

**COUNCIL MEETING**

**OF**

**DECEMBER 21, 2020**

**BOROUGH OF LAVALLETTE  
REGULAR MEETING OF THE MAYOR AND COUNCIL  
LAVALLETTE MUNICIPAL BUILDING  
Monday, December 21, 2020-7:00 pm**

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

**ROLL CALL:** Council Members Borowski, Lamb, Zalom, Stogdill, Finter and Filippone

Also present:     Robert Brice, Borough Administrator  
                  Phil George, Borough Attorney  
                  Donnelly Amico, Municipal Clerk

**READING OF THE OPEN PUBLIC MEETINGS ACT STATEMENT:** Due to the coronavirus pandemic, this meeting has been closed to the public physically and is being livestreamed via Zoom. Any comments from the public that are received via email no later than 4pm by the Municipal Clerk will be read and discussed by Mayor and Council at the Council Meeting during public comment period. Notice of this remote meeting was posted on our website with instructions on how the public can connect to livestream this Council Meeting.

**MOMENT OF SILENCE:**

**PLEDGE OF ALLEGIANCE:**

**MAYOR'S WELCOMING STATEMENT:**

**VIA ZOOM: DISCUSSION FROM BRIAN VADA ON PUBLIC POWER MATTERS**

**APPROVAL OF MINUTES:**

Caucus/Regular Minutes of November 16, 2020  
Caucus/Regular Minutes of December 7, 2020

Motion: Second: Vote:

**ON CONSENT AGENDA/OFF CONSENT AGENDA, AND VOUCHERS:**

**RESOLUTIONS – ON CONSENT**

2020-266     awarding a contract to Firefighter One for the purchase of required equipment needed for the Fire Department under State Contract #2577/2 in the amount of \$20,944.80

- 2020-267 authorizing the refund of a zoning application fee in the amount of \$25.00 that was paid twice
- 2020-268 authorizing the cancellation of prior year federal and state grants receivables in the amount of \$7,148.97
- 2020-269 authorizing the cancellation of improvement authorization balances for completed projects
- 2020-270 authorizing the transfer of funds between appropriations in the amount of \$35,000
- 2020-271 authorizing the cancellation of 2020 current fund appropriation balances in the amount of \$400,000
- 2020-272 authorizing the cancellation of 2020 sewer operating fund appropriation balances in the amount of \$112,000
- 2020-273 authorizing the cancellation of 2020 electric operating fund appropriation balances in the amount of \$80,000
- 2020-274 authorizing the cancellation of 2020 water operating fund appropriation balances in the amount of \$103,000

Motion: Second: Discussion: Vote:

**RESOLUTIONS - OFF CONSENT:**

**APPROVAL OF VOUCHERS:**

2020-275 Bills List in the amount of \$

Motion: Second: Vote:

**UNFINISHED BUSINESS:**

**NEW BUSINESS:**

**COMMENTS FROM THE PUBLIC:**

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

**EXECUTIVE SESSION:**

**ADJOURNMENT:**

**RESOLUTION OF THE BOROUGH OF LAVALLETTE, COUNTY OF OCEAN,  
STATE OF NEW JERSEY, AWARDING A CONTRACT TO FIREFIGHTER  
ONE FOR THE PURPOSE OF PURCHASING NECESSARY EQUIPMENT FOR  
THE FIRE DEPARTMENT UNDER STATE CONTRACT #2577/2**

**RESOLUTION NO: 2020-266  
DATE OF ADOPTION: 12/21/2020**

**WHEREAS**, the Lavallette Fire Department is in need of some necessary equipment; and

**WHEREAS**, Firefighter One, 34 Wilson Drive, Sparta, NJ 08871 has a State Contract No. 2577/2 for the purpose of purchasing this necessary equipment to municipalities; and

**WHEREAS**, the Fire Chief has requested the award of contract to Firefighter One for the purchase of this necessary equipment in the amount of \$20,944.80; and

**WHEREAS**, certification of funds for this purchase has been received from the Chief Financial Officer.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Lavallette, County of Ocean, State of New Jersey, as follows:

1. That a contract has been awarded to Firefighter One for the purchase of necessary equipment for the Lavallette Fire Department under State Contract #2577/2 in the amount of \$20,944.80.
2. That a certified copy of this resolution, together with a copy of the contract between the parties, be forwarded to the Chief Financial Officer, Lavallette Fire Department and Firefighter One.

**CERTIFICATION**

I, Donnelly Amico, Municipal Clerk of the Borough of Lavallette, County of Ocean and State of New Jersey do hereby certify that the foregoing is a true and certified copy of a resolution adopted on the 21<sup>st</sup> day of **December 2020**

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**Donnelly Amico  
Municipal**



**Firefighter 1ne**

**QUOTE**

**SQ-2577/2**

**Sales Rep: Laura DeFelice: ldefelice@ff1.com**

Quote Date 12/04/2020

Expiry Date 02/02/2021

Customer:	Lavallette Volunteer Fire Department	Delivery Address:	125 Washington Ave
Street:	125 Washington Ave	Delivery City:	Lavallette
City:		Delivery State:	
State:	Lavallette	Delivery Zip Code:	08735
Zip Code:	08735		
Acct. #:	LVFD08735	Payment Term	30 Days

Part	Description	Qty	Price	Total
X8914025005304	Air-Pak X3 Pro w/ Snap-Change - 2018 Edition 4500 / Without EBSS / Quick Disconnect	2	\$7,560.00	\$15,120.00
SCT-200129-01	15 Year Carbon-Wrapped Cylinder & Valve Assembly 4500 PSI / Snap-Change / 45 Minute	4	\$1,456.20	\$5,824.80
17-FLEET-00819-Scott Safety	T-0790 (17DPP00100) - Firefighter Protective Clothing and Equipment Award Summary NJ State Contract Master Blanket# 17-FLEET-00819 / Scott Safety Price List Date: 2020 / 10% Discount / Category 6, 7 & 8	1	\$0.00	\$0.00

**RETURN POLICY:**

- Special Order or Custom items are not returnable.
- All Returns are subject to a 20% restocking fee.
- No Returns will be accepted after 60 days from date of purchase.
- Returning party responsible for shipping related charges.
- Returned merchandise must be in NEW and RESALABLE condition for credit to be applied.

Delivery Charge Value	\$0.00
Total (ex. tax)	\$20,944.80
Tax	\$0.00
Total (inc. tax)	\$20,944.80

**Authorized Signature:** \_\_\_\_\_

**Printed Name:** \_\_\_\_\_

**Purchase Order #:** \_\_\_\_\_ \*Physical P.O. must be received in order to process (if applicable).

**RESOLUTION OF THE BOROUGH OF LAVALLETTE, COUNTY OF OCEAN,  
STATE OF NEW JERSEY AUTHORIZING THE REFUND OF DUPLICATE  
ZONING APPLICATION FEE**

**RESOLUTION NO: 2020 - 267**

**DATE OF ADOPTION: December 21, 2020**

**WHEREAS**, Paul Griffin & Kathleen Reilly paid \$50.00 and \$25.00 for a zoning application fee on the property located at 106 Reese Avenue in Lavallette,

**WHEREAS**, the zoning application fee should have only been \$50.00,

**WHEREAS**, the fee in the amount of \$25.00 was an overpaid fee,

**WHEREAS**, the Zoning Officer is requesting that the overpayment in the amount of \$25.00 be refunded to the Paul Griffin & Kathleen Reilly,

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Lavallette that the Treasurer be and hereby is authorized to refund the amount of \$25.00 to Paul Griffin & Kathleen Reilly, 106 Reese Avenue, Lavallette, NJ 08735.

**CERTIFICATION**

I, Donnelly Amico, Municipal Clerk of the Borough of Lavallette, County of Ocean, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Mayor and Council on the 21<sup>st</sup> day of December 2020.

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**DONNELLY AMICO  
MUNICIPAL CLERK**

**RESOLUTION OF THE BOROUGH OF LAVALLETTE, COUNTY OF OCEAN,  
STATE OF NEW JERSEY, AUTHORIZING THE CANCELLATION OF PRIOR  
YEAR FEDERAL AND STATE GRANTS RECEIVABLES**

Resolution No: 2020 - 268

Date: December 21, 2020

**WHEREAS**, prior years Federal and State Grants Receivables for Federal and State Grants need to be cancelled, and

**WHEREAS**, certain Federal and State Grants have been completed or cancelled and the balances left in the audit should be cancelled, and

**WHEREAS**, it is necessary to formally cancel said balances.

**NOW THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Lavallette that the following balances be cancelled:

Grant Reserves to be cancelled include:

2018 Municipal Alliance	\$ 6,101.01
2019 Municipal Alliance	\$ 1,047.96
Total to Cancel	\$7,148.97

**CERTIFICATION**

I, Donnelly Amico, Municipal Clerk of the Borough of Lavallette, County of Ocean, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Mayor and Council on the 21<sup>st</sup> day of December 2020.

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**DONNELLY AMICO  
MUNICIPAL CLERK**

**RESOLUTION OF THE BOROUGH OF LAVALLETTE, COUNTY OF OCEAN,  
STATE OF NEW JERSEY, AUTHORIZING THE CANCELLATION OF  
IMPROVEMENT AUTHORIZATION BALANCES FOR COMPLETED  
PROJECTS**

Resolution No: 2020 - 269

Date: December 21, 2020

**WHEREAS**, certain general capital improvement appropriation balances remain dedicated to projects that are either now completed or the cost of the project has been determined, and

**WHEREAS**, it is necessary to formally cancel said balances so that the unexpended balances maybe returned to each respective capital improvement fund or credited to surplus, and unused authorizations may be cancelled.

**NOW THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Lavallette that the following unexpended and dedicated balances of general capital appropriations be cancelled:

Ordin No.	Date Authorized	Project Description	Amount Cancelled	Funded/Unfunded
1106	5/29/2012	Improvements to Westmont Avenue	\$19,640.46	Unfunded
1116/1144	1/25/2013	Various Captial Impr. & Capital Acq.	\$14,781.83	Funded
1125	11/18/2013	Rd Improvements to Virginia & Lavallette Ave	\$88,171.42	Unfunded
1132	12/8/2014	Road Improvements to Vance Ave	\$5,156.33	Unfunded

**CERTIFICATION**

I, Donnelly Amico, Municipal Clerk of the Borough of Lavallette, County of Ocean, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Mayor and Council on the 21<sup>st</sup> day of December 2020.

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**DONNELLY AMICO  
MUNICIPAL CLERK**



RESOLUTION OF THE BOROUGH OF LAVALLETTE, COUNTY OF OCEAN,  
STATE OF NEW JERSEY AUTHORIZING THE TRANSFER OF FUNDS

Resolution: 2020 - 270  
Date: December 21, 2020

WHEREAS, the date of this Resolution is within the last two months of the calendar year 2020, and the first three months of 2021, and

WHEREAS, N.J.S.40A:4-58 provides for making transfers between Budget Appropriation Accounts during this five month period, beginning November 1,

NOW, THEREFORE, BE IT RESOLVED, (not less than two-thirds of all the members of the governing body affirmatively confirming) that the following transfers be and the same are hereby made between the 2020 Budgets:

Current Fund:

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
Police Other Expenses	Police Salary & Wages	\$30,000.00

Sewer Utility Fund

Sewer Salary & Wages	Sewer Other Expenses	\$ 5,000.00
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CERTIFICATION

I, Donnelly Amico, Municipal Clerk of the Borough of Lavallette, County of Ocean, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Mayor and Council on the 21<sup>st</sup> day of December 2020.

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Donnelly Amico  
Municipal Clerk

**RESOLUTION OF THE BOROUGH OF LAVALLETTE, COUNTY OF OCEAN,  
STATE OF NEW JERSEY AUTHORIZING THE CANCELLATION OF 2020  
CURRENT FUND APPROPRIATION BALANCES**

Resolution: 2020 - 271  
Date: December 21, 2020

**WHEREAS**, the following Current Fund appropriation balances remain unexpended:

Administrator Salary & Wages	\$7,000.00
Mayor & Council Salary & Wages	\$1,500.00
Municipal Clerk Salary & Wages	\$12,000.00
Tax Collection Salary & Wages	\$13,000.00
Legal Services & Costs	\$20,000.00
Public Works Salary & Wages	\$30,000.00
Code Enforcement Salary & Wages	\$10,000.00
Animal Control Salary & Wages	\$4,000.00
Planning Board Salary & Wages	\$3,000.00
Planning Board Other Expenses	\$3,000.00
Group Health Insurance for Employees	\$200,000.00
General Liability	\$10,000.00
Recreation Other Expenses	\$3,500.00
Community Service	\$1,000.00
Social Security	\$20,000.00
Engineering	\$20,000.00
Health Benefit Waiver	\$5,000.00
Celebration of Public Events	\$15,000.00
Gas & Oil	\$20,000.00
Stormwater Other Expenses	\$2,000.00
<b>Total Current Fund Cancellations</b>	<b>\$400,000.00</b>

**WHEREAS**, it is necessary to formally cancel said balances so the unexpended balances may be credited to surplus,

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Lavallette, that the above listed unexpended balances of the Current Fund be canceled.

**CERTIFICATION**

I, Donnelly Amico, Municipal Clerk of the Borough of Lavallette, County of Ocean, State of New Jersey do hereby certify that the forgoing is a true and correct copy of resolution adopted on the 21<sup>st</sup> day of December 2020.

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**DONNELLY AMICO  
MUNICIPAL CLERK**

**RESOLUTION OF THE BOROUGH OF LAVALLETTE, COUNTY OF OCEAN,  
STATE OF NEW JERSEY AUTHORIZING THE CANCELLATION OF 2020  
SEWER OPERATING FUND APPROPRIATION BALANCES**

Resolution: 2020 - 272  
Date: December 21, 2020

**WHEREAS**, the following Sewer Operating Fund appropriation balances remain unexpended:

Sewer Salary & Wages	\$100,000.00
Social Security	\$12,000.00
<b>Total Sewer Operating Cancellations</b>	<b>\$112,000.00</b>

**WHEREAS**, it is necessary to formally cancel said balances so the unexpended balances may be credited to surplus,

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Lavallette, that the above listed unexpended balances of the Sewer Operating Fund be canceled.

**CERTIFICATION**

I, Donnelly Amico, Municipal Clerk of the Borough of Lavallette, County of Ocean, State of New Jersey do hereby certify that the forgoing is a true and correct copy of resolution adopted on the 21<sup>st</sup> day of December 2020.

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**DONNELLY AMICO  
MUNICIPAL CLERK**

**RESOLUTION OF THE BOROUGH OF LAVALLETTE, COUNTY OF OCEAN,  
STATE OF NEW JERSEY AUTHORIZING THE CANCELLATION OF 2020  
ELECTRIC OPERATING FUND APPROPRIATION BALANCES**

Resolution: 2020 - 273  
Date: December 21, 2020

**WHEREAS**, the following Electric Operating Fund appropriation balances remain unexpended:

Power purchased	\$80,000.00
<b>Total Electric Operating Cancellations</b>	<b>\$80,000.00</b>

**WHEREAS**, it is necessary to formally cancel said balances so the unexpended balances may be credited to surplus,

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Lavallette, that the above listed unexpended balances of the Electric Operating Fund be canceled.

**CERTIFICATION**

I, Donnelly Amico, Municipal Clerk of the Borough of Lavallette, County of Ocean, State of New Jersey do hereby certify that the forgoing is a true and correct copy of resolution adopted on the 21<sup>st</sup> day of December 2020.

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**DONNELLY AMICO  
MUNICIPAL CLERK**

**RESOLUTION OF THE BOROUGH OF LAVALLETTE, COUNTY OF OCEAN,  
STATE OF NEW JERSEY AUTHORIZING THE CANCELLATION OF 2020  
WATER OPERATING FUND APPROPRIATION BALANCES**

Resolution: 2020 - 274  
Date: December 21, 2020

**WHEREAS**, the following Water Operating Fund appropriation balances remain unexpended:

Water Salary & Wages	\$80,000.00
Social Security	\$8,000.00
NJEIT Loan Principal & Interest	\$15,000.00
<b>Total Water Operating Cancellations</b>	<b>\$103,000.00</b>

**WHEREAS**, it is necessary to formally cancel said balances so the unexpended balances may be credited to surplus,

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Lavallette, that the above listed unexpended balances of the Water Operating Fund be canceled.

**CERTIFICATION**

I, Donnelly Amico, Municipal Clerk of the Borough of Lavallette, County of Ocean, State of New Jersey do hereby certify that the forgoing is a true and correct copy of resolution adopted on the 21<sup>st</sup> day of December 2020.

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**DONNELLY AMICO  
MUNICIPAL CLERK**

## RESOLUTION 2020-275

BILLS LIST RESOLUTION WILL BE  
ON DAIS ON MONDAY FOR  
MEETING AND THE TOTAL  
AMOUNT ON THE AGENDA AS  
WELL