

**The Lakewood Township Committee held a Meeting on Thursday, April 18, 2013 in the Lakewood Municipal Building, at 5:30 PM for the Workshop/Executive Session and 7:30 PM for the Public Meeting, with the following present:**

**Mayor..... Albert D. Akerman**  
**Deputy Mayor..... Steven Langert**  
**Committee Members.....Absent..... Raymond Coles**  
**Meir Lichtenstein**  
**Menashe Miller**  
**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, and published in the Asbury Park Press on April 16, 2013.**

**ROLL CALL**

**CLOSED SESSION**

**Resolution No. 2013-147 – Adopted.**

**ROLL CALL**

**SALUTE TO THE FLAG AND PRAYER**

**OPEN SESSION**

Motion by Committeeman Miller, second by Deputy Mayor Langert, and carried, to open the meeting.

**MOTION TO APPROVE MINUTES OF: 03/21/13**

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

**MOTION TO APPROVE CLOSED SESSION MINUTES: 03/21/13**

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

**PRESENTATIONS - None**

**ORDINANCES FOR DISCUSSION – None**

## **QUALITY OF LIFE**

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

With regard to the issue of the timing of the traffic light at the corner of New Hampshire Avenue and Route 88, Ms. Morris reported that Mr. Staiger sent out an e-mail to the State on March 26<sup>th</sup>; they have not as yet heard back.

Committeeman Lichtenstein requested that they follow up with the State on this matter.

Committeeman Lichtenstein advised that they have been petitioning the State for the last two years regarding the turning lanes on Kennedy Boulevard, at Fourteenth Street, Fifteenth Street, on Route 9, and no one got back to them. One day he drove down the block, and it was done. He believes that the State does not always get back to them, and they just take action.

### **Comments from Committee Members on Quality of Life Items:**

Committeeman Lichtenstein requested that Chief Lawson look at Princeton Avenue, and Fourth, Fifth and Sixth Streets, for the possibility of installing four-way stop signs and posting crossing guards.

Committeeman Miller advised that heading north on Forest Avenue, to County Line Road, the County recently erected a no-turn on red on the Forest Avenue side. He was contacted by the two universities who advised that when their students are let out, they head down Forest Avenue and make a right on County Line Road, and apparently the traffic backs up. He wants to know from the County why they put that up; they replaced the signs on County Line Road, and in the process they put one on Forest Avenue, heading northbound. If it was put there arbitrarily, he would like it to be removed.

Chief Lawson responded that they can not just remove that sign, but they will contact the County and ask them why, and request permission to take it down.

Committeeman Miller also requested that the County Engineer be contacted with regard to the intersection of Kennedy Boulevard and Clifton Avenue. In the evening, the light cycle is not operating properly.

**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 Akerman opened the meeting to the public.

Alice Kelsey, 295B Malvern Court East – Spoke in opposition to two Ordinances on the Agenda this evening; the Fire Ordinance and the Camping Ordinance.

Larry Simons, 7 Schoolhouse Court – Complained about the information on the website not being updated to reflect current positions.

Bill Hobday, 30 Schoolhouse Lane – Commented with regard to the homeless issue.

Cathy Finan, New Manager of the Lakewood Library – Advised it is National Library Week, and commented on the great resource they have in their local library.

\_\_\_\_\_Petrokowski, 23 Tuscany Terrace – Advised that the light at Somerset and County Line, eastbound and westbound on County Line, is not timed correctly.

Committeeman Lichtenstein requested that the Engineering Department look into this matter.

Mr. Petrokowski also commented regarding the subdivision of property and the payment of taxes.

Mayor Akerman advised that the Municipal Manager will speak to the Tax Assessor regarding this matter.

Janice Urbsitis – Commented regarding the illegal solid waste landfill on Vermont Avenue. Over a period of ten days, she video taped all the items that were buried at this site. Also complained about drug deals going on in her neighborhood, and a plumbing business, as well as other businesses, being run out of a residential area.

Mayor Akerman advised that the professionals will look into these matters.

Noreen Gill, 192 Coventry Drive – Commented regarding traffic issues on Squankum Road and Kennedy Boulevard.

Mary Stars, 695B Plymouth Drive – Commented regarding the homeless issue.

Seeing no one else wishing to be heard, Mayor Akerman 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 denying the Place-to-Place Transfer of Plenary Retail Consumption License No. 1514-33-001-010, for Brothers Cantina, LLC. Resolution No. 2013-148**
- 2. Resolution authorizing Change Order #1 to the Contract Awarded to Gary Kubiak & Son electric for the removal of obstructions at Lakewood Airport in the amount of \$12,162.50. Resolution No. 2013-149**
- 3. Resolution awarding a State Contract purchase for Laserfiche Document Management Software and Scanning Services, Fujitsu Scanners and an HP Server from SHI International Corp. Resolution No. 2013-150**
- 4. Resolution memorializing a Rate Case Hearing regarding Jersey Central Power & Light. Resolution No. 2013-151**
- 5. Resolution reducing the Performance Guarantee, (First Reduction), posted by Lakewood Property Developers, in connection with SD# 1782 (Adams St. Minor Subdivision), for Block 8, Lot 1, and Block 11, Lots 45, 105, 106, and 133. Resolution No. 2013-152**
- 6. Resolution approving the use of 1<sup>st</sup>. Generation Zone Assistance Funds for the "UEZ Police Officers Year 18", (2013), project, in the amount of \$500,000.00. Resolution No. 2013-153**
- 7. Resolution authorizing the Cancellation of Tax Title Lien No. 10-00443 due to MUA charges sold in error, in the amount of \$195.20. Resolution No. 2013-154**

- 8. Resolution authorizing the Cancellation of Tax Title Lien No. 10-00544 due to MUA charges sold in error, in the amount of \$88.00.  
Resolution No. 2013-155**
- 9. Resolution authorizing the Cancellation of Tax Title Lien No. 10-00375 due to MUA charges sold in error, in the amount of \$354.27.  
Resolution No. 2013-156**
- 10. Resolution in Support of S2487/A1280 which will revise the Definitions of the Open Public Records Act.  
Resolution No. 2013-157**
- 11. Resolution waiving a 30 day reverter clause and authorizing a Confirmatory Deed for property located in the Township of Lakewood known as Block 238, Lot 4.  
Resolution No. 2013-158**
- 12. Resolution awarding a contract to Pioneer Credit Recovery, Inc., for Municipal Court Debt Collection.  
Resolution No. 2013-159**
- 13. Resolution authorizing the disposal/sale of Garbage Pails/Carts for Department of Public Works.  
Resolution No. 2013-160**
- 14. Resolution authorizing Application for 2012 Recycling Tonnage Grant  
Resolution No. 2013-161**
- 15. Resolution authorizing the Submission for Grant Monies to the Recycling Fund, pursuant to the Recycling Enhancement Act, P.L. 2007, Chapter 311.  
Resolution No. 2013-162**
- 16. Resolution confirming the need for an Affordable Housing Project and authorizing an Agreement for Payment in Lieu of Taxes with Chambers Crescent, LLC.  
Resolution No. 2013-163**
- 17. Resolution appointing a Member to the Lakewood Housing Authority.  
(Eric Sherman)  
Resolution No. 2013-164**

**18. Resolution appointing a Member to the Lakewood Housing Authority.  
(David Fried)  
Resolution No. 2013-165**

As to Resolution No. 12, Mr. Wouters advised that there is a change in the wording to show that they are not the lowest, but acceptable bidder, so he will be changing it to reflect this change.

Motion by Committeeman Lichtenstein, second by Deputy Mayor Langert, to approve Resolution Nos. 1 through 18 on the Consent Agenda.

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

**Resolution Nos. 2013-148 through 2013-165 – Adopted.**

**ORDINANCE SECOND READING**

**An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Amending and Supplementing Chapter III (Police Regulations) of the Revised General Ordinances of the Township of Lakewood, 1999. (Chap. III, Sec. 3-27, Prohibit Fires on Public Property)**

Read by title only for second reading.

Mayor Akerman opened the meeting to the public.

Alice Kelsey – Asked if the Inspection Department will enforce the provisions of this Ordinance, and will they hire additional personnel.

Mayor Akerman responded they will be hiring additional personnel, and will step up inspections.

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 Miller.

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

**Ordinance No. 2013-20 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 of a portion of a Paper Street known as Hatfield Avenue, in the Township of Lakewood. (St. Vacation – Hatfield Ave.)**

Read by title only for second reading.

Mayor Akerman 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 Miller, second by Committeeman Lichtenstein.

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

**Ordinance No. 2013-21 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 of a portion of a Paper Street known as Arlington Avenue, in the Township of Lakewood. (St. Vacation – Arlington Ave.)**

Read by title only for second reading.

Mayor Akerman 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 Miller.

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

**Ordinance No. 2013-22 adopted on second reading.**

**An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Amending and Supplementing Chapter IV, (General Licensing) by Amending Section 4-3 (Transient Merchants, Peddlers and Hawkers) of the Revised General Ordinances of the Township of Lakewood, 1999. (Chap. IV, Sec. 4-3 – (Mobile Food Vendor)**

Read by title only for second reading.

Mayor Akerman opened the meeting to the public.

Alice Kelsey – Asked how this will affect traffic in town. She is concerned about the vendors going down the streets where there is already traffic congestion.

Committeeman Lichtenstein advised that the vendors will be motorized; no push carts are permitted.

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 Miller.

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

**Ordinance No. 2013-23 adopted on second reading.**

At this time (9:00 PM), Committeeman Miller left the meeting.

**An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Amending and Supplementing Chapter III (Police Regulations) of the Revised General Ordinances of the Township of Lakewood, 1999. (Chap. III, Sec. 3-26.1, Unauthorized Camping on Public/Private Property)**

Read by title only for second reading.

Mayor Akerman opened the meeting to the public.

Minister Steven Brigham, Tent City, Lakewood – Commented on the homeless issue.

Alex Lugman – Stated he is not homeless; he is a resident of Tent City. Spoke against this Ordinance, and any other Ordinance that he feels seeks to harass low income individuals on “so-called public land”.

Steven Brigham, 139 East Kennedy Boulevard – Confirmed that this Ordinance will not affect the residents of Tent City. His concern is for future homeless individuals of Lakewood, as there is no shelter in Ocean County, and this Ordinance would penalize anyone in violation of the provisions of the Ordinance.

Elaine Munoz, 139 East Kennedy Boulevard – Commented on the provisions of the Ordinance.

Terry, Resident of Tent City – Voiced his concerns about the next generation of homeless people.

Bill Hobday, 30 Schoolhouse Lane – Commented on the homeless issue, and the provision of social services by the Township and the County.

Steven Kansel, 306B Sawmill Road, Brick – Commented on the homeless issue, and the lawsuit in opposition to Tent City.

David Drukaroff, 1433 Laurelwood Avenue – Commented on the provisions of the Ordinance. He believes that the Ordinance will not accomplish what they are trying to do.

Janice Urbsitis, 68 Seminole Drive – Spoke in opposition of the Ordinance, and commented on the homeless issue.

Noreen Gill, 192 Coventry Drive – Spoke in opposition to the Ordinance.

Alice Kelsey, 295B Malvern Court East – Questioned the writing and the language of the Ordinance, and asked if there are other Ordinances similar to this.

Mr. Wouters explained that municipalities have similar Ordinances all over the United States, which have been tested in Court.



Nancy Rucigno, Point Pleasant – Voiced her concern that it is disturbing to her that the officials of Lakewood are continually harassing the homeless residents instead of working together to rectify the homeless situation. Asked what social services are offered as homeless service assistance.

Mayor Akerman explained the homeless services that are offered in Lakewood. STEPS has been in effect for a number of years, and they work very hard on the placement of homeless individuals and the issue of homeless prevention.

James Joseph Francis Barshow – Spoke in opposition to this Ordinance, which he finds to be offensive.

Gerry Ballwanz, Governors Road – Commented regarding STEPS, and proposed affordable housing that was to build on Oak Street, which did not happen. She suggested that the money that was paid in consideration for the sale of the land on Oak Street be utilized for a shelter for the homeless.

See 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 Deputy Mayor Langert, for purposes of discussion.

Committeeman Lichtenstein stated that Lakewood has been dealing with the homeless issue for many years. Spoke regarding the many comments made this evening, and how he has contributed personally with regard to helping the homeless and less fortunate, as well as the many Lakewood services that are offered to Tent City, including trash collection and police protection. To say that they do not care, and are not compassionate, is not true. Lakewood has gone far and beyond what other municipalities have done in this County in providing for the homeless.

Deputy Mayor Langert spoke regarding the comments made this evening, and people's feelings. Explained the reason he is supporting this Ordinance. He has found that based on his experience, there are three reasons that people are homeless, the first is that they have fallen on financial hard times, and have been displaced. That needs to be addressed by all the government programs that are available. It is the responsibility of the social welfare offices that when someone in such a situation shows up, to take care of those people. There are also people, because of mental health, and drug and alcohol problems, wind up being homeless, and they take their SSI checks on the first of the month and find the nearest liquor store, and go on a binge, and for the rest of the month, they are out of commission. Those people need the direction and services of the County mental health professionals, and the State mental health commission. There are not enough dollars being committed, not on a federal level, not on a state level, and not on a County level, to deal with mental health issues. Then there are truly people who

want to live outside. And this is America, and if that is the way you choose to live, that is wonderful; they are not saying that you should not live that way. All they are asking is that you not do it on Lakewood Township land. There are places that you can do that, just not on Lakewood Township land. He asked how many people in the audience have actually gone into a homeless encampment, or met a homeless person on the street, and have taken them home to sleep in a bed. He does not see the other people here who are screaming about homelessness doing it. So before you come and criticize the Township, he suggested that they go to a homeless encampment, and take a homeless person home with them, let them sleep in their bed, give them a square meal, and then ask them what help they need and take them to the appropriate County or State agency in order to get them their help. He stated that before anyone comes before the Committee to lecture them, that they should go out and do the same charity that they are accusing the Township of not doing. He has done it. His feeling, as an elected official, he has a responsibility to all ninety-three thousand counted residents, and many more uncounted, that live in this town. When the smoke from the homeless encampment is choking their neighbors, and people from far away as Brick, it is an issue they have to deal with. He does not expect to change anyone's feelings, and he does not expect anyone to feel differently about this Ordinance than they did before they spoke up, but he felt that because they came here and were so passionate about it, that they at least deserved to understand why he is supporting this Ordinance.

Committeeman Lichtenstein advised that he will stay after the meeting to speak with anyone who is involved with the homeless camp, if they wish to approach him and speak with him.

Mayor Akerman advised he will stay after the meeting as well, because there are people that he would like to speak to. He hopes he did not say anything to hurt anyone's feelings. He does not want to say anything in public, and does not want to make any commitments, but he does intend to meet with the Attorney tomorrow about the wording of this Ordinance, because he has some questions. He was not going to say anything, he was advised not to say anything, because he does not want it to be viewed as a commitment. He does not like promising something, and then being called on it if it does not happen. But he will go over every single word in the Ordinance and they will see what they can do about it.

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

**Ordinance No. 2013-24 adopted on second reading.**

**An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Amending and Supplementing Chapter X, (Personnel), by Amending and Supplementing Section 10-14, (Vacation), of the Revised General Ordinances of the Township of Lakewood, 1999. (Chap. X, Sec. 10-14 - Vacation)**

Read by title only for second reading.

Mayor Akerman opened the meeting to the public.

David Drukaroff, 1433 Laurelwood Avenue – Spoke against the provision of the Ordinance that repeals the portion that says that a Township employee, whether part time or full time, shall not be permitted to carry over vacation leave beyond that which has been earned in a one year period. The new language reads that they should not be permitted to carry over vacation beyond that which has been earned in the one year period immediately preceding the termination of employment. What that means to him is that unless he is planning to leave within a year, he must use every vacation day in the year he has earned it; he can not carry anything over.

Mr. Muscillo explained the reason for it is the way it is in practice, you can carry over the year preceding and the year that you are in. So say, you earn a hundred hours a year, and you don't spend it in 2012, you can carry it to 2013, as long as you use it before the following year.

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 Deputy Mayor Langer.

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

**Ordinance No. 2013-25 adopted on second reading.**

**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", Article IX "Zoning Districts and Regulations," of the Revised General Ordinances of the Township of Lakewood 1999. (Chap. XVIII, Article IX – Hospital Support Zone)**

Read by title only for second reading.

Mr. Wouters stated this is one of two Ordinances that propose to amend zoning districts. This requires a public hearing, and it requires notice to adjoining property owners, and property owners that are affected. So he would ask that a public hearing on this not be held tonight, but be held and scheduled for May 23<sup>rd</sup> which would then give them time to properly notice the property owners involved, and everyone within two hundred feet

of the zone line. This had to go to the Planning Board, and the Planning Board met on April 9<sup>th</sup>, at which time they considered the Ordinance and made their recommendation, so there was not time to do the public notice.

Motion by Deputy Mayor Langert, second by Committeeman Lichtenstein, that the above Ordinance be carried to May 23, 2013 in order to properly notice the property owners.

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

**Second reading and public hearing on Ordinance No. 2013-26 carried to the meeting of May 23, 2013.**

**An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Amending and Supplementing Chapter XI, (Traffic), Section 11-10.1, (Stopping or Standing Prohibited), of the Revised General Ordinances of the Township of Lakewood 1999. (Chap. XI, Sec. 11-10.1 – St. Nicholas Ave.)**

Read by title only for second reading.

Mayor Akerman 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 Deputy Mayor Langert, second by Committeeman Lichtenstein.

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

**Ordinance No. 2013-27 adopted on second reading.**

**An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing the Waiver of Employee Coverage of Health Benefits. (Chap. X, Sec. 10-11.2)**

Read by title only for second reading.

Mayor Akerman 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 Deputy Mayor Langert.

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

**Ordinance No. 2013-28 adopted on second reading.**

**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, Section 18-806 (Non-Conforming Uses and Lots). (Chap. XVIII, Sec. 18-806 – Non-Conforming Uses and Lots)**

Read by title only for second reading.

Mayor Akerman opened the meeting to the public. Seeing no one wishing to be heard, the hearing on this Ordinance was closed to the public.

Mr. Wouters wanted the record to reflect that this Ordinance was referred to the Planning Board as required by the Municipal Land Use Act. The Planning Board met on April 9<sup>th</sup> at which time they considered the Ordinance and by letter dated April 10<sup>th</sup> addressed to the Mayor and Township Committee, they advised the Township Committee that they discussed the merits of the proposed Ordinance, and they are in favor of the Ordinance and have no further objection.

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

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

**Ordinance No. 2013-29 adopted on second reading.**

**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, Section 18-901 B (Map and Interpretation). (Chap. XVIII, Sec. 18-901 – Map and Interpretation)**

Read by title only for second reading.

Mr. Wouters advised this is the second of the two Ordinances on zoning changes that required a public hearing. And again, according to the Municipal Land Use Act, the notice has to be given at least ten days in advance. By the time the Planning Board heard this, there was not time to do that for this meeting. So he is asking that it be carried to the meeting of May 23<sup>rd</sup>.

Motion by Deputy Mayor Langert, second by Committeeman Lichtenstein, that the above Ordinance be carried to May 23, 2013.

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

**Second reading and public hearing on Ordinance No. 2013-30 carried to the meeting of May 23, 2013.**

**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; Article II (Definitions) Section 200 (Definitions of Terms), Article IX (Zoning Districts and Regulations), Section 903.E.2 (Conditional Uses), and Article X (Conditional Use Requirements). (Chap. XVIII, Sec. 1018 – Mixed Use Development)**

Read by title only for second reading.

Mayor Akerman opened the meeting to the public.

Gerry Ballwanz, Governors Road – Commented on the provisions of this Ordinance, and the other Ordinances concerning rezoning, with regard to commercial, retail, and residential uses.

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

Mr. Wouters advised that pursuant to the Municipal Land Use Act, this Ordinance was referred to the Planning Board. They considered it at their April 9<sup>th</sup> meeting. After the Ordinance had been revised by the Township Planner, and recommended in its current form to the Planning Board by the Planner, the Planning Board did in fact find in favor of the Ordinance, and has referred it back to the Township Committee with no further comment and its approval.

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

Committeeman Langert asked Mr. Wouters to address Mrs. Ballwanz' comments, and was there any merit there, and should they be considering anything.

Mr. Wouters responded that he was not prepared to comment on that at this time.

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

**Ordinance No. 2 013-31 adopted on second reading.**

### **ORDINANCE FIRST READING (Second reading and Public Hearing 05/02/13)**

**An Ordinance Amending and Supplementing Chapter IX (Taxicabs) of the Revised General Ordinances of the Township of Lakewood 1999, more Specifically, Section 9-5.5 Regulations. (Chap. IX, Sec. 9-5.5 Regulations)**

Read by title only for first reading.

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

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

**Ordinance No. 2013-32 adopted on first reading. Second reading and public hearing to be held on May 2, 2013.**

**An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Amending and Supplementing Chapter XI (Traffic), Section 11-10.2 (Stopping or Standing Prohibited during Certain Hours or Certain Days on Certain Streets), of the Revised General Ordinances of the Township of Lakewood 1999. (St. Nicholas Ave.)**

Read by title only for first reading.

**Ordinance died due to lack of Motion.**

**Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing the Public Sale of Block 805, 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 Deputy Mayor Langert, second by Committeeman Lichtenstein.

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

**Ordinance No. 2013-33 adopted on first reading. Second reading and public hearing to be held on May 2, 2013.**

**An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing the Change of a Street Name in Accordance with N.J.S.A. 40:67-1 (K).**

Read by title only for first reading.

Committeeman Lichtenstein asked Mr. Wouters, that as there were only three committee members present, and he was going to abstain on this Ordinance, could the Mayor and Deputy Mayor make the Motion and vote on it.

Mr. Wouters responded, no; they need a quorum.

**Ordinance died due to lack of Motion.**

**An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Releasing, Extinguishing and Vacating the Rights of the Public of a Portion of Clark Avenue, in the Township of Lakewood. (St. Vacation – Clark Ave.)**

Read by title only for first reading.

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

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

**Ordinance No. 2013-34 adopted on first reading. Second reading and public hearing to be held on May 2, 2013.**

**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 Streets known as First Avenue, Second Avenue, Third Avenue, Sage Street, Sycamore Street, Cedar Drive, Carnegie Boulevard, Hammond Avenue, Astor Avenue, Myrtle Avenue, and Lafayette Boulevard, in the Township of Lakewood. (St. Vacation – Various)**

Read by title only for first reading.

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

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

**Ordinance No. 2013-35 adopted on first reading. Second reading and public hearing to be held on May 2, 2013.**

**An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing the Execution of a Deed of Easement with respect to a Conservation Easement for Block 1230, part of Lot 1; Block 1229, part of Lot 1; Block 1228, Lots 1 & 5; Block 1228, part of Lot 3; Block 1227, part of Lot 1; Block 1226, Lot 1; Block 1224, Lot 1; Block 1225, Lot 1; Block 1218, part of Lot 3; Block 1219, part of Lot 1; Block 1220, Lot 1; Block 1222, Lot 1; Block 1223, Lot 1; Block 1160.08, part of Lot 155; Block 1198, part of Lot 1; Block 1197, Lot 1; A portion of Englewood Street, A Portion of Cannon Street, A Portion of Barnum Street, A Portion of Woodlawn Avenue, Woodside Avenue, Brown Place, A Portion of Inman Avenue, A Portion of Shorrocks Street, A Portion of Reed Avenue, and Keune Place.**

Read by title only for first reading.

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

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

**Ordinance No. 2013-36 adopted on first reading. Second reading and public hearing to be held on May 2, 2013.**

## **CORRESPONDENCE**

Per attached list of six (6) correspondence items, attached hereto and made a part hereof.

## **PARKS AND EVENTS CORRESPONDENCE**

Per attached schedule of forty-three (43) picnic/event requests, attached hereto and made a part hereof.

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

## **MOTION TO APPROVE BILL LIST OF: 04/02/13 & 04/16/13**

Motion by Deputy Mayor Langert, second by Committeeman Lichtenstein.

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

**Bill List approved.**

**COMMENTS FROM COMMITTEE MEMBERS – No further comments.**



**ADJOURNMENT**

Motion by Committeeman Lichtenstein, second by Deputy Mayor Langert, and carried, to adjourn the meeting. Meeting adjourned at 9:40 PM.