

**BOROUGH OF LAVALLETTE (minutes)**  
**REGULAR MEETING OF THE MAYOR AND COUNCIL**  
**LAVALLETTE MUNICIPAL BUILDING – COUNCIL CHAMBERS**  
**Monday, July 26, 2010-7:04 pm**

**CALL TO ORDER:** Mayor Walter G. LaCicero, presiding

**ROLL CALL:** Council Members Borowski, Zalom, Filippone, Lamb, Horan and Stogdill.  
Councilman Borowski was absent.

Also present: Christopher F. Parlow, Borough Administrator/Municipal Clerk  
Philip George, Borough Attorney  
Donnelly Amico, Deputy Municipal Clerk

**READING OF THE OPEN PUBLIC MEETINGS ACT STATEMENT:** Notice of this meeting complies with the Open Public Meetings Act. Public Notice was given to the Ocean County Gazette and was published in the Ocean Star on January 8, 2010. Notice was also posted on the municipal bulletin board and the municipal website.

**MOMENT OF SILENCE:** The Mayor asked for a moment of silence for a soldier from Toms River, James Weis who was killed in the line of duty in Afghanistan as well as all the other soldiers over there.

**PLEDGE OF ALLEGIANCE:** Councilman Stogdill led us in the Salute to the Flag

**MAYOR'S WELCOMING STATEMENT:** Mayor LaCicero welcomed everyone to the meeting.

**COMMENTS FROM PUBLIC (Items not listed on agenda / not staying for remainder of meeting)**

Mayor LaCicero opened the floor to anyone who wished to comment on any items that were not on the agenda and did not wish to stay for the remainder of the meeting.

Tom Bausch, 4 President Avenue stated that he was present when the transformer exploded and it was a real mess. He stated that he is a Council person in Stuart, Florida and they have put in underground utilities. It is very expensive and he knows it might be difficult because of the low water table but he thinks with this explosion being such a mess maybe the Mayor and Council should look into it. He also stated that if the governing body is not interested in the underground utilities you should look into the program of recycling the transformers.

**APPROVAL OF CLERK'S MINUTES:**

Caucus/Regular Meeting of July 12, 2010  
Executive Session Minutes of July 12, 2010

A Motion was made by Councilman Horan to approve the Minutes. The Motion was seconded by Councilwoman Filippone. Vote: Council Members Filippone, Zalom, Stogdill, Horan and Lamb voted Yes. The Motion Passed.

**RESOLUTIONS – ON CONSENT:**

- 2010-195      appointing two summer seasonal laborers for the Department of Public Works commencing July 15, 2010 at an hourly rate of \$10.00
  
- 2010-196      appointing a Class II Officer at an hourly rate of \$13.00 commencing May 19, 2010
  
- 2010-197      authorizing the Disposal of Surplus Property-Mr. Parlow stated that the Borough has been having their public auctions every year down at the Newark Avenue Treatment Plant and receiving minimum amounts of revenue for the items being auctioned. Approving this resolution will permit the Borough to use a government online auction which is going to hopefully bring us in more revenue for the items auctioned. Council President Zalom questioned why there were so many bicycles on the list? Are these bikes that were stolen? She questioned whether or not we should we let the residents review this list ahead of time to see if they are their bikes? Councilwoman Filippone commented that it would be difficult for someone to prove ownership of the bicycle.  
Mr. Parlow stated that these bikes have been at the Police Department for a while.
  
- 2010-198      calling on the State Legislature and the Governor to enact property tax reform with the passage of the “Municipal Toolkit” and mandate relief
  
- 2010-199      authorizing the Treasurer to issue a check for a tax overpayment for Block 1116.01 Lot 36, Robert and Patricia Roselle

A Motion was made by Council President Zalom to approve the Consent Agenda. The Motion was seconded by Councilwoman Filippone. At this time the Mayor opened the floor to public comment on the consent agenda, the off consent agenda and the bills list and asked if anyone wished to comment on any of these items. No one wished to comment on any of these items at this time. The Mayor closed the floor to public comment and asked Council for a vote. Vote: Council Members Filippone, Zalom, Stogdill, Horan and Lamb voted Yes. The Motion Passed.

**RESOLUTIONS-OFF CONSENT:**

- 2010-200      authorizing the acceptance of twenty-nine “Winterfest” Snowflake lighted decorations from the Lavallette Beautification Committee in the amount of \$9, 835.00

Councilwoman Filippone stated that Mr. Parlow had the electricians go through the decorations to see what could still be used. They believe that even the reindeer swags could still be used along with the four newer swags. She stated that she does not object to the snowflakes

themselves but to the schematic of where they are going. She has received numerous phone calls since the article in the Ocean Star from residents who are concerned that we are not going to be putting holiday decorations up. They are not against the snowflakes but want the holiday decorations also.

Council President Zalom stated that she to has received phone calls from residents who want holiday decorations to be put up in town. She stated that she would like a new plan drawn up including all of the holiday decorations and then little by little we can buy new holiday decorations. The residents love the new swags and would like to see more of them. Maybe we could find a way to purchase some new swags.

Mayor LaCicero stated that if Council is not ready to approve the plan that the Beautification Committee has presented then he does not think we can accept the donation that goes with the plan.

Pat Marrone stated that the plan includes the 2009 swags in conjunction with the snowflakes. She meant snowflakes are Christmas decorations just as well as winter. Also, with the new grand central beautification project we will have 18 new decorative poles to decorate with holiday decorations. Her suggestion is to try this plan for 2010 and let's see how it works for the town. It can always be changed. She stated that this item was discussed at the Beautification meeting and we were told to develop a plan in writing and present it to Mr. Parlow and that is what we did. The business owners have already started to purchase these and they love the idea.

Mayor LaCicero asked Mrs. Marrone if Council does not want to implement this plan do we still have the donation from Beautification?

Mrs. Marrone stated that she has checks from business owners for these snowflakes and it will be very embarrassing for her and the town if this is not approved. We discussed this at our meeting and there were no objections at that time. We even did a bulk email with flyers showing the snowflakes and the plan and still no objections.

Councilwoman Filippone questioned if there was any room for a compromise including the holiday decorations besides the four new swags? She asked that if we vote to accept the 29 snowflakes are we also accepting the plan.

Council President Zalom stated that if we accept the snowflakes can we then sit down and come up with a different plan incorporated all the swags and the lanterns?

Mrs. Marrone stated that the swags are not the issue but the lanterns are. We do not want the lanterns incorporated with the snowflakes.

Mayor LaCicero stated that if this is a problem then we should not accept this donation.

Councilwoman Filippone stated that would it be a problem if we accepted the donation of 29 snowflakes incorporated with the swags but not using the lanterns.

Councilman Stogdill stated that Christmas is about being colorful and we should have some colorful Christmas decorations.

Councilman Lamb stated that he would be in agreement with incorporating the snowflakes and the swags with not using the lanterns.

Mayor LaCicero stated that he would prefer to change the resolution to read that we will accept the 29 snowflakes and coordinate them with seven swags without using the thirty lantern scrolls. Also, the Beautification Committee can only sell a maximum of forty snowflakes.

Mr. George stated that Council should vote Resolution 2010-200 down and then use the Mayor's wording for the new Resolution 2010-200A.

A Motion was made by Council President Zalom to Approve Resolution 2010-200. The Motion was Seconded by Councilwoman Filippone. Vote: Council Members Filippone, Zalom, Stogdill, Horan and Lamb voted No. The Motion was voted down and did not pass.

A Motion was made by Councilwoman Filippone to Approve Resolution 2010-200A. This motion included the acceptance of the 29 snowflake holiday decorations, the utilization of 7 across the highway "swags" and not using any of the existing 30 lantern scrolls. The Motion was seconded by Councilman Horan. Vote: Council Members Filippone, Zalom, Stogdill, Horan and Lamb voted Yes. The Motion Passed.

**APPROVAL OF VOUCHERS:**

2010-201 Bills List in the amount of \$679,427.36

A Motion was made by Council President Zalom to Approve the Bills List. The Motion was seconded by Councilman Horan. Vote: Council Members Filippone, Zalom, Stogdill, Horan and Lamb voted Yes. The Motion Passed.

**FINAL ADOPTION/SECOND READING OF ORDINANCES:**

ORDINANCE NO. 2010-15 (1087) AN ORDINANCE OF THE BOROUGH OF LAVALLETTE ESTABLISHING SALARIES AND WAGES OF OFFICERS AND EMPLOYEES OF THE BOROUGH OF LAVALLETTE, COUNTY OF OCEAN, STATE OF NEW JERSEY

A Motion was made by Councilman Horan to Adopt Ordinance 2010-15(1087). The Motion was seconded by Councilman Filippone. At this time, the Mayor opened the Public Hearing and asked if anyone wished to comment on Ordinance 2010-15 (1087). No one wished to comment on Ordinance 2015 (1087). The Mayor closed the Public Hearing and asked Council for a vote on Ordinance 2010-15 (1087). Vote: Council Members Filippone, Zalom, Stogdill, Horan and Lamb voted Yes. The Motion Passed.

**UNFINISHED BUSINESS:**

There was no unfinished business.

**NEW BUSINESS:**

There was no new business.

**COMMENTS FROM THE PUBLIC:**

Clem Boyers, 20 Kerr Avenue questioned where these decorative poles are going on Grand Central Avenue and are they just normal telephone poles?

Mayor LaCicero stated that they are part of our beautification project in the business district. The poles are going to be decorative and will look nothing like telephone poles.

Toms Bausch, 4 President Avenue stated that before you go ahead with ordering these poles with the LED lights you should check how much they are going to cost. They are very expensive and with the salt air here they are not going to last long at all.

**COMMENTS OF THE MAYOR AND COUNCIL MEMBERS:**

Council President Zalom thanked whoever took care of getting the nets for the basketball courts. The checkerboard set is available down at the tennis court shed. The “good job” bicycle stickers are ready to be given out to the kids abiding by the bicycle rules. There should be sixty a week given out. People have come to her questioning why the bicycle police are in such dark and heavy clothing. They suggested that maybe they should order lighter clothing, preferably white shirts and shorts with the word Police on the back of the shirt. She has mentioned it to the Chief and he is going to look into it.

Councilwoman Filippone stated that the SOP’s in the Police Bylaw Manual would have to be changed in order for the uniforms to be changed.

Council President Zalom stated that she is going to have the Goose Patrol article from the Ocean Star laminated and send it to the New Jersey League of Municipalities to be put in their magazine.

Mayor LaCicero stated that the Asbury Park Press is doing an expose on the Goose Patrol Program next week.

Council President Zalom stated that the Tourism Brochure is available and “Greetings From The Shore” is being aired again on the bay front on August 5<sup>th</sup>.

Mr. Parlow stated that the Tourism Brochures were distributed to seven different locations on the Garden State Parkway and the New Jersey Turnpike.

Councilman Horan stated that there was a transformer that exploded on the top of President Avenue and five vehicles were damaged from the oil that leaked. The Ocean County Board of Health was contacted and we had to get some of the soil tested and our insurance company was also notified. The explosion was caused by the extensive heat we have been having.

Councilman Lamb questioned if this had to do with the age of the transformer and the amount of load it takes in the summer?

Councilman Horan stated that the Superintendent is going to try and survey the rest of the transformers and see if maybe there is some kind of imbalance.

Councilwoman Filippone questioned if there is any kind of warning that it is ready to explode or is going bad?

Councilman Horan stated that other than leakage not really.

Council President Zalom stated that there is a Breast Cancer Walk on August 1<sup>st</sup>.

Mr. Parlow stated that he is 90% done with the letter to the Voters and Taxpayers on the sewer and the sump pumps. He stated he is just waiting on some information from the OCUA.

**EXECUTIVE SESSION:**

There is no Executive Session.

**ADJOURNMENT:**

A Motion was made by Councilman Horan to Adjourn the Regular Meeting. The Motion was Seconded Councilman Stogdill. Vote: All of Council was in Favor. The Motion Passed.

The Regular Meeting was Adjourned at 8:07 pm.

CERTIFICATION

I, Christopher F. Parlow, Municipal Clerk of the Borough of Lavallette, County of Ocean, State of New Jersey does hereby attest these to be a true copy of the Minutes of the Regular Meeting of Mayor and Council held on the 26<sup>th</sup> day of July 2010

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Christopher F. Parlow  
Municipal Clerk