

**LAKWOOD TOWNSHIP COMMITTEE  
MINUTES  
JUNE 5, 2008**

The Lakewood Township Committee held a Meeting on Thursday, June 5, 2008 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.....	Absent.....	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. 2008-191 – 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, 2008 and published in the Asbury Park Press on January 8, 2008.

**ROLL CALL**

**OPEN SESSION**

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

**MOTION TO APPROVE MINUTES OF: 05/29/08**

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

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

Minutes approved.

**MOTION TO APPROVE CLOSED SESSION MINUTES: 05/29/08**

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

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

Closed Session Minutes approved.

## **PRESENTATIONS - None**

## **ORDINANCES FOR DISCUSSION: None**

**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.

Deputy Mayor Lichtenstein opened the meeting to the public.

Alice Kelsey, 295B Malvern Court East – Confirmed that no one would be displaced as a result of the temporary parking lot being located between Fourth and Fifth Streets. Also asked if the town is considering doing anything about the eventual displacement of people at the corner of Clover Street and Cedarbridge Avenue when the public housing is demolished.

Deputy Mayor Lichtenstein answered that Mayor Coles has been working on that matter with the Housing Authority.

Senator Singer repeated that this is a Housing Authority issue. They are trying to repair those units, which have been in disrepair. It is their responsibility to relocate the tenants.

Deputy Mayor Lichtenstein stated that when he spoke with the Mayor on this matter, he advised that they would have to work with the Housing Authority if they decide to do something there; then arrangements would have to be made.

Mrs. Kelsey added that these are Lakewood people, being displaced in Lakewood, irregardless of who is the owner, just as in the case of Lakewood Plaza I and II, by 2015, those people will be out too. She sees more and more people of the traditional community of Lakewood being eased out of town.

Mr. Edwards added that the difference is that those apartments are owned by the Housing Authority, and they are getting their funding from the federal government. They are going to have the most stringent regulations to meet, in terms of displacement.

Mr. Cunliffe asked that Mr. Edwards touch base with the Housing Authority. He personally does not have the information on this matter and he would certainly like to know, for the record, what their plans are. He would like the Housing Authority to communicate with the Township Committee.

Pat DeFillipes, 314 Fifth Street – Asked if the Township approved the Mexican Consulate coming to town.

Deputy Mayor Lichtenstein answered that the matter did not come before the Township Committee for approval. He spoke with the Attorney on this matter, and was advised that it was on private property and was legal.

Mrs. DeFillipes further advised that four hundred documents were given out in one day; she questions how it is possible to verify that information in one day. She does not feel it was a safe situation.

Mr. Cunliffe asked what kind of cards were being given out, and if they have any legal validity as an identification card.

Mr. Secare answered that he has not seen the cards, so he could not comment on it. But there is nothing that the Township can do about it in any event.

Mr. Cunliffe asked if the Township can write to the Attorney General and find out exactly what the rules and regulations are regarding those cards.

Someone answered, no.

Senator Singer added that there are two issues. They advised the Township that they were coming, and he believes that the Chief of Police was present. The concern was the safety factor and how traffic would flow. If there is a problem with that, he would suggest that the Police Commissioner come back and report why there was a problem because they were well aware of the amount of people expected, and the times they would there. The second issue is that it was done on private property, under the auspices of the church who allowed them to do it. The Township did not have any say in the matter. The only jurisdiction that the Township had was that the Township was advised there were going to be crowds of people at that location, and the people would be lining up on the property, and they asked the Township for assistance with the traffic. Whether the card is valid or not, it is not the Township's problem, or issue.

Mr. Secare added that from what he understands, the cards basically state who the person is, and if someone wants to accept that as identification, that is not something that the Township can interfere with. He has not seen these cards, but he assumes they are to allow people, for example, to cash checks. If a bank wants to accept it as identification, that is their problem.

Mr. Cunliffe stated he would like to have, from either the state or federal government, something in writing because he is upset with the global issue. The way he sees it, it is a card that says the people can use it to get around all rules and regulations, and use it as an ID card.

Mr. Secare repeated that it is not really a valid ID, except if someone wants to accept it as such. He suggested if they could get a copy of such a card, they could send it off to the Attorney General and get an opinion. He does not have a copy, and does not know if there is anything wrong with it. He does not believe there is anything wrong with it.

Gerry Ballwanz, Governors Road – Asked about the property around the Crystal Lake Preserve. She thinks it is not really preserved because it has three acre zoning. Asked what is happening with trying to get this land truly preserved by putting it into the Ocean County Natural Lands Trust.

Deputy Mayor Lichtenstein answered they are working with the County on this matter.

Mrs. Ballwanz further commented with regard to a zoning matter.

James Waters, 1275 Old County Line Road – Commented with regard to unkempt lawns in the Raintree development. Further thanked Mr. Cunliffe for standing up for Jamar Dickerson. Also commented with regard to school board matters.

Yoshua Cohen, Read Street – Thanked Committeeman Miller for his assistance with a personal problem.

Michael Brandenhoff, 119 Caranetta Drive – Asked if there could be anything done about the cross-section of West Caranetta and Bradshaw, where there is a lot of speeding. The way that intersection is set up does not permit parking. Also, a normal road is thirty feet. On this road, there is only seventeen feet of the thirty feet left for two cars to actually come through. He suggested that a three way stop sign would be a solution.

Deputy Mayor Lichtenstein asked Mr. Edwards to forward the information to the Traffic & Safety Unit, who will see if any signs and enforcement are required.

Carol Suchno, 59 Foxwood Road – Thanked the Police Department for their attendance at the anti-illegal rally. She attended the rally, and it was very well supervised. Also commented with regard to the boy's school on Cross Street, near Massachusetts Avenue. When the young men get out of school, they walk down Cross Street, and try to hitch a ride. She feels this is very unsafe, and the school needs to know about this.

Mr. Miller advised he will contact the school. He also asked that a letter from the Police Department be sent to the school as well.

Deputy Mayor Lichtenstein asked that Mr. Edwards request the letter be prepared by the Police Department and forwarded to Mr. Miller.

Robert Lubin, Lakewood Courtyard – Complained about the garbage and debris around the Lake. Asked for signs to be put up in Spanish regarding littering.

Seeing no one else wishing to be heard, Deputy Mayor Lichtenstein 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 authorizing IN REM foreclosure  
Resolution No. 2008-192

2. Resolution authorizing the submission of a Grant Application and execution of a grant agreement with the New Jersey Department of Transportation for the Raintree Phase V and South Lake Phase I Project  
Resolution No. 2008-193
3. Resolution awarding a contract to Daley Enterprises, LLC for the purchase of an Emergency Generator pursuant to and in accordance with N.J.S.A. 40A:11-1 Et. Seq., in the amount of \$53,425.00 (CDBG)  
Resolution No. 2008-194
4. Resolution authorizing the Execution of an Indemnification Agreement (RCA)  
Resolution No. 2008-195
5. Resolution expressing support for the extension of sidewalks on Ridge Avenue to the Ocean County Board of Chosen Freeholders  
Resolution No. 2008-196
6. Resolution increasing the Change Fund in the Office of the Township Clerk  
Resolution No. 2008-197
7. Resolution authorizing Indemnification Agreement  
Resolution No. 2008-198

**Motion by Mr. Cunliffe, second by Senator Singer, to approve Resolution Nos. 1 through 7 on the Consent Agenda.**

Mr. Cunliffe requested that Mr. Secare explain the relationship between Resolution No. 4 and No. 7.

Mr. Secare explained that this matter deals with the regional contribution agreement money that will be given to Lakewood from Toms River in the amount of 3.2 million dollars. There is also a Resolution that if in the extremely unlikely event that Toms River does not receive credits for the RCA's that they are delivering to Lakewood, that NJ Hand has agreed to indemnify the Township in the event that the Township is compelled to give the money back to Toms River. NJ Hand has put up property so that the money that Lakewood is getting from Toms River, if it has to go back to Toms River, will be done by NJ Hand. The Township is covered and protected in the extremely unlikely event that Toms River does not receive credits for the RCA's.

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

**Resolution Nos. 2008-192 through 2008-198 – Adopted.**

**ORDINANCE SECOND READING** - None

**ORDINANCE FIRST READING** (Second reading and Public Hearing 06/26/08)

- **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 Somerset MAM, LLC, for facilities located at Block 761, Lots 1 to 3, 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 first reading.

**The above Ordinance was offered by Mr. Cunliffe, second by Mr. Miller.**

Deputy Mayor Lichtenstein asked that the applicant come to the meeting when the Ordinance is on the Agenda for second reading, for a presentation to the Committee.

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

**Ordinance No. 2008-29 adopted on first reading. Second reading and public hearing to be held on June 26, 2008.**

- **An 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 (12th Street)**

Read by title only for first reading.

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

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

**Ordinance No. 2008-30 adopted on first reading. Second reading and public hearing to be held on June 26, 2008.**

- **Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, authorizing the Sale of Lot 1, in Block 853, in the Township of Lakewood, County of Ocean, State of New Jersey, at Open Public Sale Pursuant to N.J.S.A. 40A:12-1, Et. Seq. (Pine St)**

Read by title only for first reading.

**The above Ordinance was offered by Mr. Cunliffe, second by Mr. Miller.**

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

**Ordinance No. 2008-31 adopted on first reading. Second reading and public hearing to be held on June 26, 2008.**

With regard to the following correspondence, as to Item No. 1, Mr. Cunliffe stated he would like to put this on hold for the time being. He would like this to be completely reviewed to make sure it is consistent with the rules they recently passed regarding the Town Square. He requested that this item be removed and further reviewed. He offered a Motion to approve Items 2 and 3, as well as all picnic requests. A second to the Motion was offered by Mr. Miller. Motion carried.

## **CORRESPONDENCE**

Per list of three (3) correspondence items, attached hereto and made a part hereof.

## **PARKS AND EVENTS CORRESPONDENCE**

Per schedule of twelve (12) items, attached hereto and made a part hereof.

## **MOTION TO APPROVE BILL LIST OF: 06/03/08**

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

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

**Bill List approved.**

## **COMMENTS FROM COMMITTEE MEMBERS**

Senator Singer commented that as they are moving ahead on the reclaiming of the old Public Works Garage, he would like the Committee to consider the factors. That area is very heavily congested. They should look for passive recreation and open space for that area. He also stated he would like that to be part of the negotiations with the State.

Deputy Mayor Lichtenstein answered that it already is; they just met with T & M Associates today and they will bring it back before the Committee this week. Part of that is for the Green Acres process that they are doing on the Little League Field, for passive and active recreation.

Mr. Cunliffe asked if it would be possible that some land may be available for sale, because the concept was that they were going to raise money to pay off some bonding.

Deputy Mayor Lichtenstein answered that is exactly what they have asked T & M Associates.

Deputy Mayor Lichtenstein reminded everyone that the next Community Visioning Workshop in the Plan Endorsement Process will be held on June 25th, 2008 at the Lakewood High School Commons at 855 Somerset Avenue.

Mr. Edwards reminded the Committee of the Oak Street matter.

**Senator Singer offered a Motion that they complete the Oak Street project, as discussed. A second to the Motion was offered by Mr. Miller.**

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

Mr. Cunliffe commented that they make sure that the proper traffic calming is incorporated in the construction plans.

Mr. Edwards advised that issue has been addressed to some degree.

## **ADJOURNMENT**

**Motion by Mr. Cunliffe, second by Mr. Miller, and carried, to adjourn the meeting.  
Meeting adjourned at 8:10 PM.**