

AGENDA APRIL 23, 2020
LAKEWOOD TOWNSHIP COMMITTEE MEETING
REGULAR MEETING 5:30 PM

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 7, 2020 and updated on April 17, 2020.

- (A) ROLL CALL - REGULAR MEETING BEGINS AT 5:30 PM ON TOWN HALL STREAMS: <https://townhallstreams.com>
- (B) SALUTE TO THE FLAG AND PRAYER
- (C) APPROVE MINUTES: REGULAR MEETING MINUTES APRIL 2, 2020.
- (D) 2020 Budgetary Items
 - (D)1. 2020-181 2020 Budget Introduction
 - (D)2. 2020-182 Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Certification Of Compliance With The United States Equal Employment Opportunity Commission's "Enforcement Guidance On The Consideration Of Arrest And Conviction Records In Employment Decisions Under Title VII Of The Civil Rights Act Of 1964"
 - (D)3. 2020-183 Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The 2020 Local Municipal Budget To Be Read By Title Only
- (E) 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.

 - (E)4. 2020-0184 Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Releasing The Maintenance Guarantee Posted By Eli Sleeve C/O Abraham Chopp,. In Connection With Sd #1642 (Arlington Avenue At Wynatt Street) , Block 774.01, Lots 1 And 12
 - (E)5. 2020-0185 Resolution Township Of Lakewood County Of Ocean, State Of New Jersey Authorizing Emergency Temporary Appropriations For The Period Between The Beginning Of The Current Fiscal Year And The Date Of The Adoption Of The 2020 Budget
 - (E)6. 2020-0186 Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Bid Award For 2019 Local

Freight Grant To Earle Asphalt Company, Pursuant To And In Accordance With N.J.S.A. 40a:11-1 Et Seq

(E)7. 2020-0187 Township Of Lakewood, County Of Ocean, State Of New Jersey Authorizing The Tax Collector To Process Third Quarter "Estimated" Tax Bills, Due August 1, 2020

(E)8. 2020-0188 Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Accepting A Bid For Block 240, Lot 3 As A Result Of The Private Sale In The Township Of Lakewood County Of Ocean, State Of New Jersey, Pursuant To N.J.S.A. 40a:12-1 Et Seq.

(F) ORDINANCES FIRST READING: None.

(G) ORDINANCES SECOND READING

(G)9. 2020-010 An Ordinance Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Township Of Lakewood To Reimburse Any And All Taxes For The Tax Years Of 2016, 2017, And 2018, Pursuant To And In Accordance With N.J.S.A. 54:4-3.6c, Paid By Bais Chunuch L'bonos Bayis Ruchel On Block 136, Lot 6.01 (Formerly Lot 4 And Lot 6)

(G)10. 2020-011 An Ordinance Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Tax Collector To Cancel Any And All Taxes For The Tax Years 2016 & 2017, Due On Block 124 Lot 3, St. John A.M.E. Zion Church Of Lakewood NJ, Inc. Pursuant To And In Accordance With N.J.S.A. 54:4-3.6c

(G)11. 2020-012 Ordinance Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, To Exceed The Municipal Budget Appropriation Limits And To Establish A Cap Bank (N.J.S.A. 40a: 4-45.14)

(G)12. 2020-013 An Ordinance Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Releasing, Extinguishing And Vacating The Rights Of The Public To A Right Of Way Located On A Portion Of A Paper Street Known As Read Place In The Township Of Lakewood

(G)13. 2020-014 An Ordinance Of The Township Committee Of The Township Of Lakewood Approving An Amendment To The Cedarbridge Redevelopment Plan Pursuant To The New Jersey Local Redevelopment And Housing Law (N.J.S.A. 40a:12a-1, Et Seq.)

(H) MOTION TO APPROVE BILL LIST APRIL 22, 2020.

(I) COMMENTS FROM COMMITTEE MEMBERS

(J) PUBLIC COMMENT

- (K) CLOSED SESSION - IF NECESSARY
- (L) ADJOURNMENT

2020 MUNICIPAL DATA SHEET

(MUST ACCOMPANY 2020 BUDGET)

CAP

MUNICIPALITY: TOWNSHIP OF LAKEWOOD

COUNTY: OCEAN

<u>Raymond G. Coles</u> Mayor's Name	<u>December 31, 2020</u> Term Expires
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Municipal Officials	
<u>LAUREN KIRKMAN</u> Municipal Clerk	1/0/1900 Date of Orig. Appt. C-1462 Cert. No.
<u>EFFIE PRESSLEY</u> Tax Collector	T-8008 Cert. No.
<u>WILLIAM C. REIEKER</u> Chief Financial Officer	0-0067 Cert. No.
<u>KEVIN FRENIA</u> Registered Municipal Accountant	CR435 Lic. No.
<u>STEVEN SECARE</u> Municipal Attorney	

Governing Body Members	
Name	Term Expires
<u>Menashe Miller</u>	<u>12/31/2021</u>
<u>Albert Akerman</u>	<u>12/31/2022</u>
<u>Michael D'Elia</u>	<u>12/31/2020</u>
<u>Meir Lichtenstein</u>	<u>12/31/2021</u>

Official Mailing Address of Municipality

MUNICIPAL BUILDING
231 THIRD STREET
LAKEWOOD NJ 08701

Fax #: 732-994-4568

RESOLUTION # 2020-182

RESOLUTION OF THE TOWNSHIP OF LAKEWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE CERTIFICATION OF COMPLIANCE WITH THE UNITED STATES EQUAL EMPLOYMENT OPPORTUNITY COMMISSION'S "ENFORCEMENT GUIDANCE ON THE CONSIDERATION OF ARREST AND CONVICTION RECORDS IN EMPLOYMENT DECISIONS UNDER TITLE VII OF THE CIVIL RIGHTS ACT OF 1964"

WHEREAS, N.J.S.A. 40A:4-5 as amended by P.L. 2017, c. 183 requires the governing body of each municipality and county to certify that their local unit's hiring practices comply with the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964," *as amended*, 42 U.S.C. § 2000e *et seq.*, (April 25, 2012) before submitting its approved annual budget to the Division of Local Government Services in the New Jersey Department of Community Affairs; and

WHEREAS, the members of the governing body have familiarized themselves with the contents of the above-referenced enforcement guidance and with their local unit's hiring practices as they pertain to the consideration of an individual's criminal history, as evidenced by the group affidavit form of the governing body attached hereto.

NOW, THEREFORE BE IT RESOLVED, that the Township Committee of the Township of Lakewood, hereby states that it has complied with N.J.S.A. 40A:4-5, as amended by P.L. 2017, c. 183, by certifying that the local unit's hiring practices comply with the above-referenced enforcement guidance and hereby directs the Clerk to cause to be maintained and available for inspection a certified copy of this resolution and the required affidavit to show evidence of said compliance

CERTIFICATION

I, Lauren Kirkman, Township Clerk of the Township of Lakewood, do hereby certify that the above is a true copy of a Resolution duly adopted by the Township Committee of the Township of Lakewood in the County of Ocean, at its meeting held on **April 23, 2020.**

Lauren Kirkman, RMC, CMR
Township Clerk

RESOLUTION #2020-183

**RESOLUTION OF THE TOWNSHIP OF
LAKEWOOD, COUNTY OF OCEAN, STATE OF
NEW JERSEY, AUTHORIZING THE 2020 LOCAL
MUNICIPAL BUDGET TO BE READ BY TITLE
ONLY**

WHEREAS, N.J.S.A. 40A:4-8 provides that the budget may be read by title only at the time of the public hearing if a resolution is passed by not less than a majority of the full governing body, as well as posting of same; and

WHEREAS, the conditions required by N.J.S.A. 40A:4-8 will have been satisfied for the 2020 Municipal Budget by Township Officials at the time of the public hearing.

NOW THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Lakewood, in the County of Ocean, State of New Jersey that the 2020 Municipal Budget shall be read by its title only.

This Resolution shall take effect immediately upon adoption according to law.

CERTIFICATION

I, Lauren Kirkman, Township Clerk of the Township of Lakewood, do hereby certify that the above is a true copy of a Resolution duly adopted by the Township Committee of the Township of Lakewood in the County of Ocean, at its meeting on **April 23, 2020.**

Lauren Kirkman, RMC, CMR
Township Clerk

RESOLUTION #2020-184

RESOLUTION OF THE TOWNSHIP OF LAKEWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY, RELEASING THE MAINTENANCE GUARANTEE POSTED BY ELI SLEEVE C/O ABRAHAM CHOPP., IN CONNECTION WITH SD #1642 (ARLINGTON AVENUE AT WYNATT STREET), BLOCK 774.01, LOTS 1 AND 12

WHEREAS, a Maintenance Guarantee was heretofore posted with the Township by Eli Sleeve c/o Abraham Chopp. in the form of check #0701089, issued by Sovereign Bank on January 21, 2011 in the amount of \$1,284.00, in connection with SD #1642, Block 774.01, Lots 1 and 12, and

WHEREAS, under date of April 17, 2020, the Township Engineer did recommend a release of the Maintenance Guarantee aforesaid; and

WHEREAS, the Township Committee has reviewed the recommendation aforesaid and finds the same to be acceptable.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Lakewood, County of Ocean, State of New Jersey, as follows:

1. That the above referenced Maintenance Guarantee and any excess escrow be and hereby is released.
2. The release of the Maintenance Guarantee is subject to verification that all outstanding engineering inspection escrow charges are paid, and any applicable regulatory agencies do not object to the action.
3. The Applicant shall complete and return to the Township Engineer the appropriate form authorizing return of the unused escrow monies once all fees for professional services are paid.
4. That the Township Clerk shall forward a certified copy of this Resolution to the following:
 - A. Township Engineer;
 - B. Chief Financial Officer
 - C. Eli Sleeve c/o Abraham Chop

CERTIFICATION

I, Kathryn Hutchinson, Township Clerk of the Township of Lakewood, do hereby certify that the above is a true copy of a Resolution duly adopted by the Township Committee of the Township of Lakewood in the County of Ocean, at its meeting held on April 23, 2020.

Lauren Kirkman CMC, RMC
Township Clerk

RESOLUTION #2020-185

RESOLUTION TOWNSHIP OF LAKEWOOD COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING EMERGENCY TEMPORARY APPROPRIATIONS FOR THE PERIOD BETWEEN THE BEGINNING OF THE CURRENT FISCAL YEAR AND THE DATE OF THE ADOPTION OF THE 2020 BUDGET

WHEREAS, NJSA 40A:4-20 provides for the creation of Emergency Temporary Appropriations for any purposes for which appropriations may lawfully be made for the period between the beginning of the current fiscal year and the date of the adoption of the Budget for the said year; and

WHEREAS, the total temporary emergency resolutions adopted in the Year 2020 pursuant to the provisions of NJSA 40A:4-20 including this resolution total \$23,631,645.00 for the Municipal Operating Budget; and

NOW THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Lakewood, County of Ocean, State of New Jersey in accordance with NJSA 40A:4-20:

1. Emergency Temporary Appropriations be and the same is hereby made for the appropriations on the attached list for \$23,631,645.00 in the Municipal Operating Budget.
2. That the said Emergency Temporary Appropriations have been provided for in the 2020 Municipal Operating Budget.
3. That one certified copy of Resolution be filed with the Director of the Division of Local Government Services.

CERTIFICATION

I, Lauren Kirkman, Township Clerk of the Township of Lakewood, do hereby certify that the above is a true copy of a Resolution duly adopted by the Township Committee of the Township of Lakewood in the County of Ocean, at its meeting held on **April 23, 2020**.

Lauren Kirkman, RMC, CMR
Township Clerk

Township of Lakewood
 Emergency Temporary Appropriations (Budget)
 April 23, 2020

<u>Appropriation</u>	<u>Salaries & Wages</u>	<u>Other Expenses</u>	<u>Total</u>
Declared State of Emergency Costs for Coronavirus Response NJSA 40A:4-45.45(b) and 40A:4-45.3(bb)		500,000.00	500,000.00
Principal on Notes		1,000,000.00	1,000,000.00
	Subtotal	0.00	1,500,000.00
	Total Municipal Budget		1,500,000.00

RESOLUTION #2020-186

RESOLUTION OF THE TOWNSHIP OF LAKEWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE BID AWARD FOR 2019 LOCAL FREIGHT GRANT TO EARLE ASPHALT COMPANY, PURSUANT TO AND IN ACCORDANCE WITH N.J.S.A. 40A:11-1 ET SEQ.

WHEREAS, the Township of Lakewood opened bids on March 26, 2020 for the 2019 NJDOT Local Freight Grant; and

WHEREAS, three (3) bids were received; and

WHEREAS, the bid from Earle Asphalt Company, of Farmingdale, NJ (P.O. Box 556), was the lowest responsive and responsible bid at \$473,613.13; and

WHEREAS, the Township Engineer, Remington & Vernick Engineers, has recommended to award said contract to Earle Asphalt Company; and

WHEREAS, the CFO has certified that there are sufficient legally appropriated funds not to exceed \$473,613.13 in the Official Budget from account G-02-59-730-005-211.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Lakewood, County of Ocean, State of New Jersey, as follows:

1. That a contract to the Earle Asphalt Company, P.O. Box 556, Farmingdale, NJ for the 2019 NJDOT Freight Grant in an amount not to exceed \$473,613.13, subject to the availability of funds in the 2020 Budget, be and is awarded.
2. That the Mayor or Deputy Mayor, or their designee, are hereby authorized to execute and the Township Clerk to attest to a contract for the aforesaid service.

3. That the Township Clerk shall forward a certified copy of this Resolution to the following:
- A. Municipal Manager
 - B. Chief Financial Officer
 - C. Township Engineer
 - D. Purchasing Agent
 - E. Earle Asphalt Company
 - F. Public Works.

CERTIFICATION

I, Lauren Kirkman, Deputy Township Clerk of the Township of Lakewood, do hereby certify that the above is a true copy of a Resolution duly adopted by the Township Committee of the Township of Lakewood in the County of Ocean, at its meeting held on **April 23, 2020.**

Lauren Kirkman, RMC, CMR
Township Clerk

I hereby certify there are sufficient legally appropriated funds for the above purpose in the year 2019 Official Budget of the Township of Lakewood. The above funds have been certified as available in Grant – Account No. G-02-59-730-005-211.

WILLIAM C REIKER,
Chief Financial Officer

RESOLUTION #2020-187

**TOWNSHIP OF LAKEWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY
AUTHORIZING THE TAX COLLECTOR TO PROCESS THIRD QUARTER “ESTIMATED”
TAX BILLS, DUE AUGUST 1, 2020**

WHEREAS, in light of the disruption caused by the coronavirus outbreak, the State delayed the adoption of the State Fiscal Year 2020 Budget to September 30, 2020; and

WHEREAS, the Division of Local Government Services (DLGS) cannot certify State Aid allocations to municipal budgets until State Aid Appropriations are known; and

WHEREAS, the DLGS cannot approve municipal budgets and the County Board of Taxation cannot certify taxes until long after the June 30, 2020 deadline to process third quarter tax bills due August 1, 2020; and

WHEREAS, without an adopted 2020 Municipal Budget and without a 2020 Certified Tax Rate, the Tax Collector cannot process the final 2020 Tax Levy; and

WHEREAS, the DLGS “*strongly recommends*” under Local Finance Notice 2020-07 “*that municipalities prepare to issue estimated property tax bills for 2020*”; and

WHEREAS, The Tax Collector, in consultation with the Chief Financial Officer, computed and certified an estimated Tax Levy necessary to bill third quarter taxes due August 1, 2020.

NOW THEREFORE, BE IT RESOLVED, by the Governing Body of the Township of Lakewood in the County Of Ocean and the State of New Jersey on this 23rd day of April, 2020 that the Tax Collector is hereby authorized and directed to process estimated tax bills for the Third quarter installment of 2020 taxes; and

BE IT FURTHER RESOLVED that, the third quarterly installment of 2020 taxes shall not be subject to interest until the later of August 10, 2020 or the twenty-fifth (25) calendar day after the date the estimated tax bills were mailed. The estimated tax bills shall contain a notice specifying the date on which interest may begin to accrue.

BE IT FURTHER RESOLVED that, the Township Clerk shall forward a certified copy of this Resolution to the following:

- A. Chief Financial Officer
- B. Tax Collector

CERTIFICATION

CALCULATION OF 2020 ESTIMATED TAX RATE

<u>2019 TAX LEVY & TAX RATE</u>			<u>2020 ESTIMATED RANGE FOR TAX LEVY</u> (Percentage of 2019 Levy)		
	<u>LEVY</u>	<u>TAX RATE</u>		<u>95%</u>	<u>105%</u>
LOCAL	64,583,434.00	0.64	LOCAL	61,354,262.30	67,812,605.70
SCHOOL	104,466,984.00	1.036	SCHOOL	99,243,634.80	109,690,333.20
COUNTY	44,827,066.64	0.445	COUNTY	42,585,713.31	47,068,419.97
FIRE DISTRICT	6,552,535.00	0.065	FIRE DISTRICT	6,224,908.25	6,880,161.75
TOTALS	220,430,019.64	2.186		209,408,518.66	231,451,520.62

2020 ESTIMATED TAX RATE

2020 Ratable Total - \$10,302,258,900

Amount to be Raised by Taxation: Tax Rate:

LOCAL	67,812,605.00	0.658 (Estimated Local Levy)
SCHOOL	107,000,000.00	1.039 (Estimated School Levy)
COUNTY	46,500,000.00	0.451 (Estimated County Levy)
FIRE DISTRICT	6,861,867.00	0.067 (Actual Fire District Levy)
TOTALS	228,174,472.00	

Estimated Rate: 2.215

PREPARED AND
CERTIFIED BY:

Effie E. Pressley
Tax Collector

William C. Rieker
Chief Financial Officer

(E)8.2020-0188

Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Accepting A Bid For Block 240, Lot 3 As A Result Of The Private Sale In The Township Of Lakewood County Of Ocean, State Of New Jersey, Pursuant To N.J.S.A. 40a:12-1 Et Seq.

WHEREAS, the Township Committee of the Township of Lakewood, County of Ocean, State of New Jersey, has determined that Block 240, Lot 3 is an undersized parcel of land not needed for public use; and

WHEREAS, by Ordinance #2020-007 finally adopted on March 5, 2020, the Township authorized the private auction of Block 240, Lot 3 as permitted by N.J.S.A. 40A:12-13(b)(5); and

WHEREAS, the property was offered for sale to the contiguous property owners; and

WHEREAS, ESTHER SILBERBERG was a contiguous property owner and successful bidder; and

WHEREAS, the high bid submitted by **ESTHER SILBERBERG** was in the amount of \$30,000.00; and

WHEREAS, the Township Committee of the Township of Lakewood is desirous of accepting the aforementioned bid, subject to the limitations and restrictions set forth in Ordinance #2020-007; and

WHEREAS, ESTHER SILBERBERG has deposited with the Township Clerk a check in the amount equal to ten percent (10%) of the bid of \$30,000.00 to be applied to the aforesaid purchase price.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Lakewood, County of Ocean, and State of New Jersey as follows:

1. The Township Committee hereby accepts the bid of **ESTHER SILBERBERG** in the amount of \$30,000.00 for the purchase of Block 240, Lot 3.
2. The sale of Block 240, Lot 3 is subject to the conditions, restrictions and requirements set forth in Ordinance #2020-007.
3. Full payment for this property shall be made by certified check or bank check at closing. Closing shall be scheduled to occur within 30 days from the date this Resolution is adopted.
4. It shall be the responsibility of the aforesaid purchaser to pay all costs and expenses incurred by both the Township of Lakewood and the purchaser relating to the sale, transfer, and exchange of said real property.
5. That should the property be developed, it shall be done in compliance with all applicable Lakewood Township Ordinances as well as all County and State laws, rules and regulations, notwithstanding any restrictions, conditions or interests imposed by the Township of Lakewood and included within this Resolution and in the Deed.
6. The Deed must be recorded within 30 days of closing or title to the property shall automatically revert back to the Township of Lakewood without the necessity of entry or reentry.
7. This parcel shall be consolidated with the contiguous lots as to be part of a reconfigured lot in conformance with the zoning requirements.
8. No variance shall be requested and/or permitted for the property until it is consolidated with the adjoining parcel and there shall be no further subdivision of the property.
9. It is expressly understood that the Township of Lakewood makes no representations with regard to the property or title. This sale is made "as is".
10. No commission shall be paid to any real estate broker/agent or any other person.
11. The Mayor or Deputy Mayor is authorized to execute and the Township Clerk to attest to any and all documentation that may be necessary to convey the aforementioned property.

BE IT FURTHER RESOLVED that the Township Clerk shall forward a certified copy of this Resolution to the following:

- A. Township Manager;
- B. Chief Financial Officer;
- C. Tax Collector;
- D. Tax Assessor;
- E. Esther Silberberg.

ORDINANCE 2020-010

AN ORDINANCE OF THE TOWNSHIP OF LAKEWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE TOWNSHIP OF LAKEWOOD TO REIMBURSE ANY AND ALL TAXES FOR THE TAX YEARS OF 2016, 2017, AND 2018, PURSUANT TO AND IN ACCORDANCE WITH N.J.S.A. 54:4-3.6C, PAID BY BAIS CHUNUCH L'BONOS BAYIS RUCHEL ON BLOCK 136, LOT 6.01 (FORMERLY LOT 4 AND LOT 6)

WHEREAS, N.J.S.A. 54:4-3.6c permits a municipality, upon a showing of good cause as to why a timely claim was not filed, return all taxes collected on property owned by one or more associations or corporations organized exclusively for charitable or religious purposes; and,

WHEREAS, the property owner has demonstrated good cause for not properly filing for tax exemption for the property for the tax years, 2016, 2017, 2018; and,

WHEREAS, Lot 4 and Lot 6 of Block 136 were consolidated and used in accordance with the requirements of N.J.S.A. 54:4-3.6c; and,

WHEREAS, the property is being used for a charitable or religious purpose as required by N.J.S.A. 54:4-3.6c to qualify for exemption; and,

WHEREAS, no more than three years have passed since the last date for filing a timely application; and,

WHEREAS, no interest shall be paid by the municipality on any refund made pursuant to the aforesaid statute.

NOW, THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Lakewood in the County of Ocean, and State of New Jersey, as follows:

1. The Township Committee hereby authorizes the reimbursement of any and all taxes, for the years previously specified, due on Block 136 Lot 6.01 (formerly Lots 4 and 6) in the amount of \$ \$2,282.68.
2. That the Tax Collector of Lakewood Township is hereby authorized to cancel any and all reference to taxes due as set forth above; and,

3. This Ordinance shall take effect upon final passage and publication in accordance with all reference to taxes due as set forth above and refund any taxes paid as set forth above.

Lauren Kirkman, RMC, CMR
Township Clerk

ORDINANCE # 2020-011

AN ORDINANCE OF THE TOWNSHIP OF LAKEWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE TAX COLLECTOR TO CANCEL ANY AND ALL TAXES FOR THE TAX YEARS 2016 & 2017, DUE ON BLOCK 124 LOT 3, ST. JOHN A.M.E. ZION CHURCH OF LAKEWOOD NJ, INC. PURSUANT TO AND IN ACCORDANCE WITH N.J.S.A. 54:4-3.6C

WHEREAS, N.J.S.A. 54:4-3.6c permits a municipality, upon a showing of good cause as to why a timely claim was not filed, return all taxes collected on property owned by one or more associations or corporations organized exclusively for charitable or religious purposes; and,

WHEREAS, the Township of Lakewood, in order to clear title, authorizes the cancellation of any and all taxes, due on the property aforesaid for tax years, 2016 & 2017; and,

WHEREAS, the property owner has demonstrated good cause for not filing a tax appeal for the property for the tax years, 2016 & 2017; and,

WHEREAS, the taxpayer filed an appeal at the Ocean County Tax Board (“County Tax Board”) for the 2018 tax year, with a judgment being rendered by the County Tax Board confirming the property to be exempt for the 2018 tax year; and,

WHEREAS, the property is being used for a charitable or religious purpose as required by N.J.S.A. 54:4-3.6c to qualify for exemption; and,

WHEREAS, no more than three years have passed since the last date for filing a timely application; and,

WHEREAS, no interest shall be paid by the municipality on any refund made pursuant to the aforesaid statute.

NOW, THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Lakewood in the County of Ocean, and State of New Jersey, as follows:

1. The Township Committee hereby authorizes the cancellation of any and all taxes, for the years previously specified, due on Block 124 Lot 3 and authorizes the refund of any taxes, paid on the property for tax year 2016 & 2017 in the amount of \$13,536.48.
2. That the Tax Collector of Lakewood Township is hereby authorized to cancel any and all reference to taxes due as set forth above; and,
3. This Ordinance shall take effect upon final passage and publication in accordance with all reference to taxes due as set forth above and refund any taxes paid as set forth above.

ORDINANCE # 2020-012

**ORDINANCE OF THE TOWNSHIP OF LAKEWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY, TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Township Committee of the Township of Lakewood in the County of Ocean finds it advisable and necessary to increase its CY 2020 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Township Committee hereby determines that a 1.0% increase in the budget for said year, amounting to \$ 775,950.58 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Township Committee hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Township Committee of the Township of Lakewood, in the County of Ocean, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2020 budget year, the final appropriations of the Township of Lakewood shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to \$2,706,827.03, and that the CY 2020 municipal budget for the Township of Lakewood be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

CERTIFICATION

ORDINANCE 2020-013

**AN ORDINANCE OF THE TOWNSHIP OF LAKEWOOD,
COUNTY OF OCEAN, STATE OF NEW JERSEY, RELEASING,
EXTINGUISHING AND VACATING THE RIGHTS OF THE
PUBLIC TO A RIGHT OF WAY LOCATED ON A PORTION OF A
PAPER STREET KNOWN AS READ PLACE IN THE TOWNSHIP
OF LAKEWOOD**

WHEREAS, pursuant to *N.J.S.A.* 40:67-1(b) and *N.J.S.A.* 40:67-19, the Township Committee may, by ordinance, vacate any public street or portion thereof, dedicated to public use, but not accepted by the Township, whether or not the same, or any part, has been actually opened or improved; and

WHEREAS, a portion of Read Place in the Township of Lakewood is a 200 ft. long paper street. An unimproved right of way portion is located in the westerly end of the of the improved portion of Read Place northwest of its intersection with Albert Avenue; and

WHEREAS, this portion of Read Place described in the attached Exhibit A has been determined to be unnecessary for public use; and

WHEREAS, by memo dated January 28, 2020, the Planning Board Administrator supported the vacation of this portion of Read Place hereinafter described provided that Lot 4 and Lot 5 in Block 827 are consolidated; and

WHEREAS, the owners of said Lots 4 and 5 have agreed to said consolidation; and

WHEREAS, it has been determined by the Township Committee as follows:

- (1) That a portion of Read Place described in the attached Exhibit A is not needed for public road purposes; and
- (2) That a portion of Read Place lends itself to higher and better use than for public road purposes and that it is in the best interest of the general public and the Township of Lakewood that the rights and interests in and to same shall as a public right of way be vacated, released and extinguished; and

WHEREAS, pursuant to *N.J.S.A.* 40:67-1(b), the Township Committee must, by Ordinance, preserve the right of public utilities to maintain, repair and replace their existing utility facilities, including cable television facilities, in, adjacent to, over, or under the property or right-of-way to be vacated;

NOW, THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Lakewood, County of Ocean, State of New Jersey, as follows:

SECTION 1. All public easements, right and interests in the portion of Read Place as described in the attached Exhibit A are hereby vacated, released and extinguished except for all rights and privileges now possessed by public utilities, as defined in *N.J.S.A.* 48:2-13, and by any

Cable Television Company, as defined in the "Cable Television Act," *N.J.S.A.* 48:5A-1 et seq., to maintain, repair and replace their existing facilities in, adjacent to, over or under the street, or any part thereof, to be vacated subject to the conditions described herein; all conditions, unless otherwise noted, shall be satisfied prior to said vacation being effective.

SECTION 2. The Township Clerk shall publish, this ordinance, after being introduced and having passed a first reading, at least once not less than ten (10) days instead of one (1) week prior to the time fixed for further consideration for final passage, pursuant to *N.J.S.A.* 40:49-6.

SECTION 3. The Township Clerk shall, at least one (1) week prior to the time fixed for final passage of such ordinance, mail a copy thereof, together with a notice of the introduction thereof, and the time and place when and where the ordinance will be further considered for final passage, to every person whose lands may be affected by the ordinance or any assessment which may be made in pursuance thereof, pursuant to *N.J.S.A.* 40:49-6.

SECTION 4. The Township Clerk shall within sixty (60) days after such ordinance becomes effective file a certified copy of the ordinance vacating the street with the office of the County Clerk in a special book set aside for dedications and vacations, pursuant to *N.J.S.A.* 40:67-21.

SECTION 5. All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION 6. If any section, subsection, paragraph, sentence or any part of this ordinance is adjudged unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder of this ordinance not directly involved in the controversy in which such judgment shall have been rendered.

SECTION 7. This Ordinance shall take effect upon final passage and publication in accordance with law.

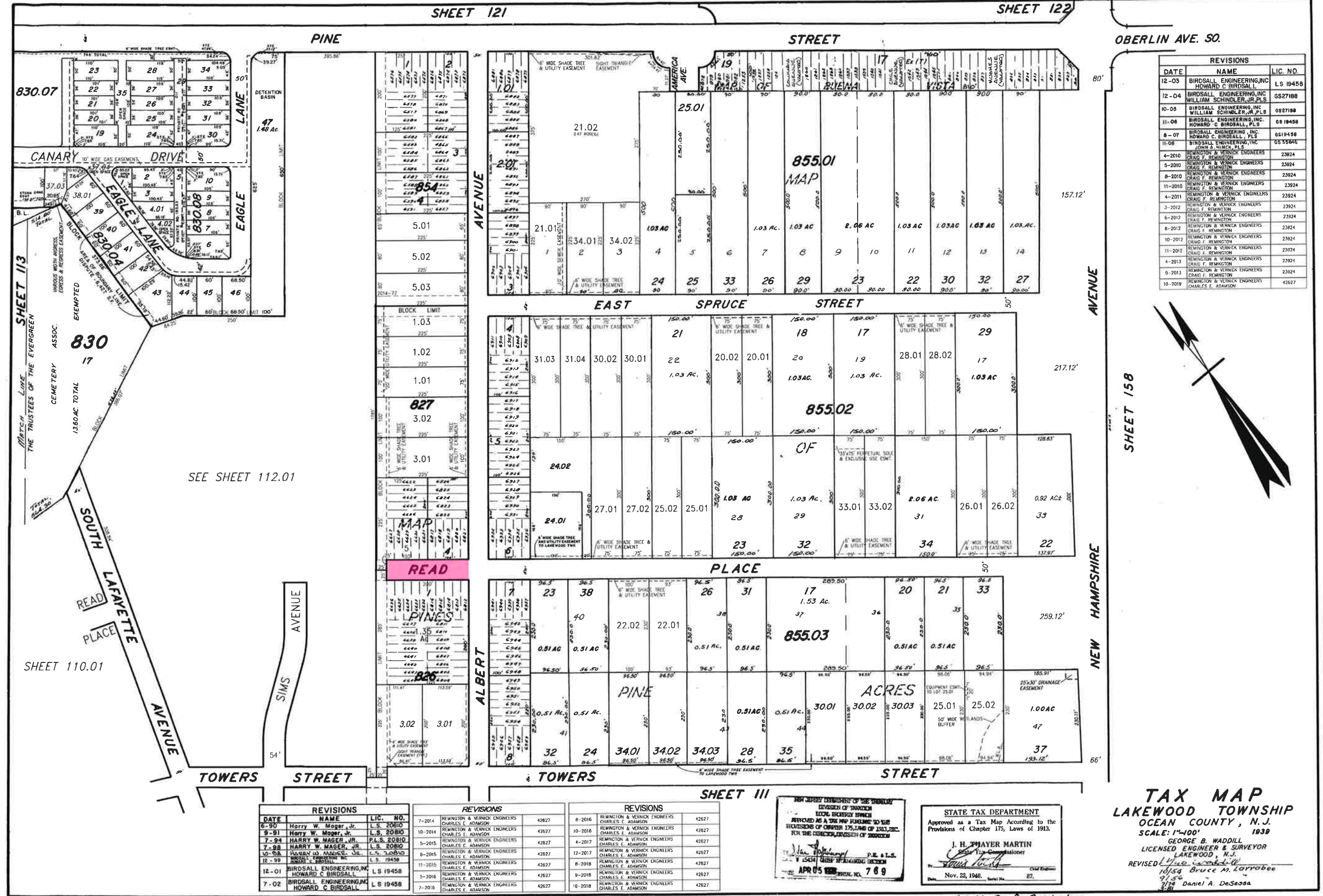
CERTIFICATION

Introduced: March 5, 2020

Adoption:

I, Lauren Kirkman, Deputy Township Clerk of the Township do hereby certify that the above ordinance was introduced on March 5, 2020 and adopted on _____ 2020 after a public hearing where all persons were given an opportunity to be heard.

Lauren Kirkman, Deputy Township Clerk
Township of Lakewood



REVISIONS		
DATE	NAME	LIC. NO.
12-03	BIRDALL ENGINEERING, INC HOWARD C. BIRDALL	LS 19458
12-04	BIRDALL ENGINEERING, INC WILLIAM SCHINDLER, JR. PLS	GS27188
10-05	BIRDALL ENGINEERING, INC WILLIAM SCHINDLER, JR. PLS	0827188
11-06	BIRDALL ENGINEERING, INC HOWARD C. BIRDALL, PLS	0819458
8-07	BIRDALL ENGINEERING, INC HOWARD C. BIRDALL, PLS	0519458
11-08	BIRDALL ENGINEERING, INC HOWARD C. BIRDALL, PLS	0555645
4-2010	REMINGTON & VERNICK ENGINEERS CHAD F. REMINGTON	23924
5-2010	REMINGTON & VERNICK ENGINEERS CHAD F. REMINGTON	23924
8-2010	REMINGTON & VERNICK ENGINEERS CHAD F. REMINGTON	23924
11-2010	REMINGTON & VERNICK ENGINEERS CHAD F. REMINGTON	23924
4-2011	REMINGTON & VERNICK ENGINEERS CHAD F. REMINGTON	23924
3-2012	REMINGTON & VERNICK ENGINEERS CHAD F. REMINGTON	23924
6-2012	REMINGTON & VERNICK ENGINEERS CHAD F. REMINGTON	23924
8-2012	REMINGTON & VERNICK ENGINEERS CHAD F. REMINGTON	23924
10-2012	REMINGTON & VERNICK ENGINEERS CHAD F. REMINGTON	23924
11-2012	REMINGTON & VERNICK ENGINEERS CHAD F. REMINGTON	23924
4-2013	REMINGTON & VERNICK ENGINEERS CHAD F. REMINGTON	23924
9-2013	REMINGTON & VERNICK ENGINEERS CHAD F. REMINGTON	23924
10-2019	REMINGTON & VERNICK ENGINEERS CHARLES E. ADAMSON	42627



REVISIONS		
DATE	NAME	LIC. NO.
6-90	Harry W. Mager, Jr.	L.S. 20810
9-91	Harry W. Mager, Jr.	L.S. 20810
7-94	HARRY W. MAGER, JR.	P.L.S. 20810
7-98	HARRY W. MAGER, JR.	L.S. 20810
10-98	HOWARD C. BIRDALL, JR.	L.S. 19458
12-01	BIRDALL ENGINEERING, INC HOWARD C. BIRDALL	LS 19458
7-02	BIRDALL ENGINEERING, INC HOWARD C. BIRDALL	LS 19458

REVISIONS		
DATE	NAME	LIC. NO.
7-2014	REMINGTON & VERNICK ENGINEERS CHARLES E. ADAMSON	42627
10-2014	REMINGTON & VERNICK ENGINEERS CHARLES E. ADAMSON	42627
5-2015	REMINGTON & VERNICK ENGINEERS CHARLES E. ADAMSON	42627
8-2015	REMINGTON & VERNICK ENGINEERS CHARLES E. ADAMSON	42627
11-2015	REMINGTON & VERNICK ENGINEERS CHARLES E. ADAMSON	42627
5-2016	REMINGTON & VERNICK ENGINEERS CHARLES E. ADAMSON	42627
7-2016	REMINGTON & VERNICK ENGINEERS CHARLES E. ADAMSON	42627

REVISIONS		
DATE	NAME	LIC. NO.
8-2016	REMINGTON & VERNICK ENGINEERS CHARLES E. ADAMSON	42627
10-2016	REMINGTON & VERNICK ENGINEERS CHARLES E. ADAMSON	42627
4-2017	REMINGTON & VERNICK ENGINEERS CHARLES E. ADAMSON	42627
12-2017	REMINGTON & VERNICK ENGINEERS CHARLES E. ADAMSON	42627
8-2018	REMINGTON & VERNICK ENGINEERS CHARLES E. ADAMSON	42627
9-2018	REMINGTON & VERNICK ENGINEERS CHARLES E. ADAMSON	42627
10-2018	REMINGTON & VERNICK ENGINEERS CHARLES E. ADAMSON	42627

NEW JERSEY DEPARTMENT OF THE TREASURY
DIVISION OF TAXATION
LOCAL GOVERNMENT SPONSOR
REVISED AS A TAX MAP PURSUANT TO THE
REVISIONS OF CHAPTER 175, LAWS OF 1913, ETC.
FOR THE JURISDICTION OF JERSEY
APR 05 2019
P.E. & L.S.
7 8 9

STATE TAX DEPARTMENT
Approved as a Tax Map According to the
Provisions of Chapter 175, Laws of 1913.
J. H. PHAYER MARTIN
LAKELAND, N.J.
Nov. 22, 1940.

TAX MAP
LAKEWOOD TOWNSHIP
OCEAN COUNTY, N.J.
SCALE: 1"=100'
1939
GEORGE B. WADDILL
LICENSED ENGINEER & SURVEYOR
LAKEWOOD, N.J.
REVISED 1/15/90
10/15/94 Bruce M. Lorrabee
1/17/98 Daniel A. DeSessa

8-1-84 Rev. for Revaluation
4-26 Update
11-21 UPDATE - HARRY W. MAGER, JR. P.L.S.
8-2015 UPDATE
4-26-2016 REVISED BY HARRY W. MAGER, JR. P.L.S.

ORDINANCE #2020-14

**AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF LAKEWOOD APPROVING AN
AMENDMENT TO THE CEDARBRIDGE REDEVELOPMENT
PLAN PURSUANT TO THE NEW JERSEY LOCAL
REDEVELOPMENT AND HOUSING LAW (N.J.S.A. 40A:12A-1,
ET SEQ.)**

WHEREAS, the New Jersey local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq., authorizes the Township Committee of the Township of Lakewood (“the Governing Body”) to adopt by ordinance redevelopment plans and amendments to redevelopment plans for areas in need of redevelopment or rehabilitation; and

WHEREAS, the Governing Body designated the Cedarbridge Redevelopment Area (DA-1 District on the Township Zoning Map and previously known as the Southwest Acquisition Area) as an area in need of redevelopment; and

WHEREAS, on January 25, 1990, the Governing Body adopted the Cedarbridge Redevelopment Plan (the “Redevelopment Plan”) pursuant to Ordinance No. 1990-143; and

WHEREAS, on June 1, 2000, the Lakewood Township Committee adopted an amendment to the Redevelopment Plan with Ordinance 2000-35; and

WHEREAS, the Governing Body has determined that due to changing market conditions, it has since become necessary to amend the Redevelopment Plan to exclude Lots 1 and 5 in Block 931 from the DA-1 zone designation and recast these lots in the R-7.5 zone due to its separation from the DA-1 area by wetlands and proximity to an adjoining R-7.5 zone; and

WHEREAS, Township Planner, T&M Associates, has prepared a memorandum supporting an amendment to the Redevelopment Plan entitled Memorandum Re: Rezoning Request: Block 931 Lot 1, Vine Avenue and Cedar Bridge Avenue dated February 3, 2020, a copy of which is attached hereto as Exhibit A; and

WHEREAS, pursuant to N.J.S.A. 40A:12-7, the Governing Body referred the Amendment to the Planning Board for its review and recommendations; and

WHEREAS, the Governing Body hereby determines that the Amendment is necessary and appropriate and will effectuate redevelopment objectives within the Township.

NOW THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Lakewood, in the County of Ocean, that a proposed Amendment to the Cedarbridge Redevelopment Plan pursuant to the aforementioned memorandum, is hereby adopted; and

BE IT FURTHER ORDAINED, that all prior Ordinances that are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency; and

BE IT FURTHER ORDAINED, that this Ordinance shall become effective immediately upon final passage and publication as required by law, as the “Plan Amendment: Cedarbridge Redevelopment Plan.”

CERTIFICATION

Introduced: March 5, 2020

Adoption:

I, Lauren Kirkman, Deputy Township Clerk of the Township do hereby certify that the above ordinance was introduced on March 5, 2020 and adopted on 2020 after a public hearing where all persons were given an opportunity to be heard.

Lauren Kirkman, Deputy Township Clerk
Township of Lakewood

