

The Lakewood Township Committee held a Meeting on Thursday, January 15, 2015 in the Lakewood Municipal Building, at 5:30 PM for the Executive/Workshop Session and 7:30 PM for the Public Meeting, with the following present:

Mayor..... Albert D. Akerman
Deputy Mayor..... Menashe P. Miller
Committee Members..... Raymond Coles
Michael D'Elia
Meir Lichtenstein
Interim Municipal Manager..... Herbert C. Massa
Municipal Attorney..... Steven Secare, Esq.
Municipal Clerk..... Kathryn Cirulli

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 8, 2015 and revised and noticed to the Asbury Park Press on January 13, 2015.

ROLL CALL

CLOSED SESSION
Resolution No. 2015-43 - Adopted

ROLL CALL

SALUTE TO THE FLAG AND PRAYER

OPEN SESSION
Motion by Committeeman Lichtenstein, second by Committeeman Coles, and carried, to open the meeting

MOTION TO APPROVE MINUTES OF: December 10, 2014
January 4, 2015

Motion by Committeeman Lichtenstein, second by Deputy Mayor Miller, and carried, to approve the Minutes of the Meeting of December 10, 2014. Committeeman D'Elia abstained. Committeeman Coles did not vote.

Motion by Committeeman Lichtenstein, second by Deputy Mayor Miller, and carried, to approve the Minutes of the meeting of January 4, 2015. Committeeman Coles did not vote.

**MOTION TO APPROVE WORKSHOP AND CLOSED SESSION MINUTES:
December 10, 2014**

Motion by Committeeman Lichtenstein, second by Deputy Mayor Miller, and carried, to Approve the above Closed Session Minutes. Committeeman D'Elia abstained. Committeeman Coles did not vote.

PRESENTATIONS

Mayor Akerman, Committeeman Lichtenstein and Chief Lawson introduced new members of the Police Department. The new Officers were sworn in by Chief Lawson. Also, promotions were announced, and sworn in, by Chief Lawson.

ORDINANCES FOR DISCUSSION - None

QUALITY OF LIFE

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

With regard to the request for a four-way stop at the intersection of Princeton Avenue and Squankum Road, Committeeman Lichtenstein responded that the Police Department and Engineering Department have looked at this, and have favorably recommended the installation of this four-way stop.

With regard to the request for turning arrows at Princeton Avenue and Kennedy Boulevard, Chief Lawson advised that this matter has been referred to the County for review; they have not received a response as of this date.

Comments from Committee Members on Quality of Life Items –

Committeeman Lichtenstein advised that the flashing stop sign is not operational at Monmouth Avenue and Seventh Street. He was advised that they are waiting for the parts to repair it.

Deputy Mayor Miller advised of the pothole and ripple in the road at the intersection of Clifton Avenue and Route 88. He was advised it is a County intersection.

Mayor Akerman requested Mr. Staiger to follow up with the County on this matter.

Deputy Mayor Miller advised that Westgate has requested the street sweeper for Hillside Boulevard.

Deputy Mayor Miller also requested that the "pothole patrol" be activated this week.

Committeeman Coles requested that Mr. Burdge get together with Mr. Arecchi to expedite the installation of a new sound system in the Auditorium.

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 – Asked who in the federal government authorized the purchase of foreign military assault weapons and allowed them to be donated by a private citizen to the Township of Lakewood.

Mr. Secare responded that it was a private donation by a Lakewood citizen and had nothing to do with any government decision.

Mrs. Kelsey asked if the elected leadership decided that additional weapons were necessary, why weren't they requested through the 1033 US Military Surplus Program? Why was this donation accepted? She feels it sets a precedent and is something they should not want in this country.

Chief Lawson explained that the weapons are no more assault weapons than anything they already have in their arsenal. In fact, the weapons that were donated were semi-automatic. They have fully automatic weapons in their arsenal. The term "full assault weapons" is really a matter of opinion; they are used purely in a defensive capacity, and are probably less powerful than some of the weapons that gang members and criminals are using on the street.

Mrs. Kelsey repeated the terms "foreign government" and "private citizen", and she feels it is a precedent that is an unfortunate one in this country. She submitted an OPRA request to the Township Clerk for all the paperwork pertaining to the donation of these weapons.

Bill Hobday, 30 Schoolhouse Lane – Welcomed Mr. Massa as Interim Municipal Manager. Welcomed Mr. Secare as the new Township Attorney. Welcomed Mr. D'Elia back as a member of the Township Committee. Complimented the Police presentations and swearing-in ceremony of the new Police Officers.

Noreen Gill, 192 Coventry Drive – Welcomed back Mr. D'Elia to the Township Committee. Commented on financial problems facing the Township in the coming year, including the revaluation process, taxes, and over-building.

David Nicola, 395 Route 70 West, Executive Director of the Lakewood Chamber of Commerce – Has been in business for about a year and a half; complimented the Township Committee, Police Department, Code Enforcement and administration. He is confident about the future of Lakewood, from a business perspective, and social perspective, and is honored to serve in his current position. He introduced Advanced Auto Parts who are opening a new store on New Hampshire Avenue they will welcome and greet the entire community at their grand opening on January 30th. He thanked the Township Committee for being supportive of him and the business community, and the Chamber of Commerce. Representatives from Advanced Auto Parts gave a brief description of their new business.

Kathleen Dory, Original Leisure Village – As an owner and resident of Original Leisure Village, wanted to recognize Chief Lawson and the Police Department for their assistance with traffic control into the Village as a result of the removal of the turn-around. Asked about the receipt of monies from Lakewood for reimbursement for snow removal.

Mr. Secare advised they are in discussions and working out the figures for payment to Original Leisure Village.

Ms. Dory requested they respond to Sean Gertner, Esq., the attorney for Leisure Village.

Mr. Secare agreed.

Mrs. Dory commented on the appointment of the Interim Municipal Manager.

Herschel Hershkowitz, 1496 Cedar Row – Commented on the appointments to the Zoning Board of Adjustment.

Seeing no one else wishing to be heard, Mayor Akerman 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 Authorizing a Refund on a Tax Court Judgment - B-1160.04 L-45
Resolution No. 2015-44**

2. **Resolution of the Township of Lakewood, County of Ocean, State of New Jersey Authorizing Tax Collector to Refund an Overpayment on Exempt Properties.-B-251.03 L-30
Resolution No. 2015-45**
3. **Resolution of the Township of Lakewood, County of Ocean, State of New Jersey Authorizing Tax Collector to Cancel Certificate Erroneously Sold at Tax Sale.-B-1086 L-17.09 Q C1000
Resolution No. 2015-46**
4. **Resolution of the Township of Lakewood, County of Ocean, State of New Jersey Authorizing a Refund Based on a County Tax Appeal.-B-24.02 L-22
Resolution No. 2015-47**
5. **Resolution of the Township of Lakewood, County of Ocean, State of New Jersey Authorizing Tax Collector to Refund an Overpayment-B-854 L-1.
Resolution No. 2015-48**
6. **Resolution of the Township of Lakewood, County of Ocean, State of New Jersey Authorizing a Refund Based on a Tax Court Judgement.-B-1160.04 L-60
Resolution No. 2015-49**
7. **Resolution of the Township of Lakewood, County of Ocean, State of New Jersey Authorizing a Refund of Taxes for 2014 Pursuant to N.J.S.A. 45:4-3.30 et seq.
B-1082.01 L-15
Resolution No. 2015-50**
8. **Resolution of the Township of Lakewood, County of Ocean, State of New Jersey Authorizing the Mayor to Execute the Agreement Between the Township of Lakewood and Lakewood Plaza Estate Urban Renewal, LLC for the Installation of a Security Camera System at Lakewood Plaza II in Lakewood, New Jersey.
Resolution No. 2015-51**
9. **Resolution of the Township of Lakewood, County of Ocean, State of New Jersey,
Authorizing the Mayor to Execute an Amended Developers Agreement with NJHAND, Inc.
Resolution No. 2015-52**

10. **Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing Submission of a Strategic Plan for the Lakewood Municipal Alliance Grant for Fiscal Year 2016.
Resolution No. 2015-53**
11. **Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing the Township Attorney to Temporary Perform the Duties of the Municipal Manager.
Resolution No. 2015-54**
12. **Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Releasing the Maintenance Guarantee Posted by Nitto Denko Automotive in Connection With Application SP#1955 Block 1607, Lot 7.
Resolution No. 2015-55**
13. **Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Releasing the Maintenance Guarantee Posted by Yeshiva Orchos Chaim in Connection With Application SP#1948 Block 1600, Lot 12.
Resolution No. 2015-56**
14. **Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Releasing the Maintenance Guarantee Posted by Star Developers LLC in Connection With Application SD#1425c (North Apple Street) Block 172, Lot 16.
Resolution No. 2015-57**
15. **Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Releasing the Maintenance Guarantee Posted by Star Developers LLC in Connection With Application SD#1655 Block 172, Lot 17.
Resolution No. 2015-58**
16. **Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Releasing the Maintenance Guarantee Posted by Shmuel Friedman in Connection With Application SP#1922 Block 430, Lot 9.01.
Resolution No. 2015-59**
17. **Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing the Execution of a Schedule "C" Agreement with the County of Ocean for 2015.
Resolution No. 2015-60**

18. **Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Amending Resolution No.2014-217 Entitled Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Appointing Edward Seeger Jr., as Tax Assessor for a Four Year Term. Resolution No. 2015-61**
19. **Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Rescinding Resolution No.2014-366 Entitled, "Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Appointing Cassandra Johnson as Deputy Tax Assessor For November 6, 2014 to June 30, 2015 and Resolution No. 2014-367 Entitled, "Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Appointing Cassandra Johnson for a Four Year Term". Resolution No. 2015-62**
20. **Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing the Mayor and Municipal Clerk to Sign and Enter Into an Agreement for Shared Services Agreements-Prosecutor's Program FY2015. Resolution No. 2015-63**
22. **Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Appointing Members to the Lakewood Township ADA Compliance Committee and Disabilities Commission Resolution No. 2015-64**
23. **Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Appointing Members to the Lakewood Township Board of Health Resolution No. 2015-65**
24. **Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Appointing Members to the Lakewood Community Development Block Grant ("CDBG") Selection Committee Resolution No. 2015-66**
25. **Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Appointing Members to the Lakewood Civil Rights Commission Resolution No. 2015-67**

- 26. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Appointing Members to the Lakewood Environmental Commission
Resolution No. 2015-68**
- 27. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Appointing Members to the Lakewood Heritage Commission
Resolution No. 2015-69**
- 28. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Appointing Members to the Lakewood Industrial Commission
Resolution No. 2015-70**
- 29. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Appointing Members to the Lakewood Development Corporation
Resolution No. 2015-71**
- 30. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Appointing a Member to the Lakewood Municipal Alliance
Resolution No. 2015-72**
- 31. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Appointing Members to the Lakewood Parks & Recreation Advisory Board/Special Events
Resolution No. 2015-73**
- 32. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Appointing Members to the Lakewood Planning Board
Resolution No. 2015-74**
- 33. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Appointing Police Chaplains
Resolution No. 2015-75**
- 34. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Appointing Members to the Lakewood Rent Control Board
Resolution No. 2015-76**

- 35. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Appointing Members to the Lakewood Shade Tree Commission
Resolution No. 2015-77**
- 36. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Appointing Members to the Lakewood Transportation Board
Resolution No. 2015-78**
- 37. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Approving Amendments to the Declaration of Covenants and Restrictions of TIARA At Shorrock Homeowners Association, INC., Block 1440.01, Lot 21.
Resolution No. 2015-79**
- 38. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing Appropriation Reserve Transfers in the 2014 Budget.
Resolution No. 2015-80**
- 39. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Accepting Bid For Block 494 Lot 58 as a Result of the Private Land Sale in the Township of Lakewood, County of Ocean, State of New Jersey, Pursuant to N.J.S.A. 40A:12-1 et seq.
Resolution No. 2015-81**
- 40. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Accepting Bid For Block 494 Lot 25 as a Result of the Private Land Sale in the Township of Lakewood, County of Ocean, State of New Jersey, Pursuant to N.J.S.A. 40A:12-1 et seq.
Resolution No. 2015-82**
- 41. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Reducing the Performance Guarantee posted by Prospect Acquisition, LLC, for Block 490, L10, Prospect Vines, Phase 2
Resolution No. 2015-83**
- 42. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Releasing a Performance Guarantee posted by Moshe Feinroth, in connection with Application SD #1548, Block 11.02, Lots 1 and 12
Resolution No. 2015-84**

43. **Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Reducing the Performance Guarantee posted by Prospect Acquisition, LLC, for Block 490, Lot 10, Prospect Vines, Phase 1
Resolution No. 2015-85**
44. **Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Appointing Members to the Lakewood Township Municipal Utilities Authority.
Resolution No. 2015-86**
45. **Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Appointing Members to the Lakewood Emergency Planning Council.
Resolution No. 2015-87**
46. **Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Appointing Members to the Lakewood Zoning Board.
Resolution No. 2015-88
Motion by Committeeman D’Elia, second by Deputy Mayor Miller, and carried, to remove this Resolution from the Consent Agenda.**
47. **Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Approving the Use of Additional First Generation Zone Assistance Funds for the Project Transit Connect 3, Operated by the Lakewood Development Corporation, Not to Exceed \$8,700.00
Resolution No. 2015-89**

Motion by Committeeman Coles, second by Deputy Mayor Miller, to approve Resolution Nos. 1 through 45 and 47 on the Consent Agenda.

Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman D’Elia, Deputy Mayor Miller and Mayor Akerman.

Resolution Nos. 2015-44 through 2015-87 and 2015-89 – Adopted.

Mr. Secare further requested the addition of a Resolution for the renewal of a Liquor License.

Resolution Authorizing the Renewal of a Plenary Retail Consumption Liquor License for the Fiscal Year 2014/2015 – On The Grill

Motion by Committeeman Coles, second by Deputy Mayor Miller.

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

Resolution No. 2015-90 – Adopted.

With regard to Resolution No. 46 that was removed from the Consent Agenda, Committeeman D'Elia offered the following recommendations for appointments to the Zoning Board: Judah Ribiat be appointed as an Alternate for a two year term; that Meir Gelley and Moshe Lankry be appointed each for a four year term; that Lee Mund and Hal Halvorsen be appointed each for a two year term.

46. Resolution of the Township of Lakewood, County of Ocean, State of New Jersey, Appointing Members to the Lakewood Zoning Board.

Motion by Committeeman D'Elia, second by Committeeman Lichtenstein
On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman D'Elia, Deputy Mayor Miler and Mayor Akerman.

Resolution No. 2015-88, as amended - Adopted.

ORDINANCE SECOND READING - None

ORDINANCE FIRST READING (Second Reading 02/05/15)

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Vacating the Previous Acceptance of the Dedication of Block 430 Lot 16 for Open Space.

Read by title only for first reading.

The above Ordinance was offered by Committeeman Coles, second by Committeeman D'Elia.

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

Ordinance No. 2015-1 adopted on first reading. Second reading and public hearing to be held on February 5, 2015.

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Amending and Supplementing Chapter II (Administration) of the Revised General Ordinances of the Township of Lakewood, Specifically Article XI (Police Department), Section 2-20.9 (Off-Duty Assignments to Police Officers)

Read by title only for first reading.

The above Ordinance was offered by Committeeman Lichtenstein, second by Committeeman Coles for purposes of discussion.

Deputy Mayor Miller offered the following correction: in Paragraph 6, that it be amended to read that \$47.00 total will be paid, \$40.00 to the assigned Officer, and \$7.00 administrative fee to the Township.

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

Ordinance No. 2015-2 adopted on first reading, as amended. Second reading and public hearing to be held on February 5, 2015.

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Amending and Supplementing Chapter XI (Traffic) Section 11-10.01 (Stopping or Standing Prohibited) of the Revised General Ordinances of the Township of Lakewood 1999 (Locust Street – Stopping or Standing Prohibited)

Read by title only for first reading.

The above Ordinance was offered by Committeeman Coles, second by Committeeman D’Elia.

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

Ordinance No. 2015-3 adopted on first reading. Second reading and public hearing to be held on February 5, 2015.

CORRESPONDENCE

Per attached list of one (1) correspondence item, attached hereto and made a part hereof.

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

MOTION TO APPROVE BILL LIST: January 14, 2015

Motion by Committeeman Lichtenstein, second by Deputy Mayor Miller.

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

Bill List approved.

At this time, the professionals left the meeting.

COMMENTS FROM COMMITTEE MEMBERS - None

ADJOURNMENT

Motion by Committeeman D’Elia, second by Committeeman Lichtenstein, and carried, to adjourn the meeting. Meeting adjourned at 8:28 PM.