BOROUGH OF LAVALLETTE (minutes)
REGULAR MEETING OF THE MAYOR AND COUNCIL
LAVALLETTE MUNICIPAL BUILDING – COUNCIL CHAMBERS
Monday, March 17, 2008 – 7:03 pm

CALL TO ORDER: Mayor Walter LaCicero, presiding

ROLL CALL: Council Members Ardito, Lamb, Wenzel, Filippone, Zalom and Stogdill

Councilwoman Filippone was absent and Councilwoman Wenzel was not present at roll call.

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 Meeting Act. Public Notice was given to the Ocean County Observer, Asbury Park Press and the Ocean County Gazette and was published in the Ocean Star on January 11, 2008. Notice was also posted on the Municipal bulletin board.

MOMENT OF SILENCE: At this time, the Mayor stated that Council President Zalom was going to read a letter about the passing of Linda Vizzone. Council President Zalom read about her life with the Borough of Lavallette. After she read, there was a moment of silence for her.

PLEDGE OF ALLEGIANCE: Councilman Lamb led us in the Salute to the Flag.

MAYOR’S WELCOMING STATEMENT: At this time, the Mayor asked anyone who wished to speak on anything that was not on the agenda could do so now.

Pat Marrone, representing the Lavallette Beautification Committee, introduced Robert and Janet Barber of 105 Brown Avenue. They were part of the donation of roses along with Julie Henry to the Borough of Lavallette.

Robert Barber stated that his son David Barber passed away five years ago and the company he was working for at the time created a memorial garden in his memory and all the roses in that garden are called Rosa “David Barber”. When Mr. Barber told Julie the story she contacted the company and they agreed to donate the roses to the Beautification Committee for Hankins Park and the Lavallette School. This is truly an honor and we thank you very much.

APPROVAL OF CLERK’S MINUTES:

Caucus/Regular Minutes of the March 3, 2008

Council President Zalom asked that the minutes be amended to reflect that Andrew Doles lived on Bryn Mawr Avenue not on West Point Island.
A Motion to approve the Amended Minutes of March 3rd was made by Council President Zalom. The Motion was Seconded by Councilman Stogdill. Vote: Council Members Ardito, Zalom, Stogdill and Lamb voted Yes. The Motion was Passed. Councilwoman Wenzel was not present at this time.

REPORTS:

a) Police Overtime Report for February 2008-Council President Zalom-read from report
b) Revenue Transaction Report for February 2008-Chief Financial Officer

A Motion to receive the Revenue Transaction Report was made by Council President Zalom. The Motion was Seconded by Councilman Lamb. Vote: Council Members Ardito, Zalom, Stogdill and Lamb voted Yes. The Motion was Passed. Councilwoman Wenzel was not present at this time.

Councilwoman Wenzel arrived at the meeting.

PUBLIC HEARING: White Whale, Inc. Place to Place Transfer Application

Kim Pascarella, attorney for White Whale, Inc., stated that this application is strictly an expansion of the liquor store premises. The premise is located in a four unit commercial building located on Grand Central Avenue with residential units above where the Loundy’s reside. One of the units has become vacant next to their unit and they would like to expand their liquor store into the second unit.

Mr. George asked that Ms. Joanne Loundy be sworn in so that he may ask her a question.

Mayor LaCicero swore her in.

Mr. George questioned if this expansion was only going to be one commercial use and not multiple uses.

Mrs. Loundy stated that the expansion was only going to be used as a liquor store with some snacks.

At this time, Mayor LaCicero opened the floor up for questions or comments from the public.

There was no one who wished to comment.

Mayor LaCicero asked Members of Council if they had any questions or comments for the applicant.

Council had no comments for the applicant.

A Motion was made to approve the White Whale, Inc. Place to Place Liquor License Transfer Application by Council President Zalom. The Motion was Seconded by Councilman Lamb.
Vote: Council Members Ardito, Wenzel, Zalom, Stogdill and Lamb voted Yes. The Motion was Passed.

Mr. George will prepare the Resolution which will be Resolution No. 2008-111.

**INTRODUCTION OF CAP ORDINANCE 2008-04(1032):**

Mr. Parlow read the Ordinance by title and gave a brief description.

Councilman Ardito questioned how long of a period will the money hold.

Mr. Parlow stated that explained that it is on a first in, first out basis for a period not to exceed two years.

A Motion was made to approve the introduction of Ordinance 2008-04(1032). The Motion was Seconded by Councilman Stogdill. Vote: Council Members Ardito, Wenzel, Zalom, Stogdill and Lamb voted Yes. The Motion was Passed.

Public Hearing and Final Adoption is scheduled for April 7, 2008

**INTRODUCTION OF 2008 MUNICIPAL BUDGET:**

Resolution No. 2008-106

Mr. Parlow read in full Resolution No. 2008-106. He also read Mr. Oliwa’s Auditors Report in full for the record. Also included was an analysis of the appropriations.

Councilman Ardito questioned whether the new hires are going to pay into the pension system?

Mr. Parlow explained that all employees pay into the pension system as does the Borough for each employee.

A Motion was made to approve the Introduction of the 2008 Municipal Budget by Councilwoman Wenzel. The Motion was Seconded by Council President Zalom. Vote: Council Members Wenzel, Zalom, Stogdill and Lamb voted Yes. Councilman Ardito Abstained. The Motion was Passed.

Public Hearing and Final Adoption scheduled for April 28, 2008

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

**RESOLUTIONS – ON CONSENT:**

2008-97 authorizing the Electric Collector to remove the second electric account at 122
Camden Avenue, Block 38.02 Lot 29 due to the demolition of the building.

2008-98 approving the application from the Catholic Daughters of the Americas from St. Bonaventure Church to hold an On Premise Merchandise Raffle to be held on June 25, 2008 at the St. Bonaventure Parish Center.

2008-99 approving the application of Joseph P. Giampietro as a Probationary Member of the Lavallette Fire Department

2008-100 opposing the failure of the governor’s proposed state budget for the 2008-2009 fiscal year to treat property tax relief as our priority.-Council President Zalom stated that this resolution is going to go to the Governor himself.

2008-101 proclaiming the week of April 27 thru May 3, 2008 as “National Volunteer Week”

2008-102 proclaiming the month of May as “Older Americans Month”

2008-103 proclaiming the month of May as “Mental Awareness Month”

2008-104 awarding a contract to Halecon, Inc. in the amount of $57,700.00 for the Tennis Court Resurfacing Project-Councilman Lamb stated that last year’s lowest bid was $170,000 for a surface that was used in private clubs. After careful consideration we decided against it because of our courts being so public it could be torn and damaged. We were able to get a lot of different options this time. It was definitely a good idea for us to wait. This price is to repair all four courts.

2008-105 proclaiming the week of April 13 to April 19, 2008 as “National Library Week”-Council President Zalom stated that Lavallette has the best library in New Jersey.

2008-107 temporary budget amendment-Mr. Parlow stated that we needed to reappropriate some funds for the next couple of months

2008-108 approving ten applicants to attend the Ocean County Police Academy Satellite Training Course for Class I Officer training-Councilman Ardito questioned whether or not we always send our police force to training every year. Mr. Parlow stated that these were Class I Officers for the summer.

2008-109 appointing a part-time telecommunicator for the Lavallette Police Dept.

2008-109A permitting participation in the Local Finance Board’s local budget examination program in accordance with N.J.S.A. 40A:4-78b

2008-111 approving the place to place transfer of plenary liquor license No. 1515-44-005-006 held by White Whale, LLC
A Motion was made to approve the Consent Agenda by Council President Zalom. The Motion was Seconded by Councilwoman Wenzel. Vote: Council Members Ardito, Zalom, Stogdill and Lamb voted Yes. Councilwoman Wenzel Abstained on Resolution 2008-100 and voted Yes to the rest of the Consent Agenda. The Motion was Passed.

RESOLUTIONS-OFF CONSENT: There were no resolutions off consent.

APPROVAL OF VOUCHERS:

2008-110 Bills List in the amount of $281,274.82

A Motion was made to approve the Bills List by Councilwoman Wenzel. The Motion was Seconded by Council President Zalom. Vote: Council Members Ardito, Wenzel, Zalom, Stogdill and Lamb voted Yes. The Motion was Passed.

BOND ORDINANCE ON FOR 2nd AND FINAL READING:

Bond Ordinance No. 2008-03 (1031) BOND ORDINANCE AMENDING IN PART BOND ORDINANCE NO. 2000-21(876) ADOPTED ON DECEMBER 4, 2000, PROVIDING FOR SANITARY SEWER REHABILITATION, IN ORDER TO EXPAND THE SCOPE OF IMPROVEMENTS TO INCLUDE THE PURCHASE OF A SEWER CLEANING MACHINE, AUTHORIZED IN AND BY THE BOROUGH OF LAVALLETTE, COUNTY OF OCEAN, NEW JERSEY

Joseph Palinsky, 122 Washington Avenue-questioned whether or not the specs for this cleaner are compatible to the lining of the pipes in that it won’t ruin them?

Mr. Parlow stated that he doesn’t believe so but he will look into that. That is a very good question.

Councilman Ardito questioned whether it was a grant or loan from the USDA?

Mr. Parlow stated that it was both. He stated that you utilize the loan portion first and than the grant portion with no cost to the Borough at all.

A Motion to approve Bond Ordinance No. 2008-03(1031) was made by Councilwoman Wenzel. The Motion was Seconded by Council President Zalom. Vote: Council Members Ardito, Wenzel, Zalom, Stogdill and Lamb all voted Yes. The Motion was Passed.

UNFINISHED BUSINESS:

Council President Zalom stated that she attended the CDBG Steering Committee Meeting on March 10th for the funding. Lavallette will be included in the 2009 grant procedure.

She also requested that the acceptance of the nice rink by resolution be put on for the next meeting of April 7th.
She also stated that she spoke to Coast Cities about the bus again and he is going to come down and check it out himself.

Mayor LaCicero stated that he and Administrator Parlow met with a company called FSD Enterprises. They have proposed to provide the bid preparation service for additional cellular tower rentals. FSD would receive a payment fee of 35% of the first year rent for the first antenna and 25% of the first year rent for any additional agreements. It will require a five year contract and we are looking at approximately three antennas right now. Mr. George was provided the contract.

Councilman Lamb questioned whether they will calculate the size and whether they will fit in that area?

Mayor LaCicero stated that they did tour the facility and he does think he can get three or more in that area. He expects us to receive between $25,000 to $30,000 per antenna.

NEW BUSINESS:

Councilwoman Wenzel stated that this year she is very interested in getting together an Environmental Committee. She would like Council and the Mayor to submit a list of names of who they think will be interested.

Mayor LaCicero stated that he would start the process of preparing a list.

Council President Zalom stated that the Parking Committee is doing very well. Clem Boyers took lots of pictures of the streets for us. We have another meeting on April 9th and suggestions to Mayor and Council should be coming shortly.

She also stated that she and Chris Parlow came up with the idea of asking the CDBG if the extra funds of $26,000 from the handicap sidewalks and curbs can be used to purchase the firehouse doors. They said that would be okay to do and agreed that every door should be made handicap accessible.

Mr. Parlow stated that the new electric power contract with DTE Energy is a 17 month contract which is good until May 2009 so we are going to have to go out to bid for the next contract is October of 2008. The prices are not looking favorable at this time. He reported that prices have remained relatively the same.

Mr. Parlow also reported that the Primary Election is coming soon and petitions to be placed on the ballot are due by 4:00 pm on April 7th.

COMMENTS FROM THE PUBLIC:
Lachlan Cameron, 115 President Avenue-stated that when Council decides to change a date of an event such as the garage sale they should first check with the churches to see if they were going to participate because having an event on a Sunday washes the churches out completely.

Judy Farfalla, 15 Bond Avenue questioned whether wind power has been looked into for Lavallette?

Mr. Parlow stated that there was some discussion about wind power. Right now they are looking to put a wind farm off the coast to invest in. The Public Power Association has supported the idea. The Association is still waiting for a price proposal.

Councilwoman Wenzel stated that she believes we are uniquely positioned for alternative power because we own our own utility. Windmills are very pretty and wouldn’t look to bad in our town. She suggests when the environmental committee is formed that they continue to look into this subject.

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

Council President Zalom thanked Laurie O’Brien and the Recreation Dept. for the success of the Easter Egg Hunt. She stated that there is a Pork Dinner on April 5th at the Firehouse and the opening day for baseball as well. There is also dodge ball and basketball nights at the school. Also, the borough hall offices were painted so come and check it out.

Councilman Lamb questioned the time frame in reference to the firehouse doors.

Mr. Parlow stated that he should have a contract ready to go for the next meeting of April 7th with Jammer Doors and they should be completed; hopefully, by Memorial Day.

Councilman Ardito stated that he and Chris contacted two solar companies to discuss the alternative option. They both agreed to give us proposals but never came through with those. Also, thank you to whoever took care of the tennis court lights being turned off.

Mayor LaCicero stated that he’s very happy that they rejected the tennis court bid last year. It saved the town a lot of money. He also stated he is not happy with the budget. He thinks there could be some more cuts from departments but will save his comments for the hearing on April 28th.

He also stated that the County Construction Department is done as of July 1. We have a lot of applications to go over and will hiring some officials shortly.

**EXECUTIVE SESSION:** There was no executive session.
ADJOURNMENT:

A Motion was made to Adjourn the Meeting by Council President Zalom. The Motion was Seconded by Councilman Stogdill. All were in Favor. The Motion was Passed. The Meeting was Adjourned at 8:45 pm.

CERTIFICATION

I, Christopher F. Parlow, Municipal Clerk of the Borough of Lavallette, County of Ocean, State of New Jersey do hereby attest these to be a true copy of the minutes of the Regular Meeting of the Mayor and Council held on the 17th day of March 2008.

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Christopher F. Parlow
Municipal Clerk