

The Lakewood Township Committee held a Meeting on February 7, 2019 in the Lakewood Municipal Building, at 7:30 PM for the Public Meeting, with the following present:

- Mayor.....Raymond Coles
- Deputy Mayor.....Menashe P. Miller....Absent
- Committee Members..... Meir Lichtenstein  
Albert D. Akerman  
Michael D’Elia
- Municipal Manager.....Patrick Donnelly
- Municipal Attorney.....Steve Secare, Esq. & Harold Hensel, Esq.
- Municipal Clerk..... Kathryn Hutchinson

Adequate notice of this meeting has been provided in accordance with the provisions of the Open Public Meetings Act, N.J.S.A. 10:4-6, and published in the Asbury Park Press on January 5, 2019.

**ROLL CALL**

**CLOSED SESSION**

Resolution 2019-86 Approved.

**ROLL CALL** –Present: Mayor Coles, Committeeman Lichtenstein,  
Committeeman Akerman, Committeeman D’Elia  
Absent: Deputy Mayor Miller

**SALUTE TO THE FLAG AND PRAYER**

**OPEN SESSION:** Motion by Committeeman D’Elia, second by Committeeman Akerman, with all in favor, to enter open session at 7:34PM.

**MOTION TO APPROVE MINUTES OF EXECUTIVE AND WORKSHOP SESSION OF JANUARY 24, 2019** - Motion by Committeeman D’Elia, second by Committeeman Lichtenstein, with all in favor to approve the above minutes.

**MOTION TO APPROVE MINUTES OF REGULAR SESSION OF JANUARY 24, 2019–** Motion by Committeeman D’Elia, second by Committeeman Lichtenstein, with all in favor, to approve the above minutes.

**PUBLIC LAND SALE** - None

**PRESENTATIONS** – None

## **ORDINANCES FOR DISCUSSION – None**

### **PUBLIC COMMENT**

**Comments from the public will be heard for a limit of one (1) hour. Each speaker will have four (4) minutes and shall be limited to one time at the podium.**

Mayor Coles opened the meeting to the public.

Lakewood resident, name inaudible, 1496 Cedar Row – This resident spoke on the resolution asking the Township Committee to condemn Rise Up Ocean County. He spoke on his beliefs regarding this matter.

Moshe Zienes, 112 Elmhurst Blvd – Mr. Zienes spoke on a bill that was passed regarding water quality. He also spoke on a matter that took place in the Municipal Courtroom.

Committeeman Lichtenstein stated he will reach out to the Court administrator to see how things are being handled in the court.

Elizer Richter, 16 Birch Street – Mr. Richter spoke on the resolution condemning Rise Up Ocean County, and stated he would rather them condemn the pride event that the Lakewood Blueclaws is sponsoring. Mr. Richter also stated that Hurricane Sandy was not a coincidence, but God's way of punishing New Jersey for all the sins that are committed in this state.

David Drukaroff, 1466 Laurelwood Avenue – Mr. Drukaroff commented on the previous speaker's comments. He recommended a film for Mr. Richter to watch. He also stated the Assisted Suicide Bill is for those who are terminally ill and his experience with this matter.

Seeing no one else approaching the podium, Mayor Coles closed the meeting to the public.

### **CONSENT AGENDA**

The items listed below are considered to be routine by the Township of Lakewood and will be enacted by one motion. There will be no formal discussion of these items. If discussion is desired, this item will be removed from the Consent Agenda and will be considered separately.

1. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Releasing A Performance Guarantee Posted By SCS Property Group, LLC., In Connection With SD #2257AO (Havens Avenue) Block 1038 Lot 1  
**Resolution 2019-87**

2. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Releasing The Maintenance Guarantee Posted By Congregation Ohr Yaakov, Inc., In Connection With SP #2107 (Laguna Lane), Block 189.11 Lot 22  
**Resolution 2019-88**
3. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Releasing A Performance Guarantee Posted by Diamante Developers, LLC., In Connection With SD #1728 (Yerek Drive), block 189.05, Lots 138-142 and 144-146  
**Resolution 2019-89**
4. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Releasing A Performance Guarantee Posted By 1382 Lanes Mill, LLC., In Connection With SP #2073 (Lanes Mill Rd), Block 189.15 Lot 47  
**Resolution 2019-90**
5. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Reducing The Performance Guarantee (First Reduction) Posted by 950 County Line, LLC., In Connection With SD #1786 (East County Line Road), For Block 208.01, Lots 12 and 73  
**Resolution 2019-91**
6. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Releasing A performance Guarantee Posted by WE Holdings 4, LLC., In Connection With SD #2148AA (East 7th Street), Block 224 Lot 2  
**Resolution 2019-92**
7. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Referring An Amendment To The Unified Development Ordinance To Improve Clarity And Precision Of Chapter XVIII To The Planning Board For Review  
**Resolution 2019-93**
8. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Issuance Of An Amusement License To American Baseball Company, LLC (Basketball)  
**Resolution 2019-94**
9. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Issuance Of An Amusement License To American Baseball Company, LLC (Goblet Toss Game)  
**Resolution 2019-95**

10. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Issuance Of An Amusement License To American Baseball Company, LLC (Dart Game)  
**Resolution 2019-96**
11. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Issuance Of An Amusement License To American Baseball Company, LLC (Ring Toss)  
**Resolution 2019-97**
12. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Issuance Of An Amusement License To American Baseball Company, LLC (Knock Down The Cats)  
**Resolution 2019-98**
13. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Showing Support From Local Governing Body Authorizing The Sustainable Jersey Grant Application  
**Resolution 2019-99**
14. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Mayor To Sign A Revocable License Agreement With 5 Riverside Drive, LLC., For Installation Of A Radiant Heat Sidewalk At 20 Riverside Court, Lakewood  
**Resolution 2019-100**
15. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing A Person To Person Transfer Of Liquor License Number 1514-33-009-010 From County Club Caterers LLC To Maggie's At Lakewood Country Club, LLC  
**Resolution 2019-101**
16. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing Contracts With Certain Approved State Of New Jersey And Other Cooperative System Vendors Pursuant To N.J.S.A. 40A:11-12a And P.L. 2011, c. 139  
**Resolution 2019-102**
17. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Opposing The Activity Of "Rise Up Ocean County"  
**Resolution 2019-103**
18. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing A Refund Based On A Tax Court Judgement  
**Resolution 2019-104**

19. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing A Refund Based On A Tax Court Judgement  
**Resolution 2019-105**
20. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Tax Collector To Refund A Payment Erroneously Paid  
**Resolution 2019-106**
21. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing A Refund Based On A Tax Court Judgement  
**Resolution 2019-107**
22. Resolution Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Approving Participation With The State Of New Jersey Federal Grant Program Administered By The Division Of Criminal Justice Department Of Law And Public Safety-Safe And Secure Communities Grant  
**Resolution 2019-108**

Motion by Committeeman D'Elia, second by Committeeman Lichtenstein, to approve the above Consent Agenda.

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

**Resolutions 2019-87 through 2019-108 approved.**

#### **ORDINANCES FOR SECOND READING**

1. Ordinance Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Acquisition By Eminent Domain Or Purchase Of Gift Of Block 490, Lot 27 (Johnson Avenue) As Shown On The Tax Map Of The Township Of Lakewood, Pursuant To And In Accordance With N.J.S.A. 40A:12-1 Et Seq.

Read by title only for second reading.

Mayor Coles opened the meeting to the public.

Seeing no one approaching the podium for comment, Mayor Coles closed the meeting to the public.

Motion by Committeeman D'Elia, second by Committeeman Akerman, to approve the above ordinance.

On Roll Call: Affirmative: Committeeman Akerman, Committeeman D'Elia, Mayor Coles  
Abstained: Committeeman Lichtenstein  
Absent: Deputy Mayor Miller

**Ordinance 2019-1 adopted after public hearing and second reading.**

2. 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 Year 2018, Due On Block 25.06 Lot 17 (1518 Tanglewood Lane), Congregation Sarah Faiga Inc Pursuant To And In Accordance With N.J.S.A. 54:4-3.6c

Read by title only for second reading.

Mayor Coles opened the meeting to the public.

Seeing no one approaching the podium for comment, Mayor Coles closed the meeting to the public.

Motion by Committeeman Lichtenstein, second by Committeeman Akerman, to approve the above ordinance.

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

**Ordinance 2019-2 adopted after public hearing and second reading.**

3. 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 2018, Due On Block 284.06 Lot 21 (244 Sunset Road), Congregation Bais Medrash Chay'im Pursuant To And In Accordance With N.J.S.A. 54:4-3.6c

Read by title only for second reading.

Mayor Coles opened the meeting to the public.

Seeing no one approaching the podium for comment, Mayor Coles closed the meeting to the public.

Motion by Committeeman Lichtenstein, second by Committeeman D'Elia, to approve the above ordinance.

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

**Ordinance 2019-3 adopted after public hearing and second reading.**

4. Ordinance Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Amending An Ordinance Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Entitled "Industrial Commission Of The Revised General Ordinances Of The Township Of Lakewood, Specifically Section 2-38.8 (Assistance).

Read by title only for second reading.

Mayor Coles opened the meeting to the public.

Seeing no one approaching the podium for comment, Mayor Coles closed the meeting to the public.

Motion by Committeeman D'Elia, second by Committeeman Lichtenstein, to approve the above ordinance.

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

**Ordinance 2019-4 adopted after public hearing and second reading.**

5. Ordinance Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Amending And Supplementing An Ordinance Entitled "An Ordinance Establishing The Annual Minimum And Maximum Salary Ranges For The Offices And Positions Of Persons Employed By The Township Of Lakewood In The County Of Ocean And State Of New Jersey And Providing For An Effective Date 20 Days After Publication After Final Adoption

Read by title only for second reading.

Mayor Coles opened the meeting to the public.

Lakewood resident, did not provide name or address for the record – This resident stated his beliefs on how salaries should be increased.

Seeing no one approaching the podium for comment, Mayor Coles closed the meeting to the public.

Motion by Committeeman D'Elia, second by Committeeman Akerman, to approve the above ordinance.

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

**Ordinance 2019-5 adopted after public hearing and second reading.**

6. Ordinance Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Releasing, Extinguishing And Vacating The Rights Of The Public To A Paper Street Known As Chevy Lane

Read by title only for second reading.

Mayor Coles opened the meeting to the public.

Moshe Zeines, 112 Elmhurst Blvd. – Mr. Zeines wanted to ask if the applicant would agree to the installation of “No Parking” signs due to the narrowness of the roads.

Brian Flannery, Engineer & Planner for project – Mr. Flannery explained the process for this matter.

Seeing no one approaching the podium for comment, Mayor Coles closed the meeting to the public.

Motion by Committeeman Lichtenstein, second by Committeeman Akerman, to approve the above ordinance for the purpose of discussion.

Committeeman Akerman asked Mr. Flannery to further clarify this matter.

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

**Ordinance 2019-6 adopted after public hearing and second reading.**

7. Ordinance Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Amending An Ordinance Entitled, "Ordinance Of The Township Of Lakewood, County Of Ocean, State Of New Jersey Adopting The Updated Township Personnel Policies And Procedures Manual"

Read by title only for second reading.

Mayor Coles opened the meeting to the public.

Seeing no one approaching the podium for comment, Mayor Coles closed the meeting to the public.

Motion by Committeeman Akerman, second by Committeeman D'Elia, to approve the above ordinance.

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

**Ordinance 2019-7 adopted after public hearing and second reading.**

8. 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 Elizabeth Avenue, In The Township Of Lakewood

Read by title only for second reading.

Mayor Coles opened the meeting to the public.

Seeing no one approaching the podium for comment, Mayor Coles closed the meeting to the public.

Motion by Committeeman D'Elia, second by Committeeman Lichtenstein, to approve the above ordinance.

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

**Ordinance 2019-8 adopted after public hearing and second reading.**

9. Ordinance Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Mayor To Execute A Financial Agreement By And Between The Township Of Lakewood And Ave Of The States Urban Renewal, LLC Pursuant To N.J.S.A. 40A:20-1, Et Seq. For Property Located At Lot 2.03 In Block 961, As Shown On The Official Tax Map Of The Township Of Lakewood Located In The Cedarbridge Redevelopment Plan Area

Read by title only for second reading.

Mayor Coles opened the meeting to the public.

Seeing no one approaching the podium for comment, Mayor Coles closed the meeting to the public.

Motion by Committeeman D'Elia, second by Committeeman Lichtenstein, to approve the above ordinance.

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

**Ordinance 2019-10 adopted after public hearing and second reading.**

**ORDINANCES FIRST READING – Public Hearing Scheduled For March 7, 2019  
For Items 1-4 And March 28, 2019 For Item 5**

1. Ordinance Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Changing The Name Of A Street To Melrose Court (From Garden Hills Drive) Pursuant To And In Accordance With N.J.S.A. 40:67-1(k) Et Seq.

Read by title only for first reading.

Motion by Committeeman Lichtenstein, second by Committeeman Akerman, to approve the above ordinance after first reading.

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

**Ordinance 2019-11 adopted after first reading. Second reading and public hearing scheduled for March 7, 2019.**

2. Ordinance Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Authorizing The Conveyance And Execution Of A Deed Of A Fee Simple Interest To The County Of Ocean For Road Widening From A Portion Of Lot 62 Block 11.12, New Egypt Road (Cr 528)

Read by title only for first reading.

Motion by Committeeman Lichtenstein, second by Committeeman D'Elia to approve the above ordinance after first reading.

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

**Ordinance 2019-12 adopted after first reading. Second reading and public hearing scheduled for March 7, 2019.**

3. Ordinance Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Amending And Supplementing Chapter XI Entitled "Traffic" Specifically Section 11-26B Entitled "School Bus Loading And Unloading Zones" (6th Street)

Read by title only for first reading.

Motion by Committeeman Lichtenstein, second by Committeeman Akerman, to approve the above ordinance after first reading.

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

**Ordinance 2019-13 adopted after first reading. Second reading and public hearing scheduled for February 7, 2019.**

4. Ordinance Of The Township Of Lakewood, County Of Ocean State Of New Jersey, Amending And Supplementing Chapter II Entitled "Administration" Specifically Article V "Department Of Finance" Specifically Section 2.12.2

Read by title only for first reading.

Motion by Committeeman Lichtenstein, second by Committeeman Akerman, to approve the above ordinance after first reading.

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

**Ordinance 2019-14 adopted after first reading. Second reading and public hearing scheduled for March 7, 2019.**

5. Ordinance Of The Township Of Lakewood, County Of Ocean, State Of New Jersey, Amending An Ordinance, To Improve Clarity And Precision Of Previously Adopted Ordinances

Read by title only for first reading.

Motion by Committeeman Lichtenstein, second by Committeeman D'Elia, to approve the above ordinance after first reading.

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

**Ordinance 2019-15 adopted after first reading. Second reading and public hearing scheduled for March 28, 2019.**

**CORRESPONDENCE**

1. Night Out Against Crime

Motion by Committeeman Lichtenstein, second by Committeeman D'Elia, with all in favor, to approve the above correspondence.

**MOTION TO APPROVE BILL LIST: Dated February 5, 2019**

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

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

Bill List of February 5, 2019 approved.

**COMMENTS FROM COMMITTEE MEMBERS - None**

**ADJOURNMENT**

Motion by Committeeman Lichtenstein, second by Committeeman D'Elia, with all in favor to adjourn the meeting. Meeting adjourned at 7:58PM.