

**LAKWOOD TOWNSHIP COMMITTEE
MINUTES
AUGUST 10, 2006**

The Lakewood Township Committee held a Meeting on Thursday, August 10, 2006 in the Lakewood Municipal Building, at 6:30 P.M. for the Executive Session and 7:30 P.M. for the Public Meeting, with the following present:

Mayor.....	Meir Lichtenstein
Deputy Mayor.....	Raymond Coles
Committee Members.....	Senator Robert Singer
	Menashe Miller
Absent.....	Charles Cunliffe
Municipal Manager.....	Frank Edwards
Municipal Attorney.....	Steven Secare
Municipal Clerk.....	Bernadette Standowski

CLOSED SESSION

Motion by Deputy Mayor Coles, second by Mr. Miller.
Resolution No. 2006-338

SALUTE TO THE FLAG AND PRAYER

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 1, 2006 and published in the Ocean County Observer on January 17, 2006.

ROLL CALL

OPEN SESSION

Motion by Deputy Mayor Coles, second by Mr. Miller, and carried, to open the meeting.

MOTION TO APPROVE MINUTES OF: 7/27/06

Motion by Deputy Mayor Coles, second by Senator Singer, to approve the above Minutes.

On Roll Call – Affirmative: Senator Singer, Deputy Mayor Coles and Mayor Lichtenstein.

Abstain: Mr. Miller

Minutes approved.

MOTION TO APPROVE CLOSED SESSION MINUTES: None

PRESENTATIONS: Fernando Rodriguez

A Proclamation was presented to Fernando Rodriguez in recognition of his service in the armed forces, and his receipt of the Army Achievement Medal and the Army Commendation Medal.

ORDINANCES FOR DISCUSSION: None

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

Mayor Lichtenstein asked Mr. Mignella if he has heard back from the DOT with regard to Route 9 and County Line Road, Route 9 and Cross Street, and Route 9 and Central Avenue.

Mr. Mignella advised that he spoke with a representative from DOT earlier this week who advised they have started doing their field investigations at various locations in Lakewood. They have started with some of the older requests, and will contact the Township shortly as to their schedule.

Mayor Lichtenstein asked Mr. Mignella to send an update to the Committee as to which intersections the DOT has reviewed and which ones are on their schedule to review.

As to the issue of light outages along North Lake Drive in the area of Georgian Court University, Mr. Edwards advised that the Purchasing Agent contacted JCPL, and they are awaiting an official report.

Mr. Miller advised that he took a ride out to the area with emergency service personnel, and the repairs have been completed.

As to the issue of the sewerage easement in the area of the sports complex being reforested, Mr. Mignella advised the developer is coordinating with Mr. Theibault to obtain a set of plans, with suitable plantings. This should be completed some time after Labor Day.

Mayor Lichtenstein asked that Mr. Mignella send an e-mail to Mr. Cunliffe advising him of the status of this item.

As to the issue of roadwork on Pine Street and Washington Avenue, Mr. Mignella spoke to the contractor and they have agreed to follow proper procedures regarding flagmen and traffic control.

As to the issue of roadwork on Central Avenue, Mr. Mignella advised that the inspectors are monitoring this job twice a day and so far the project is proceeding satisfactorily. It appears there is no need to shut the job down at this time.

As to the issue of the review of Ordinances for enforcement of fines and penalties against contractors, Mr. Secare advised that the maximum fine is now \$1,500.00. The Ordinance would have to be amended to reflect this increase.

As to the sequencing of traffic lights in the downtown area, Mayor Lichtenstein advised he was in Trenton yesterday and spoke with the DOT on various traffic issues.

Comments from Committee members:

Senator Singer advised he will be meeting with the Commissioner of DOT to discuss the Route 9 situation. He will be meeting with Senators Connors and Ceisla, and he hopes to be able to report back to the Committee by the next meeting.

Senator Singer also advised he was at Leisure Village East this week with JCPL. They discussed their issues with their Board, and JCPL will get back to them.

Senator Singer also advised he received a phone call last week with regard to continuous light outages on Martin Luther King Drive, Arlington Avenue, Pine Street and John Street. He spoke with JCPL about this, and they wrote him a letter which he read in part into the record. JCPL took this concern to their engineering department for analysis. Additional electrical loads placed by the construction of new homes in the area may necessitate upgrades to the electrical infrastructure. Various options are under consideration, and they hope to complete the analysis within two weeks and will attempt to make any changes necessary by September 1. He gave a copy of the letter to Mr. Edwards.

Senator Singer further advised that they received a grant from the State concerning the dangers of lead based paint. He gave a copy to Mr. Edwards.

Mayor Lichtenstein advised he received a letter from a resident at the corner of East Seventh Street and Ridge Avenue, past the cemetery in the area of the new construction. There have been some accidents on the corner, and they are saying the Stop Signs are not noticeable. They are requesting new Stop Signs, maybe bigger and brighter so they can catch people's attention. He gave the letter to Mr. Franklin for review.

Mr. Miller advised that Division Street has been repaved.

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 Lichtenstein opened the meeting to the public.

Bill Hobday, 30 Schoolhouse Lane – Advised there is a large metal utility box located at the northwest corner of the intersection of Cross Street and Massachusetts Avenue, near the Fairways development. This box has been marked with graffiti by a gang marking their territory. He requested someone from the Township to go out there and remove that, along with every other sign like that in the Township.

Mr. Hobday further commented with regard to first responder units. He understands that due to budget cuts, the units have been cut down from two to one, with only one car covering the southern part of the Township in the area of the adult communities. He asked if this was true, and if so, what can be done, and what can the citizens do to help, to encourage the Committee to restore whatever is necessary in the Budget to help provide that safety measure.

Mayor Lichtenstein advised it was his understanding there was no drop in first responder coverage.

Mr. Edwards added that there has been no official correspondence or discussion that the responder units were reduced to only one unit; unless there has been some type of internal decision made by the department head. He will speak with him about that. But there has been no policy decision or formal approval to cut the units down to one.

Mayor Lichtenstein asked Mr. Edwards to follow up on this issue.

Mayor Lichtenstein also asked Mr. Franklin to check the utility box at the intersection of Cross Street and Massachusetts Avenue and remove the graffiti.

David Drukaroff, 1433 Laurelwood Avenue – Commented from a newspaper article with regard to anti-depressant drugs.

Diane Reeves, 19 Holly Street - Commented with regard to the stay granted by Judge Miller on the 150 cases involving Township landlords who have received summonses in recent months. Further spoke regarding quality of life issues and overcrowding conditions in her neighborhood.

Ileana Fontanes, Mi Casa – Commented with regard to the Lakewood Resource and Referral Center.

Minister Stephen Brigham, President of LEAD – Commented on the issues of segregation, and affordable housing.

Mr. Lindsey, Sage Foundation – Commented with regard to LTRAP and the LRRC.

Mary Ann Allacci, Mi Casa – Commented with regard to housing problems and the LRRC.

Alice Kelsey, 295B Malvern Court – Commented with regard to the LRRC and housing problems.

Mike McNeill, 201 Lincoln Street – Commented with regard to the LRRC and affordable housing programs.

Noreen Gill, 192 Coventry Drive – Commented on the issues of affordable housing, landlords and quality of life.

Larry Simons, 7 Schoolhouse Court – Commented on the issue of affordable housing.

Pat DeFillipes, 314 Fifth Street – Commented on the graffiti logos on the building next door; it took thirteen days to get it removed by the landlord. Now there is more graffiti on the building at the corner of Fifth Street and Clifton Avenue. Further advised she receives a form every year that she has to fill out as to how much her tenants are paying. She asked if all landlords have to fill out these forms.

Deputy Mayor Coles advised he spoke with the Tax Assessor about this. Each year a form is mailed out that has the income and expenses for each building. The reason to fill this form out is because your assessment may be one number; if you can show the Assessor that the income that is generated by that building is significantly less than what the building is worth, she has some leeway in adjusting your assessment. If you do not fill that form out and send it in, it also precludes you from filing a tax appeal if you feel your assessment is out of line.

You do not have to fill it out; it is strictly voluntary.

Quincy Lewis, 174 New Egypt Road – Commented on housing issues.

Seeing no one else wishing to be heard, Mayor Lichtenstein closed the meeting to the public.

Mr. Mack advised that the quality of life inspections on overcrowding issues are continuing; the lawsuit has not stopped the inspection and investigation of these complaints.

At this time, the professionals left the meeting.

CONSENT AGENDA

The below listed items 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 authorizing Bingo and Raffle Applications: Lakewood American Legion, Temple Beth Am, Lupus Foundation of American Company of Dance Arts, O.L.V. Civic Betterment Association.
Resolution No. 2006-339
2. Resolution authorizing the person to person transfer of Liquor License No. 1514-33-007-008 from Parkway Lodging, LLC to Rare Hospitality International Inc.
Resolution No. 2006-340
3. Resolution amending the RCA Agreement between the Township of Lakewood and the Borough of Atlantic Highlands.
Resolution No. 2006-341

4. Resolution releasing a Maintenance Bond posted by 208 East 8th Street LLC in connection with Block 208 Lots 138.01 to 138.04.
Resolution No. 2006-342
5. Resolution reducing a Performance Guarantee posted by Lakewood Associates, L.P. in association with Block 1600 Lot 5.
Resolution N. 2006-343
6. Resolution authorizing the Lakewood Township Tax Collector to cancel any and all taxes, penalties, interest due on Block 1449 Lot 7.31.
Resolution No. 2006-344
7. Resolution authorizing the Lakewood Township Tax Collector to process a Property Tax Refund for Block 155 Lot 5 and 5x.
Resolution No. 2006-345
8. Resolution appointing a member to the Lakewood Township Heritage Commission.
Resolution No. 2006-346
9. Resolution awarding a contract to Eisco Eastern Institute Supply Company for the purchase of cleaning equipment.
Resolution No. 2006-347
10. Resolution awarding contract to Material Handling Supply, Inc., for the purchase of LPG 5,000 LB LC Pneumatic, Tire Fork Lift.
Resolution No. 2006-348
11. Resolution authorizing a State Contract Purchase of Office Furniture for the New Public Works Facility.
Resolution No. 2006-349
12. Resolution authorizing a Leave of Absence Without Pay to Lori Wegner for the time period of August 6, 2006 through February 6, 2007.
Resolution No. 2006-350
13. Resolution authorizing a Leave of Absence Without Pay to Elizabeth Williams for the time period of July 20, 2006 through August 18, 2006.
Resolution No. 2006-351
14. Resolution authorizing the execution of a change order no. 1 in connection with a project known as East Fourth and Clover Streets.
Resolution No. 2006-352
15. Resolution reducing a Performance Guarantee posted by Bais Tova, Inc. in association with Block 792 Lot 1.
Resolution No. 2006-353

16. Resolution authorizing a state contract purchase of office furniture for the new Public Works Facility.
Resolution No. 2006-354

Motion by Senator Singer, second by Deputy Mayor Coles, to approve Resolution Nos. 1 through 16 on the Consent Agenda.

On Roll Call – Affirmative: Senator Singer, Mr. Miller, Deputy Mayor Coles and Mayor Lichtenstein.

Resolution Nos. 2006-339 through 2006-354 – Adopted.

ORDINANCES SECOND READING

- An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey establishing a Yard Waste Collection Program.

Read by title only for second reading.

Mayor Lichtenstein 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 Mr. Miller, second by Deputy Mayor Coles.

On Roll Call – Affirmative: Senator Singer, Mr. Miller, Deputy Mayor Coles and Mayor Lichtenstein.

Ordinance No. 2006-53 adopted on second reading.

- An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, amending and supplementing Chapter II of the Code of the Township of Lakewood entitled "Administration". (Planning & Zoning Board Fees)

Read by title only for second reading.

Mayor Lichtenstein 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 Mr. Miller, second by Senator Singer.

On Roll Call – Affirmative: Senator Singer, Mr. Miller, Deputy Mayor Coles and Mayor Lichtenstein.

Ordinance No. 2006-54 adopted on second reading.

- An Ordinance 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 the State of New Jersey for certain employees of the International Brotherhood of Teamsters, Local 97" and providing for an effective date 20 days after publication and final adoption. (Security Guard)

Read by title only for second reading.

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

The above Ordinance was offered by Deputy Mayor Coles, second by Mr. Miller.

On Roll Call – Affirmative: Senator Singer, Mr. Miller, Deputy Mayor Coles and Mayor Lichtenstein.

Ordinance No. 2006-55 adopted on second reading.

- An Ordinance amending and supplementing an Ordinance entitled “An Ordinance establishing the annual salaries for the AFSCME Local 3790, Council 71, Township Employees”, and providing for an effective date 20 days after publication after final adoption.

Read by title only for second reading.

Mayor Lichtenstein 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 Senator Singer, second by Mr. Miller.

On Roll Call – Affirmative: Senator Singer, Mr. Miller, Deputy Mayor Coles and Mayor Lichtenstein.

Ordinance No. 2006-56 adopted on second reading.

- An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, vacating all right, title and interest of and to a portion of Idalia Avenue in the Township of Lakewood, pursuant to and in accordance with N.J.S.A. 40:67-1 et seq.

Read by title only for second reading.

Mayor Lichtenstein 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 Mr. Miller, second by Deputy Mayor Coles.

On Roll Call – Affirmative: Senator Singer, Mr. Miller, Deputy Mayor Coles and Mayor Lichtenstein.

Ordinance No. 2006-57 adopted on second reading.

ORDINANCES FIRST READING (2nd Reading and Public Hearing 8//24/06)

Bond Ordinance of the Township of Lakewood, in the County of Ocean, New Jersey, providing for various capital improvements and other related expenses in and for the Township of Lakewood and appropriating \$5,061,566 therefor, and providing for the issuance of \$4,808,486 in general improvement bonds or notes of the Township of Lakewood to finance same.

Read by title only for first reading.

The above Ordinance was offered by Mr. Miller, second by Deputy Mayor Coles.

On Roll Call – Affirmative: Senator Singer, Mr. Miller, Deputy Mayor Coles and Mayor Lichtenstein.

Ordinance No. 2006-58 adopted on first reading. Second reading and public hearing to be held on August 24, 2006.

- An Ordinance of the Township of Lakewood, in the County of Ocean, New Jersey cancelling the appropriation of \$2,245,539.55 from the Township's Capital Improvement Fund for the purpose of constructing various water and sewer capital improvements along Ocean Avenue and the elimination of the Woodlake Pump Station and the special assessment thereof.

Read by title only for first reading.

The above Ordinance was offered by Deputy Mayor Coles, second by Mr. Miller.

On Roll Call – Affirmative: Senator Singer, Mr. Miller, Deputy Mayor Coles and Mayor Lichtenstein.

Ordinance No. 2006-59 adopted on first reading. Second reading and public hearing to be held on August 24, 2006.

- 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 to local property taxes to Lakewood Associates for facilities located at Block 1600, Lot 5 and authorizing the Mayor and Township Clerk to execute any and all documents necessary and proper to enter into an amended Tax Abatement Agreement.

Read by title only for first reading.

The above Ordinance was offered by Deputy Mayor Coles, second by Senator Singer.

On Roll Call – Affirmative: Senator Singer, Mr. Miller, Deputy Mayor Coles and Mayor Lichtenstein.

Ordinance No. 2006-60 adopted on first reading. Second reading and public hearing to be held on August 24, 2006.

CORRESPONDENCE

Motion by Deputy Mayor Coles, second by Senator Singer, to accept and approve all correspondence and Parks & Events requests.

On Roll Call – Affirmative: Senator Singer, Mr. Miller, Deputy Mayor Coles and Mayor Lichtenstein.

Memo from William Rieker, CFO, regarding notes sold and price obtained.

Letter from Lakewood Community Outreach Program requesting to use Town Square on September 1 and 2, 2006, from 6:30 PM until 8:30 PM for summer outreach.

Letter from Bethel Spanish Pentecostal Church requesting to use Town Square on September 6, 13, 20 and 27 for church services from 7:00 PM until 8:30 PM.

Letter from Missionary Pentecostal Church of God requesting to use Town Square on September 9, 2006 from 6:00 PM until 8:30 PM.

Letter from Herman Winkelmann to hold a political rally in Town Square on August 20, 2006 at 2:00 PM.

Letter from George Lindsey of the Sage Foundation requesting to close off portion of MLK Drive between John Street to Center Street, on September 2nd, with a rain date of September 3rd, 2006.

PARKS AND EVENTS CORRESPONDENCE

Per schedule of two (2) items attached hereto and made a part hereof.

MOTION TO APPROVE BILL LIST OF: 8/8/06

Motion by Deputy Mayor Coles, second by Senator Singer, to approve the above Bill List.

On Roll Call – Affirmative: Mr. Miller, Deputy Mayor Coles and Mayor Lichtenstein.

Negative: Senator Singer

Bill List approved.

COMMENTS FROM COMMITTEE MEMBERS

Mayor Lichtenstein advised that Marta Harrison has resigned from her position on the MUA. He offered the appointment of Mitch Dolobowsky to fill this unexpired term.

Motion by Deputy Mayor Coles, second by Mr. Miller.

On Roll Call – Affirmative: Mr. Miller, Deputy Mayor Coles and Mayor Lichtenstein.

Abstain: Senator Singer

ADJOURNMENT

Motion by Deputy Mayor Coles, second by Mr. Miller, and carried, to adjourn the meeting. Meeting adjourned at 8:45 P.M.