

The Lakewood Township Committee held a Meeting on Thursday, December 1, 2011, in the Lakewood Municipal Building, at 6:30 PM for the Executive Session, and 7:30 PM for the Public Meeting, with the following present:

Mayor..... Menashe P. Miller
Deputy Mayor..... Steven Langert
Committee Members..... Albert D. Akerman
Raymond Coles
Meir Lichtenstein
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, by Resolution of the Township Committee adopted January 7, 2011 and published in the Asbury Park Press on January 10, 2011.

ROLL CALL

CLOSED SESSION

Resolution No. 2011-329 – Adopted.

ROLL CALL

At this time, the Township Clerk turned the meeting over to Committeeman Lichtenstein. The Township Committee offered a presentation, in conjunction with Mrs. Miller, to let Mayor Miller know that he will be missed when he leaves in seven to ten days to an undisclosed location in the Middle East, where he will be serving a brief tour of duty with the US Air Force during the holiday season.

SALUTE TO THE FLAG AND PRAYER

A video was shown offering Major Select Miller best wishes from Township professionals and employees for his safe return.

Deputy Mayor Langert thanked everyone for putting together this wonderful presentation. He commended Mayor Miller on a wonderful job as Mayor over the past year, and he is proud of his accomplishments, and wished him well, God Speed, and a safe tour of duty overseas, and to be back in time for the Re-Organization Meeting to be the Mayor again next year.

Committeeman Akerman thanked Mayor Miller, on behalf of himself and the entire Township of Lakewood, for never sleeping, never eating, and never being anywhere other than where the Township needed him. He thanked him for his guidance, and commended him on a phenomenal job as Mayor.

Committeeman Coles thanked Mayor Miller; it has been a privilege serving with him on the Committee. He commended him on a tremendous job and his many accomplishments. Wished him well on his tour of duty, good luck, God Speed, and a safe tour of duty.

Committeeman Lichtenstein thanked Mayor Miller; it was a pleasure serving with him on the Committee this past year. He offered prayers for his safe return, and commended him on his service to the town, and to our country.

Mayor Miller thanked everyone. He advised he will soon be deployed, and this is his last meeting as Mayor of Lakewood for 2011. It has been a rewarding year, an exciting year, and a challenging year. To be able to assist and help people was very rewarding and fulfilling. Listening to the comments of his colleagues, his fellow Committeeman, he said there was no way that he would have been able to act as Mayor this past year without each of them. He thanked each of his fellow Committeemen separately for their assistance and support. He thanked his wife and family for putting this presentation together; he was surprised, and deeply touched. He thanked everyone for coming out this evening and being part of this presentation.

OPEN SESSION

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

MOTION TO APPROVE MINUTES OF: 11/17/11

Motion by Committeeman Coles, second by Committeeman Akerman, and carried, to approve the above Minutes.

MOTION TO APPROVE CLOSED SESSION MINUTES: 11/17/11

Motion by Committeeman Coles, second by Committeeman Lichtenstein, and carried, to approve the above Closed Session Minutes.

PRESENTATIONS

Leo Pratt – American Red Cross

Mayor Miller presented a Proclamation to the American Red Cross, thanking them for their work in Lakewood during the past year.

Isaac Birnhack

Mayor Miller presented Isaac Birnhack with an award for outstanding achievement on behalf of Lakewood residents for social services.

Ervin Oross – CDBG Grants

Mr. Oross and Deputy Mayor Langert presented the 2011 CDBG Grants to various organizations in Lakewood.

ORDINANCES FOR DISCUSSION - None

Mayor Miller commented on the matters of street light outages, and the snow plowing initiative.

As to the street light outages, the initial report was that there were 357 outages. After totaling all the messages, they are up to 382 light outages in Lakewood. They have reached out to JCPL and Oscar Electric to make the necessary repairs. Oscar Electric is responsible for the repairs to Township owned lights, and JCPL is responsible for repairs to their own lights. Oscar Electric is already working on their repairs, and JCPL is preparing a comprehensive plan as to how they will address the vast number of outages, that the Township has requested to be repaired immediately. He asked that if anyone sees a light outage, to please report it to Lakewood Township at 732-364-2500, Ext. 7653 (POLE).

As to the snow plowing matter, Committeeman Lichtenstein advised they have a list of three (3) items that the Department of Public Works is going to do to allow for more effective plowing of the streets. The first is that there are certain developments where Public Works has a hard time operating. Sometimes the trucks are too big, sometimes the residents are parked in certain areas, and sometimes it is the configuration of the street. Public Works has advised that there are certain developments that take up a bulk of their time. If they shy away from a couple of those developments, it is going to free up equipment to rotate throughout the town. There will be a press release as to those developments and roads, and private plow operators will be able to sign up and get reimbursed at the rate that it would have cost the town to do the work. This means that extra money will not be spent; if anything, they probably will be saving money because Public Works employees will not be overwhelmed during every snow storm.

Committeeman Lichtenstein further advised he was asked to make sure that equipment is available when there is a very large snow storm. He can not make sure that equipment will be available, but they are offering two options. One is that people can be on call with their own equipment, and the other is for the town's equipment to be operated by pre-qualified people. This has been cleared with the Township Attorney,

the township's insurance carrier, and the Public Works Union. All this information will be contained in a press release that will be put out in the next day or so.

Committeeman Lichtenstein further advised that OEM has a plow with a certified operator, as well as another truck that is available to be used strictly for keeping the firehouses and ambulance facilities cleared, and the police, to be free to be able to move around, to assist on any calls.

Mayor Miller advised that the individual who will operate this truck is a volunteer, and there will be no cost to the Township.

Committeeman Lichtenstein further advised that during the snow events, and a more progressive way to communicate with the residents, is that the town will be going live tonight with the alert system. The web address to access that link is www.lakewoodnj.gov/alerts, where you will see a very comprehensive way to sign up for various alerts and information.

Mayor Miller thanked Committeeman Lichtenstein for his work on this project.

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 Miller opened the meeting to the public.

Noreen Gill, 192 Coventry Drive – Wished Mayor Miller well on his tour of duty. Asked if the Township has any signs to be put up as a snow emergency sign, alerting residents about a storm, in order for the streets to be cleared of cars. She also voiced her concerns with regard to the parking lot on Clifton Avenue across from the school where water is ponding even though the lot has been leveled; she asked if there are any plans to pave this lot, and instead of having six hundred cars parked there, is it possible to build a garage. She complained about the amount of traffic when the school lets out.

Mayor Miller advised that new signs were put on Forest Avenue and Tenth Street, and vicinity, prohibiting parking during a snow storm. Numerous cars were towed last year that were blocking the snow plows.

Committeeman Lichtenstein added that the alert system will let people know that they can park on their lawns and driveways in the event of a snow storm, to get their cars off the streets until the roads are cleared.

Mayor Miller advised they are awaiting a federal grant to pave the parking lot.

Bill Hobday – Commented on the street light outages, and CDBG grants. Wished Mayor Miller well on his tour of duty.

Moshe Raitzik, 166 North Crest Place – Wished Mayor Miller well on his tour of duty.

Gerry Ballwanz, Governors Road – Wished Mayor Miller well on his tour of duty. Asked about the total cost of acquiring the lands at Cedarbridge, including the cost of the lands, attorney fees, etc. Also commented on an application at a recent Planning Board meeting.

Mr. Wouters responded on the matter of the cost of acquiring lands at Cedarbridge. It was a large tract of land that was acquired by the town over numerous years. There is no file that the Township has, that he is aware of, that would contain all the information as to how the lands were acquired, and the related costs. Some of it was by tax foreclosure, some by acquisition; he does not know of any parcel that was acquired by eminent domain. He advised that she can put in an OPRA request, but to find out that information, each file would have to be reviewed for each lot contained in the 200+ acre tract of land. That information is not kept in one place.

Yaakov _____, East Eleventh Street – Complained that the traffic light at Hurley and Cedarbridge is too long.

Committeeman Lichtenstein responded that information was forwarded to the Engineer to speak to the DOT.

Seeing no one else wishing to be heard, Mayor Miller 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 Supporting the Drive Sober or Get Pulled Over 2011 Year End Statewide Crackdown.
Resolution No. 2011-329**

- 2. Resolution Authorizing the Sale of Block 126, Lot 10, 101 Second Street, (a/k/a 200 Monmouth Avenue), Lakewood, New Jersey to Ocean Health Initiatives, Inc.
Resolution No. 2011-330**

3. **Resolution Authorizing the Tax Collector and/or Tax Assessor to cancel Tax Sale Certificate #95-97, and to cancel the Municipal Tax Lien, Penalties and Interest on Block 131, Lot 7 through December 1, 2011. Resolution No. 2011-331**

4. **Resolution Authorizing the Execution of a Shared Services Agreement between the Township of Lakewood and the County of Ocean for the "Driving While Intoxicated Enforcement Program 2012." Resolution No. 2011-332**

5. **Resolution Authorizing the Execution of agreement between the Township of Lakewood and Hudson Energy Solar Corporation – Division of Just Energy. (CDBG) Resolution No. 2011-333**

Motion by Committeeman Coles, second by Committeeman Lichtenstein, to approve Resolution Nos. 1 through 5 on the Consent Agenda.

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

Resolution Nos. 2011-329 through 2011-333 – Adopted.

ORDINANCE 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 Steckler Street and Un-named Street, in the Township of Lakewood. (St. Vacation – Steckler St.)

Read by title only for second reading.

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

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

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

Ordinance No. 2011-54 adopted on second reading.

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, pursuant to N.J.S.A. 40A:21-1 et. seq., granting abatement of local property taxes to 910 E. County Line Rd., for facilities located at Block 208, Lot 2.01, and authorizing the Mayor and Township Clerk to execute any and all documents necessary and proper to enter into a Tax Abatement Agreement.

Read by title only for second reading.

Mayor Miller opened the meeting to the public.

Joyce Blay, NJ News and Views, 1594 Crimson Road, Toms River – Asked about the assessed value of the subject property, and the amount of taxes that would have been collected on the property without the abatement.

Mayor Miller responded that the property is not abated. The property taxes stay the same; it is the building that is abated. Whatever money that has been paid on that property until now will continue to be paid.

Mr. Wouters added that the applicant is present and can answer the question as to the assessed value. With regard to the property right now, the improvement that is the subject of the abatement, has not been assessed. The Assessor has to go out, establish an assessment, and then next year, the assessment will be imposed and the taxes will be calculated based on that assessment.

Mayor Miller asked the applicant, Renee Ungar, Engleberg Terrace, what is the purpose of the building.

Ms. Ungar advised that the purpose of the building is primarily for office space. Right now, it houses several different businesses. Currently there are approximately 39 to 49 employees, and they expect to bring many more jobs to Lakewood. These are new businesses that are expanding. One of the tenants is a licensing school, which is an educational school for licensing such careers as real estate, insurance, including property, casualty, life and health insurance.

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

The above Ordinance was offered by Committeeman Coles, second by Committeeman Lichtenstein.

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

Ordinance No. 2011-55 adopted on second reading.

ORDINANCE FIRST READING (Second reading and Public Hearing 12/15/11)

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey Amending Chapter VI, (Alcoholic Beverage Control), Section 6-3 (Licenses) of the Revised General Ordinances of the Township of Lakewood, 1999, to Reinstate Section 6-3.6 (Prohibited Locations). (Chapter VI, Sec. 6-3 – Liquor Licenses - Prohibited Locations)

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 Coles, Committeeman Lichtenstein, Committeeman Akerman, Deputy Mayor Langert, and Mayor Miller.

Ordinance No. 2011-56 adopted on first reading. Second reading and public hearing to be held on December 15, 2011.

An Ordinance authorizing the Township of Lakewood to enter into a Grant of Easement with the New Jersey American Water Company over and under Block 444, Lot 7, as shown on the Tax Map of the Township of Lakewood.

Read by title only for first reading.

The above Ordinance was offered by Committeeman Coles, second by Committeeman Lichtenstein.

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

Ordinance No. 2011-57 adopted on first reading. Second reading and public hearing to be held on December 15, 2011.

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

Read by title only for first reading.

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

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

Ordinance No. 2011-58 adopted on first reading. Second reading and public hearing to be held on December 15, 2011.

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey amending and supplementing Chapter XVIII (Unified Development Ordinance), Article VII (Provisions Applicable to Site Plans and Subdivisions) of the Revised General Ordinances of the Township of Lakewood 1999, adding new Section 18-706 (Impact Fees). Chapter XVIII, Sec. 18-706 – Impact Fees)

Read by title only for first reading.

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

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

Ordinance No. 2011-59 adopted on first reading. Second reading and public hearing to be held on December 15, 2011.

CORRESPONDENCE

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

Motion by Committeeman Coles, second by Committeeman Lichtenstein, and carried, to accept the above correspondence.

MOTION TO APPROVE BILL LIST OF: 11/29/11

Motion by Committeeman Coles, second by Committeeman Lichtenstein.

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

Bill List approved.

COMMENTS FROM COMMITTEE MEMBERS

Mayor Miller advised he wanted to put together an Energy Committee, to look at what energy the Township uses, and possibly coming up with recommendations as to how to save money. He appointed Miriam Warner, Diana Lansky, Miriam Golden, Ephraim Cohen, and Jacob Sussman.

Mayor Miller further advised that on January 14, 2012, the Lakewood PBA will hold a Night of Remembrance, which is one year after the murder of Officer Matlosz. This ceremony will be held at Town Square at 7:00 PM in memory of Officer Matlosz.

ADJOURNMENT

Motion by Committeeman Lichtenstein, second by Committeeman Akerman, and carried, to adjourn the meeting. Meeting adjourned at 9:06 PM.