

**LAKWOOD TOWNSHIP COMMITTEE
MINUTES
OCTOBER 11, 2007**

The Lakewood Township Committee held a Meeting on Thursday, October 11, 2007 in the Lakewood Municipal Building, at 6:30 P.M. for the Executive Session and 7:30 PM for the Public Meeting, with the following present:

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

CLOSED SESSION

Motion by Mr. Cunliffe, second by Mr. Miller.
Resolution No. 2007-302 – Adopted.

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, 2007 and published in the Ocean County Observer on January 10, 2007.

ROLL CALL

OPEN SESSION

Motion by Mr. Cunliffe, second by Mr. Miller, and carried, to open the meeting.

MOTION TO APPROVE MINUTES OF: 09/20/07

Motion by Mr. Cunliffe, second by Mr. Miller, and carried, to approve the above Minutes.

MOTION TO APPROVE CLOSED SESSION MINUTES: 09/20/07

Motion by Mr. Cunliffe, second by Mr. Miller, and carried, to approve the above Closed Session Minutes.

PRESENTATIONS:

A statement was read by Rabbi Moshe Zev Weisberg, Chairman of the Lakewood Community Response Team, with regard to the recent attack on Rabbi Mordecai Moskowitz. (Statement attached hereto and made a part hereof and marked Attachment 1)

Rabbi Weisberg, and Members of the Team, Rabbi Lee Paskind, Mike McNeil, Colin Lewis, Ben Heinemann, Police Chief Robert Lawson and Mayor Coles, offered personal comments with regard to the incident.

ORDINANCES FOR DISCUSSION:

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.

Maureen Daly, A Country Place – Read statement regarding quality of life issues.

James Waters, 1275 Old County Line Road – Commented on the recent incident involving the attack on Rabbi Moskowitz.

David Drukaroff, 1433 Laurelwood Avenue – Commented on the recent incident involving the attack on Rabbi Moskowitz.

Mary Starrs, 695B....Original Leisure Village – Offered the suggestion of having a Cultural Day in Lakewood.

Gerry Ballwanz, Governors Road – Voiced her opposition to the adoption of Resolution No. 1 on the Consent Agenda.

Bill Hobday, 30 Schoolhouse Lane – Commented on the recent incident involving the attack on Rabbi Moskowitz. Also spoke in opposition to the adoption of Resolution No. 1 on the Consent Agenda.

Christine Abrams, Coral Avenue – Commented on the recent incident involving the attack on Rabbi Moskowitz. Also voiced her opposition to the adoption of Resolution No. 1 on the Consent Agenda.

Larry Simons, 7 Schoolhouse Court – Commented on the ownership and further sale of land in the “Triangle” area.

Janet Payne, 120 Massachusetts Avenue – Wished Rabbi Moskowitz a speedy recovery. Further spoke in opposition to the adoption of Resolution No. 1 on the Consent Agenda.

Greg Stafford-Smith, 1200 West Cross Street – Extended well wishes to Rabbi Moskowitz. Spoke in opposition to the adoption of Resolution No. 1 on the Consent Agenda.

Frank Gagliano, 229 North Drive, Hearthstone – Wished Rabbi Moskowitz a speedy recovery. Spoke in opposition to the adoption of Resolution No. 1 on the Consent Agenda.

Noreen Gill, 194 Coventry Drive – Spoke in opposition to the adoption of Resolution No. 1 on the Consent Agenda.

Rabbi Blech offered a prayer for the recovery of Rabbi Moskowitz.

Pat Hulse, 1726 New Central Avenue – Spoke on opposition to the adoption of Resolution No. 1 on the Consent Agenda.

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

Senator Singer commented on the recent attack on Rabbi Moskowitz.

Senator Singer further commented on the sale of land on Prospect Street.

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 accepting bids on the following parcels, Block 448, Lot 3; Block 466, Lot 3; Block 467, Lot 6; and Block 477, Lot 11
Senator Singer removed this Resolution from the Consent Agenda.
2. Resolution releasing a Performance Bond posted by Yomah, Inc. in connection with Block 782, Lots 8, 9, 83, and 86
Resolution No. 2007-303
3. Resolution Authorizing the Renewal of Towing Licenses for the year 2007-2008
Resolution No. 2007-304
4. Resolution authorizing the execution of a change order in connection with a project known as Second Street and Maple Avenue
Resolution No. 2007-305
5. Resolution amending a Military Leave of Absence, for Nathan Reyes, from 9/21/07 thru 10/17/07
Resolution No. 2007-306
6. Resolution amending a Military Leave of Absence, for Jose Ortiz, from 9/23/07 thru 9/22/08
Resolution No. 2007-307

7. Resolution authorizing the Insertion of a Special Item of Revenue into the 2007 Municipal Budget for the NJDOT Discretionary Aid 2007 Allocation for Kettle Creek & Vine Street Access Project – Phase I (Chapter 159)
Resolution No. 2007-308
8. Resolution authorizing the Insertion of a Special Item of Revenue into the 2007 Municipal Budget for the 2007/2008 Paris Grant (Chapter 159)
Resolution No. 2007-309
9. Resolution amending the 2007 Capital Budget, to include additional projects not originally anticipated in the Capital Budget
Resolution No. 2007-310
10. Resolution Authorizing the Tax Collector to Conduct a Tax Lien Sale
Resolution No. 2007-311
11. Resolution Authorizing the Lakewood Township Tax Collector to cancel Taxes as to Block 816, Lot 3 and Block 815, Lot 7
Resolution No. 2007-312
12. Resolution Authorizing the Lakewood Township Tax Collector to cancel Taxes as to Block 415, Lot 1, Block 778, Lot 26.08, and Block 1051.01, Lot 18
Resolution No. 2007-313
13. Resolution Authorizing the issuance of one Class C Plenary Retail Consumption Liquor License, to the highest qualified bidder at a Public Sale to be conducted by the Township of Lakewood
Resolution No. 2007-314

Motion by Mr. Cunliffe, second by Senator Singer, to approve Resolution Nos. 2 through 13 on the Consent Agenda.

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

Resolution Nos. 2007-303 through 2007-314 – Adopted.

Resolution No. 1 that was removed from the Consent Agenda was discussed and acted upon as follows:

1. Resolution of the Township of Lakewood accepting bids on the following parcels, Block 448, Lot 3; Block 466, Lot 3; Block 467, Lot 6; and Block 477, Lot 11

Motion by Mr. Cunliffe, second by Senator Singer, for discussion.

Mr. Cunliffe advised he has listened to the statements made by the public with regard to this Resolution. He would like the time to read the recommendations and reports by the professionals on this subject.

Senator Singer offered a Motion for a vote; a second was offered by Mr. Cunliffe.

On Roll Call – Negative: Senator Singer, Mr. Miller, Mr. Cunliffe, Mayor Coles.

Deputy Mayor Lichtenstein removed himself from the discussion and the dais on this item.

ORDINANCE SECOND READING

- **Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Amending and Supplementing Chapter XI of the Code of the Township of Lakewood Entitled Traffic. (No Parking)**

Read by title only for second reading.

Mayor Coles 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. Cunliffe.

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

Ordinance No. 2007-45 adopted on second reading.

- **Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing the Private Sale and Conveyance of Block 549.01, Lot 2 and Block 549.02, Lot 2 lying within the Township of Lakewood, County of Ocean, State of New Jersey, Pursuant to N.J.S.A. 40A:12-13, ET SEQ. to the Lakewood Township Industrial Commission for nominal consideration. (America Ave.)**

Read by title only for second reading.

Mayor Coles 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. Cunliffe, second by Senator Singer.

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

Ordinance No. 2007-46 adopted on second reading.

- **Ordinance of the Township of Lakewood County of Ocean, State of New Jersey, authorizing a Lease of Block 778.01, Lot 18.01 in the Township of Lakewood, County of Ocean, State of New Jersey, Pursuant to and in Accordance with N.J.S.A. 40A:12-1 et. seq. (Spruce St.)**

Read by title only for second reading.

Mayor Coles 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, Mr. Cunliffe,
Deputy Mayor Lichtenstein and Mayor Coles.

Ordinance No. 2007-47 adopted on second reading.

• **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 175 N. Oberlin Associates, LLC, for Facilities Located at Block 1605, Lot 3, and Authorizing the Mayor and Township Clerk to execute any and all documents necessary and proper to enter into a Tax Abatement Agreement. (175 N. Oberlin)**
Read by title only for second reading.

Mayor Coles asked if anyone from 175 N. Oberlin Associates was present this evening, and asked if they were notified to be present.

The Township Clerk answered they were advised to be present this evening.

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

Motion by Senator Singer, second by Deputy Mayor Lichtenstein, for discussion.

Deputy Mayor Lichtenstein advised that he generally is in favor of tax abatements. He believes that it attracts people to do business in town. However, he can not see himself approving a tax abatement for something that he knows nothing about, without them making a presentation to the Committee. He would like to give them the opportunity to come to a meeting. He asked if Senator Singer would amend his Motion to carry this Ordinance to October 18th.

Senator Singer stated it was normally customary for the Industrial Commission Executive Director to be present also.

Senator Singer amended his Motion that the Ordinance be carried to the meeting of October 18, 2007. Deputy Mayor Lichtenstein also amended his second to the Motion.

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

Second reading and public hearing on Ordinance No. 2007-48 carried to the meeting of October 18, 2007.

ORDINANCE FIRST READING (Second reading and Public Hearing 11/01/07)

- **Ordinance of the Township of Lakewood, in the County of Ocean, New Jersey, amending Ordinance No. 06-58 of the Township finally adopted September 7, 2006 to provide for an amendment of the purposes and average useful life set forth therein.**

Read by title only for first reading.

The above Ordinance was offered by Mr. Cunliffe, second by Senator Singer.

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

Ordinance No. 2007- 29 adopted on first reading. Second reading and public hearing to be held on November 1, 2007.

- **Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, changing a Street Name within the Township of Lakewood pursuant to and in accordance with N.J.S.A. 40:67-1(k) ET. SEQ.**

Read by title only for first reading.

The above Ordinance was offered by Mr. Cunliffe, second by Deputy Mayor Lichtenstein.

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

Ordinance No. 2007-50 adopted on first reading. Second reading and public hearing to be held on November 1, 2007.

CORRESPONDENCE

Correspondence from Worldwide International Empowerment Outreach Ministries, Inc., requesting the use of Town Square on Thursday, October 18 and 25, 2007 from 4:30 PM to 7:00 PM for Christian Outreach.

Correspondence received from Hispano Power requesting the use of Town Square on Saturday, October 20, 2007 from 2:00 PM to 8:00 PM for a Hispanic Festival.

Correspondence received from World Wide Missionary Movement, Inc., requesting the use of Town Square, Friday, October 19, 2007 from 5:00 PM to 8:00 PM and Sunday, October 21, 2007 from 9:00 AM to 12:00 PM for a revival service.

Motion by Mr. Cunliffe, second by Deputy Mayor Lichtenstein, and carried, to approve the three requests for use of Town Square, together with the approval of the following three picnic requests.

Mr. Cunliffe further offered correspondence he received from Robert Jacobs offering his resignation to the Transportation Board.

Mr. Cunliffe offered a Motion to accept his resignation with regret, and invite him to a meeting, or send him a Certificate, thanking him for his years of service on the Transportation Board. A second to the Motion was offered by Deputy Mayor Lichtenstein.

Mayor Coles asked Mr. Cunliffe to provide the information on Mr. Jacobs to his Confidential Aide so that a Proclamation can be prepared and presented.

PARKS AND EVENTS CORRESPONDENCE

Per schedule of three (3) items attached hereto and made a part hereof, and marked Attachment 2.

MOTION TO APPROVE BILL LIST OF: 10/09/07

Motion by Mr. Cunliffe, second by Mr. Miller, to approve the above Bill List.

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

Bill List approved.

COMMENTS FROM COMMITTEE MEMBERS

Senator Singer advised the Township has been receiving requests that a group be permitted to protest against the undocumented in town. He knows that with regard to funding it, it will be up to them to pay for police protection. He understands they are not looking for a confrontation or any problems in the community, but he still has to say, whether or not you agree with them, making it more difficult for them to do this is wrong. You can not, not allow people to voice their opinion, whether you agree with it or not.

Mayor Coles advised he does not disagree that they should have the opportunity to say their peace, but they were not denied police protection. The group was told that the Chief of Police would make sure that there would be police protection available. He was in contact with the State Police, and were monitoring any communication about potential problems. What they had requested was that Police Officers stand at the dais with them, and that is what they were told “no” about; if they wanted that, they would have to pay for it.

Mr. Secare wanted the record to be clear that the Township has not denied anyone the right to assemble.

Chief Lawson stated this is a big misconception that has been perpetrated in the newspapers. The Township did not cancel the protest; it was cancelled by the people who were going to have it. They did not deny police protection; they certainly would have provided it. It would not be good police work to advertise really what their plans were before the actual event. And it has just been perpetuated in the newspapers that the Township would not provide any protection. There is no substantiation that there were rumors of violence, or that there were going to be gangs coming in. He told that to the event organizer, and it was strictly her decision to cancel it. They had really wanted fifteen (15) officers there for protection. That is sometimes more than double the amount of officers they have out protecting the streets of Lakewood, on some shifts occasionally. That certainly was not reasonable, in his opinion, but they would have had officers there to ensure the safety of the people at that event.

Senator Singer stated if that was the case, the "PR machine" should go out and reiterate the issue.

Mr. Cunliffe asked Chief Lawson that if in his estimation, if they needed backup from either the Sheriff's Department or the State Police, they would have asked.

Chief Lawson answered they would have had the necessary resources there.

Mr. Edwards suggested that the schedule of meetings in November be announced.

Mayor Coles advised they have four more meetings coming over the next month or so. The first one will be held next Monday night, October 15th at 7:00 in the Little Theater at Georgian Court University. That will be a town hall meeting...no agenda other than what the folks want to talk about...no time limit, within reason. The next Township Committee meeting will be held in the Municipal Building on October 18th at 7:30 PM, the usual time. On November 1st, the Township Committee Meeting will be held at Woodlake Country Club, at 7:30 PM. On November 15th, the Township Committee Meeting will be held at Harrogate, Locust Street, at 7:30 PM.

Mr. Cunliffe asked that the webmaster be contacted to place this information on the home page of the website.

Mayor Coles further advised that on October 27th, at the Strand Theater, Jungle Jack Hanna will be bringing in all of his animals. Tickets are still available.

ADJOURNMENT

Motion by Mr. Cunliffe, second by Deputy Mayor Lichtenstein, and carried, to adjourn the meeting. Meeting adjourned at 8:50 PM.