on the 2010 Municipal Budget, Mayor Langert closed the meeting to the public.

Motion by Committeeman Coles, second by Committeeman Singer, that the adoption of the 2010 Municipal Budget be carried to the meeting of July 8, 2010.

Senator Singer complimented Mayor Langert on a Budget that this year, is less than last year’s Budget.

Mayor Langert advised that today’s newspaper has a headline that a neighboring town may fire thirty-nine employees in a cost cutting move. Even with firing employees, they have already furloughed employees for every Friday left in the year, and they still have a tax increase. Every single town that he has seen this year is doing furloughs, and have tax increases, all across the board. It is through the testament of Frank Edwards, Bill Rieker, the staff, the members of the Township Committee, that they have been able to bring in a Budget with no tax increase.

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

Mayor Langert announced that the vote on the final adoption of the 2010 Municipal Budget will be carried to the meeting of July 8, 2010, providing that the State gets the Budget back to the Township. In that case, they will probably have to carry it to the next meeting.

**ORDINANCES FOR DISCUSSION:** None

**QUALITY OF LIFE**

As the quality of life items from the previous meeting were not available, Mayor Langert asked the Committee for any new items that may have come to their attention.

Senator Singer advised there are two poles down at the new industrial campus, coming off of Pine Street. There are orange cones where the poles used to be. He asked Mr. Franklin who is responsible for this.

Mr. Franklin answered that the Township is responsible. They put the claim in immediately and it has taken this long for the order to come in.

Mr. Edwards added they are special order poles.
Committeeman Lichtenstein thanked the Police Department and Inspection Department for working on the initiative that was presented by the Committee for cleaning up the graffiti. Approximately one hundred fifty spots have been cleaned up during this project.

Mr. Edwards stated that since this is his last meeting, he would like to offer a quality of life issue for the Committee’s consideration. He noticed that when you are heading south on Route 9, and want to turn onto Kennedy Boulevard, the State has put in a restriction that you can only turn on the left hand arrow. He does not know if there were a lot of accidents previously, but in the past, cars would turn when the flow of traffic ebbed coming the other way. Now, if you come into Lakewood, almost any time of day, so many cars are in that lane to turn and the traffic is backed up into the regular travel lane. People can not tell whether they are in the lane to go forward, or in the lane to turn. He thinks it is a terrible solution that DOT has implemented, and if anyone on the Committee is in agreement, he thinks it should be pursued.

Mayor Langert asked Mr. Day to look into this matter.

Deputy Mayor Miller advised Mr. Franklin there are some slats missing from the wooden boardwalk at Lake Carasaljo; he asked that they be replaced.

Mayor Langert advised there is a plaque on South Lake Drive, as you turn onto South Lake Drive off Central Avenue, on a tree that was planted on Arbor Day in 1985. The plaque has fallen into a bit of disrepair. He asked Mr. Franklin to have someone go out and take a look at it.

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 Langert opened the meeting to the public.

Isaac Hissiger, 712 Park Avenue – Agreed with Mr. Edwards about the traffic light at Kennedy Boulevard and Route 9. Also suggested that the Township website be upgraded.

Carol Suchno, 59 Foxwood Road – Read an e-mail that was sent to the Mayor and Township Committee after the accident on Massachusetts Avenue. Requested that the Township Committee vote yes on an Ordinance requiring a change of use permit being issued prior to the conversion of a house into a school or synagogue. Also urged the Committee to stop the construction of a hotel-type structure at 950 Massachusetts Avenue. Also commented on the accident in front of the school at 1365 Massachusetts Avenue on June 10th.

Howard Suchno, 50 Foxwood Road – Continued the reading of the above e-mail.
Moshe Raitzik, 166 North Crest Place – Commented with regard to NJOSA and school funding.

David Drukaroff, 1433 Laurelwood Avenue – Commented with regard to the Inspection Department and Municipal Manager.

Mary Ann Allacci, for Mi Casa – Commented on the work done by the Puerto Rican Action Board, and the fact that the staff has been told to drop from full-time status to part-time, without health benefits. She is asking for the community’s support for this valuable organization.

Alice Kelsey, 295B Malvern Court – Commented as a volunteer member of the St. Vincent DePaul Society of St. Mary’s Church in support of the Puerto Rican Action Board.

Elder Jerome Robinson, Lord of Faith Tabernacle, 500 Arlington Avenue – Commented on the proposal to connect the travel route from Pine Street to Arlington Avenue. Asked that the Township Committee reconsider this project, because the Vine Street entrance will be a very viable option.

Mayor Langert advised he is not familiar with the situation, and asked Mr. Day to look into it and advise the Committee.

Larry Simons, 7 Schoolhouse Court – Commented with regard to what he thinks is wasted funds recently spent sending out Lakewood tax bills on a quarterly basis instead of a once a year mailing, as has been done in the past.

Baruch Mandel, 122 Tudor Court – Commented on a recent press release.

Bill Hobday, 30 Schoolhouse Lane – Commended the Township Committee for the Complete Count Committee, for cleaning up the graffiti, John Franklin for his lifetime of service, and Mr. Edwards for his service as the Municipal Manager.

Mr. Hobday further commented with regard to the southwest sector of Lakewood, and the school at 1365 Massachusetts Avenue. Urged the Township Committee to adopt the Ordinance on the Agenda this evening with regard to No Stopping, No Standing along Massachusetts Avenue.

Tracy Taylor, 1380 Pasadena Street – Voiced his concern about the Township charging the school district for garbage pickup, and the fact that the private schools are not being charged. Also advised that parking is an issue in his development, where cars park on both sides of the street. Suggested that parking only be permitted on one side of the street. Also, the speed limit of 35 mph needs to be enforced.

Mr. Taylor also commented with regard to the high school graduation being held at the Blueclaws stadium. The students will be charged a fee for tickets over the five tickets that are provided.
Mayor Langert advised that the Township is not charging the fee, and suggested that he speak with the school board.

Shmuel Bender, 50 Hillside Boulevard – Asked about the Township applying for emergency aid due to the winter storms.

Mr. Edwards explained that previously they had addressed the matter of extraordinary aid, not emergency aid. The Township is eligible to receive money, and was promised money like other communities in Ocean County, from the December storm, and does not believe that the Township has received that as of this date.

Mr. Franklin confirmed that the Township has not received the funds.

Angie Felton, Read Place – Commented with regard to the condition of the homes along Route 88. Also complained about the fee being charged for graduation at the stadium.

Ms. Felton was advised to speak with the school board with regard to the fee.

Mayor Langert asked Mr. Saccamanno to look at the properties along Route 88 to enforce clean up efforts.

Mr. Saccamanno answered they have many outstanding violations in the area.

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

Committeeman Lichtenstein wished Mr. Franklin best wishes on his retirement, and thanked him for his service to the Township.

Committeeman Singer offered thanks and best wishes to Mr. Franklin and Mr. Edwards on the occasion of their retirement.

Deputy Mayor Miller offered thanks and best wishes to Mr. Franklin and Mr. Edwards on the occasion of their retirement.

Mayor Langert answered questions and concerns voiced by the public with regard to upgrading the website, the safety issues voiced by Carol and Howard Suchno, as well as the construction on Massachusetts Avenue, estimated tax bills, tax increases in the past years, and the fact that there is no tax increase this year in Lakewood.

Committeeman Singer also commented with regard to the upcoming Business Expo to be held on July 1st at Lake Terrace, and support for the Puerto Rican Action Board.

Mayor Langert also offered thanks and best wishes to Mr. Franklin and Mr. Edwards on the occasion of their retirement.
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 authorizing Emergency Temporary Appropriations for the period between the beginning of the Current Fiscal Year and the Date of the Adoption of the 2010 Budget.
   Resolution No. 2010-183

   Resolution No. 2010-184

   Resolution No. 2010-185

   Resolution No. 2010-186

5. Resolution authorizing the Liquor License Renewal for 2010-2011, for Brothers Cantina, LLC, T/A Brothers Cantina, LLC, Liquor License No. 1514-33-001-010.
   Resolution No. 2010-187

   Resolution No. 2010-188

   Resolution No. 2010-189
Resolution No. 2010-190

Resolution No. 2010-191

Resolution No. 2010-192

Resolution No. 2010-193

Resolution No. 2010-194

13. Resolution authorizing the Liquor License Renewal for 2010-2011, for Lakewood Liquor, LLC, T/A The Vineyard, Liquor License No. 1514-33-032-014.  
Resolution No. 2010-195

Resolution No. 2010-196

15. Resolution authorizing the Liquor License Renewal for 2010-2011, for Leiserv Inc., T/A Brunswick Lakewood Lanes/Finnegan’s, Liquor License No. 1514-33-031-006.  
Resolution No. 2010-197

Resolution No. 2010-198

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18. Resolution authorizing the Liquor License Renewal for 2010-2011, for Parkway Lodging Realty, LLC, T/A Hilton Garden Inn, Liquor License No. 1514-36-047-002. Resolution No. 2010-200


22. Resolution authorizing the Liquor License Renewal for 2010-2011, for Shoreline 70 Investments, T/A Vanity Fare Caterers, Liquor License No. 1514-36-045-004. Resolution No. 2010-204


Resolution No. 2010-208

27. Resolution authorizing the Liquor License Renewal for 2010-2011, for Zach Corporation, T/A Route 70 Discount Liquors, Liquor License No. 1514-44-017-010.
Resolution No. 2010-209

Resolution No. 2010-210

Resolution No. 2010-211

30. Resolution authorizing the Liquor License Renewal for 2010-2011, for Kimball Diner and Restaurant Inc., T/A Chianti Ristorante, Liquor License No. 1514-33-010-003.
Resolution No. 2010-212

Resolution No. 2010-213

Resolution No. 2010-214

Resolution No. 2010-215

34. Resolution approving a Leave of Absence, without Pay, for Marlene Minor, from June 25, 2010 to July 8, 2010.
Resolution No. 2010-216

35. Resolution amending a Professional Services Contract awarded to T&M Associates for 2010 for Professional Planning Services 2010 Plan Endorsement, to increase the authorization by an additional $5,000.00.
Resolution No. 2010-217
36. Resolution amending a Professional Services Contract Awarded to T&M Associates for 2010 for Water Quality Management Plan Services, to increase the authorization by an additional $5,000.00. Resolution No. 2010-218

37. Resolution in Support of the Application by K-Land Corp. to the New Jersey Department of Transportation. Resolution No. 2010-219

38. Resolution releasing a Maintenance Guarantee posted by Lakewood Plaza, Inc., in connection with SP#1653a for Block 536, Lot 70, in the amount of $5,548.00. Resolution No. 2010-220

39. Resolution releasing a Maintenance Guarantee posted by Marble Arch Homes, Inc., in connection with ZB# 3558, for Blocks 548 and 548.02, Lots 76 and 86-89, in the amount of $41,250.00. Resolution No. 2010-221

40. Resolution releasing a Maintenance Guarantee posted by Lakeview Place, LLC in connection with ZB# 3458, for Block 548, lots 80, 284, 285 and 286, in the amount of $86,115.00. Resolution No. 2010-222

41. Resolution authorizing the Liquor License Renewal for 2010-2011, for Forrester’s of America Court Lakewood No. 127, Liquor License No. 1514-31-039-001. Resolution No. 2010-223

Motion by Committeeeman Coles, second by Deputy Mayor Miller, to approve Resolution Nos. 1 through 41 on the Consent Agenda.

On Roll Call – Affirmative: Committeeeman Coles (abstaining on Resolution No. 24), Committeeeman Lichtenstein (abstaining on Resolution Nos. 9, 18, 20 and 21), Committeeeman Singer (abstaining on Resolution No. 11), Deputy Mayor Miller, and Mayor Langert (abstaining on Resolution No. 11).

Resolution Nos. 2010-183 through 2010-223 – Adopted.

ORDINANCE SECOND READING

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, amending and supplementing Chapter II of the Township Code entitled Administration, Article XI entitled Police Department, to establish an
Internal Affairs Unit. (Chapter II, Article XI – Police - Internal Affairs)
Read by title only for second reading.
Mayor Langert 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 Singer, second by Committeeman Coles.
On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman Singer, Deputy Mayor Miller and Mayor Langert.
Ordinance No. 2010-38 adopted on second reading.

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, amending and supplementing Chapter XI (Traffic), Section 11-12A (No Stopping, No Standing and Schedule XI-A (No Stopping, No Standing) of the Code of the Township of Lakewood. (Chapter XI, Section 11-12A – Massachusetts Ave.)
Read by title only for second reading.
Mayor Langert opened the meeting to the public.

Gerry Ballwanz, Governors Road – Commented regarding the accident on Massachusetts Avenue. Asked if this Ordinance had been in effect at the time of the accident, could the accident have been prevented. Also asked if there is enough footage on both sides of the road to provide for the needed safety measures.

Mayor Langert advised he will provide the information from the letter from the County Engineer.

Bill Hobday – Also commented with regard to the footage designated for the No Stopping, No Standing zone. It appears that it is not in front of the school, and is not over the rise of the road where the real problem is. He is not against this Ordinance; it needs to be passed, but the Ordinance needs to address where it really is dangerous.

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 Deputy Mayor Miller.
Mayor Langert read a letter into the record from the Office of the Ocean County Engineer, addressed to Sgt. Frank Work, the Traffic Supervisor, in further reference to the request for a No Stopping or Standing along Massachusetts Avenue, and the County’s on site review. It has been determined that a No Stopping, No Standing zone is not warranted for the entire length requested. They concur with Lakewood Township establishing a No Stopping, No Standing zone, along Massachusetts Avenue on the east side, all hours, from the southerly curb line of Enclave Boulevard to a point 1390 feet south thereof; from the west side of Massachusetts Avenue, all hours, from the
southerly curb line of Fairways Boulevard, to a point 625 feet south thereof. Upon adoption of the Township Ordinance, the County requests a copy of the Ordinance be sent to the Office of the County Engineer, for a concurring County Resolution. Mayor Langert continued that he knows they originally had a Township Ordinance before the Committee for consideration; when they discovered that they had to have County input, they held off on the Township Ordinance and went to the County for their review. This is what the County is proposing that the Township do at this time.

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

**Ordinance No. 2010-39 adopted on second reading.**

**An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, authorizing the conveyance and execution of a Deed of Utility Easement with respect to a portion of Chile Avenue. (Utility Easement – Chile Ave.)**

Read by title only for second reading.

Mayor Langert 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, Deputy Mayor Miller and Mayor Langert.

Not present for the vote: Committeeman Singer

**Ordinance No. 2010-40 adopted on second reading.**

**ORDINANCE FIRST READING (Second reading and Public Hearing 07/08/10)**

**An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, amending and supplementing Chapter XII entitled Building and Construction of the Code of the Township of Lakewood. (Chapter XII 12-2.11)**

Read by title only for first reading.

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

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

Not present for the vote: Committeeman Singer

**Ordinance No. 2010-41 adopted on first reading. Second reading and public hearing to be held on July 8, 2010.**

**An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, amending and supplementing Chapter XXXII (Storm Water Management) of the Code of the Township of Lakewood. (Chapter XXXII – Section 30-3)**

Read by title only for first reading.
The above Ordinance was offered by Committeeman Lichtenstein, second by Deputy Mayor Miller.
On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman Singer, Deputy Mayor Miller and Mayor Langert.

**Ordinance No. 2010-42 adopted on first reading. Second reading and public hearing to be held on July 8, 2010.**

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, amending and supplementing Chapter XXXII (Storm Water Management) of the Code of the Township of Lakewood. (Chapter XXXII – Section 30-4)
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 Singer, Deputy Mayor Miller and Mayor Langert.

**Ordinance No. 2010-43 adopted on first reading. Second reading and public hearing to be held on July 8, 2010.**

Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, authorizing the Tax Collector to cancel any and all Taxes, Penalties, Interest due by Congregation Ahavas Chesed, Inc. for 2010 on Block 125.01, Lot 12, pursuant to and in accordance with N.J.S.A. 54:4-3.6c.
Read by title only for first reading.
The above Ordinance was offered by Committeeman Singer, second by Committeeman Coles.
On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman Singer, Deputy Mayor Miller and Mayor Langert.

**Ordinance No. 2010-44 adopted on first reading. Second reading and public hearing to be held on July 8, 2010.**

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, amending and supplementing Chapter II (Administration), Article XX (Policies and Procedures) of the Code of the Township of Lakewood. (Chapter II - Section 2-76.3)
Read by title only for first reading.
The above Ordinance was offered by Committeeman Coles, second by Committeeman Singer.
On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman Singer, Deputy Mayor Miller and Mayor Langert.
Ordinance No. 2010-45 adopted on first reading. Second reading and public hearing to be held on July 8, 2010.

CORRESPONDENCE

Per list of five (5) correspondence items attached hereto and made a part hereof.

PARKS AND EVENT CORRESPONDENCE

Per schedule of fifteen (15) picnic requests, attached hereto and made a part hereof.

Motion by Committeeman Lichtenstein, second by Deputy Mayor Miller, and carried, to approve the above correspondence items.

MOTION TO APPROVE BILL LIST OF: 06/22/10

Motion by Deputy Mayor Miller, second by Committeeman Lichtenstein, to approve the above Bill List.

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

Bill List approved.

COMMENTS FROM COMMITTEE MEMBERS

Committeeman Lichtenstein thanked Mr. Edwards and offered best wishes on his retirement.

ADJOURNMENT

Motion by Deputy Mayor Miller, second by Committeeman Lichtenstein, and carried, to adjourn the meeting. Meeting adjourned at 9:35 PM.