

BOROUGH OF LAVALLETTE(minutes)
CAUCUS/REGULAR MEETING OF THE MAYOR AND COUNCIL
LAVALLETTE MUNICIPAL BUILDING
January 23, 2017-7:00 pm

CALL TO ORDER: Mayor Walter LaCicero, presiding

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

Councilman Lamb was absent.

Also present: John Bennett, Borough Administrator
Phil George, Borough Attorney
Donnelly Amico, Municipal Clerk

READING OF THE OPEN PUBLIC MEETINGS ACT STATEMENT: Notice of this meeting was published in the Ocean Star on January 6, 2017. Notice was also posted on our municipal bulletin board and municipal website.

MOMENT OF SILENCE: The Mayor asked for a moment of silence and stated that there were no deaths in Lavallette so the audience members should use this moment for their own thoughts.

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

MAYOR'S WELCOMING STATEMENT: The Mayor thanked everyone for coming out to tonight's meeting in this horrible storm that is going on right now. He stated that anyone who wished to comment on any items that were not on the agenda or if they could not stay for the remainder of the meeting they could so now.

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

No one wished to comment at this time.

APPROVAL OF MINUTES:

Minutes of Caucus/Regular Meeting of December 19, 2016
Minutes of Executive Session of December 19, 2016
Minutes of Reorganization Meeting of January 3, 2017

A Motion to approve the minutes was made by Councilman Stogdill. The Motion was Seconded by Councilman Finter. Vote: Council Members Borowski, Filippone, Zalom, Stogdill and Finter voted Yes. The Motion Passed.

REPORTS:

- a) Construction Report for December 2016-Councilwoman Filippone-read report
- b) Zoning Report for December 2016-Councilwoman Filippone-read report
- c) Municipal Court Report for December 2016-Councilwoman Filippone-read report
- d) Police Overtime Report for December 2016-Councilwoman Filippone-read report
- e) Public Works Report for December 2016-Councilman Finter-read report
- f) Public Affairs Report-Council President Zalom-the ski trip was cancelled on Saturday due to the bus breaking down and no other buses were available. She received a letter from a man who will be a full time resident soon and he is a ball room dance instructor and would like to give dance lessons through recreation. Sounds like a good idea so she will be speaking with him about it. The library will be hosting a bus trip to Atlantic City on May 31st. Councilman Borowski stated that the bus company that Recreation uses for their all their trips, Trolley Tours, in his opinion is not very reliable. He went on a bus trip to New York and was stuck three hours on the turnpike because the bus broke down. Why are we not looking into other companies and other prices. Mayor LaCicero stated that we should be getting quotes and should from now on.
- f) Tax Account Report for December 2016-Tax Collector
- g) Revenue Transaction Report for November and December 2016-Chief Financial Officer
- h) Certificate of Determination and Award on BAN 2016B-1-Chief Financial Officer

A Motion to approve the reports was made by Councilman Stogdill. The Motion was seconded by Councilman Finter. Vote: Council Members Borowski, Filippone, Zalom, Stogdill and Finter voted Yes. The Motion Passed.

ON CONSENT AGENDA/OFF CONSENT AGENDA, AND VOUCHERS:

RESOLUTIONS – ON CONSENT:

- 2017-57 refunding planning board escrow in the amount of \$409.00 to William & Elizabeth Davis
- 2017-58 authorizing the refund of a 2013 and 2014 state tax appeal in the amount of \$1,595.59 for 1002 Ocean Front
- 2017-59 refunding planning board escrow in the amount of \$861.00 to James & Lori Cresbaugh
- 2017-60 authorizing the Treasurer to apply 2016 tax overpayments in the amount of \$13,516.75 to 2017 taxes receivable
- 2017-61 approving the submission of a grant application with NJDOT for President Avenue Road Improvements-Mayor LaCicero stated that this will be the first street for approval from the State and we should get approval for this one.
- 2017-62 approving the submission of a grant application with NJDOT for Bryn Mawr Avenue Road Improvements-Mayor LaCicero stated that this will be the second street and will probably be denied for this year and put on for next year.

- 2017-63 authorizing the refund of a subsequent utility payment in the amount of \$348.70 in conjunction with a redeemed tax sale certificate
- 2017-64 authorizing the issuance of a check in the amount of \$14,840.48 for the redemption of a tax sale lien certificate
- 2017-65 authorizing the dates and times upon which Big Ed's Produce may exhibit merchandise in accordance with Chapter 50 of the Code of the Borough of Lavallette
- 2017-66 approving a facilities use application to Breathe Life Yoga to hold yoga classes on the Reese Avenue bay beach on Fridays from June to August from 7:30pm to 8:30pm and on the ocean beach between Newark & Trenton Avenues from June to September from 7:30am to 8:30am-Councilwoman Filippone requested this resolution be pulled and put off consent.
- 2017-67 approving a facilities use application to the Women's Auxiliary of the First Aid to hold a flea market in the first aid/firehouse parking lot on Wednesday, July 26, 2017 with a rain date of Thursday, July 27, 2017 from 6am to 5pm-Mayor LaCicero stated that this is a First Aid flea market and they are utilizing their own facility parking lot.
- 2017-68 approving the job title change for Thomas Eagle from laborer to repairer for the Department of Public Works effective January 23, 2017
- 2017-69 appointing Councilman James Borowski as Commissioner and Councilman Dave Finter as Alternate Commissioner to the New Jersey Public Power Authority
- 2017-70 authorizing the refund of a 2016 state tax appeal in the amount of \$683.28
- 2017-71 authorizing the purchase of a 2017 Hyundai Sante Fe in the amount of \$26,755- Councilman Borowski requested clarification on this vehicle. Councilwoman Filippone stated that the monies used to purchase this vehicle will be coming out of the Construction Department. The vehicle will be used by Mr. Bennett to travel back and forth from home to work and also can be used by the Construction Department when needed. In Mr. Bennett's contract he has the use of a vehicle on a daily basis and when he first came he was given the SUV that Mr. Parlow used. He gave that vehicle back to the Police Department for their use because he felt they needed it more. He then was given a Ford Crown Vic for his use but it is not a very reliable vehicle for that distance every day. Mr. Bennett stated that his salary has some Construction allocated to it, so it still justifies the purchase.
- 2017-72 authorizing the refund of an electric credit in the amount of \$800.00 due to the homeowner generating power through solar panels at 112 Virginia Avenue
- 2017-73 approving a road opening permit to New Jersey Natural Gas for a service retirement at 8 Virginia Avenue which is a 5 year moratorium street

- 2017-74 authorizing the refund of the balance of solar interconnect escrow fees to Gregory Torre of 12 Camden Avenue
- 2017-75 requesting permission from the Director of Local Government Services for a Dedication by Rider for a public access trust fund required by the State of New Jersey-Mayor LaCicero stated that the State is demanding that if a homeowner is in need of a CAFRA permit for any work that is needed on their waterfront home they are requiring that they give access to the public on their right of way. If the homeowner chooses not to they shall give a certain amount of a donation to the town and the town shall put it in a dedicated public access trust fund in order to opt out of the public accessing their property. He stated he knows of two properties already on West Point Island that this applies to.
- 2017-76 authorizing the refund of an electric credit in the amount of \$89.30 to 107 Brown Avenue, LLC due to the sale of the home
- 2017-77 authorizing the Mayor and Municipal Clerk to sign and execute a shared services agreement between the Borough of Lavallette and the Borough of Seaside Park for Construction, Zoning and Code Enforcement Services

A Motion to approve the consent agenda was made by Councilwoman Filippone. The Motion was Seconded by Councilman Stogdill.

The Mayor opened the floor to the public and asked if anyone wished to comment on the consent agenda.

Joe Palinsky, 122 Washington Avenue questioned the First Aid Flea Market and requested that they be told to fill the parking lot with their vendors first before going onto the streets.

Mayor LaCicero stated that he will make sure that they are told this when they receive their approval.

Vote: Council Members Filippone, Zalom, Stogdill and Finter voted Yes. Councilman Borowski abstained on Resolution 2017-69 and yes to all other. The Motion Passed.

RESOLUTIONS - OFF CONSENT:

- 2017-66 approving a facilities use application to Breathe Life Yoga to hold yoga classes on the Reese Avenue bay beach on Fridays from June to August from 7:30pm to 8:30pm and on the ocean beach between Newark & Trenton Avenues from June to September from 7:30am to 8:30am

Councilwoman Filippone stated that it is not the value of the activity or the applicant but her concern is that we approve these activities every year without considering the fact that the Borough also has this activity that we receive the revenues for which right now is running in the red. Is this

still in our best interest to continue to approve these outside vendors even with the 10% profits. She thinks that we should either raise the profit percentage to 20% or figure something else out.

Council President Zalom stated that the Borough's yoga class is at night so maybe we should just approve this application for the morning classes only and not the night ones.

Donnelly Amico, Municipal Clerk stated that she knows of two other applications coming in soon for this activity.

Mayor LaCicero stated that with all of these facilities use application for all activities, we should only allow a certain number for each activity when they apply on a first come, first serve basis. The LBA is also looking to have two food truck events and this is going to need to be discussed because last year when they applied for this, the attorney only allowed us to give them a one time permit for this event. We will not be able to approve them until we figure out what we are going to do first.

Councilman Borowski requested that all of these events be put on a calendar so we know what is going on regarding the facility use applications.

Mayor LaCicero stated that he thinks the yoga application should be tabled until we figure out what we are doing with all these events.

2017-78 approving a facilities use application to the Lavallette Business Association to hold their flea markets in the first aid/firehouse parking area on Saturday, July 15, 2017 and Saturday, August 12, 2017 from 8am to 4pm has been approved

Mr. Bennett stated that this event is not listed on the LBA list of events for approval. He recommends that it should be included with the list and not separated.

Mrs. Amico stated that she will inform the LBA to include it on their list of events for approval and send me the amended list for approval on February 6th.

2017-79 approving a facilities use/special event application to Chuck Sellers from DQ Events to hold a Triathlon on Saturday, June 3, 2017 from 6am to 11am with set up on Friday, June 2, 2017 at 3pm

Councilman Borowski stated that this Triathlon, in reference to the swim part of it, had a lot of First Aid for the swimmers. There were a lot of cuts and gashes on their feet. My recommendation is that if it is approved again that they be told that the swimmers are required to wear swim shoes due to the safety concerns.

Mayor LaCicero stated that we should table this one as well until we discuss further.

2017-80 authorizing the Borough Engineer to prepare specs, advertise and receive bids for the Water Tank Repainting project

Mr. Bennett stated that Jack Berens from our Engineer's office has told us that we have been approved for this loan and the 50% forgiveness. The loan amount is roughly \$1.3 million which will give us about \$500,000 of loan forgiveness. Part of the process now, since we were approved is to begin the bid process.

A Motion to approve this resolution was made by Councilman Finter. The Motion was Seconded by Councilman Stogdill.

The Mayor opened the floor to the public and asked if anyone wished to comment on any of these resolutions.

Joe Palinsky, 122 Washington Avenue stated that regarding the facilities use applications, you should be giving a date of when all the applications should be received and a date of when they will be reviewed and approved.

Mayor LaCicero stated that we will put that on our list.

No one else wished to speak. The Mayor closed the floor to the public and asked Council for a vote on Resolution 2017-80.

Vote: Council Members Borowski, Filippone, Zalom, Stogdill and Finter voted Yes. The Motion Passed.

APPROVAL OF VOUCHERS:

2017-81 Bills List in the amount of \$2,785,154.90

A Motion to approve the bills list was made by Councilman Stogdill. The Motion was seconded by Councilwoman Filippone. Vote: Council Members Borowski, Filippone, Zalom, Stogdill and Finter voted Yes. The Motion Passed.

ORDINANCES ON FOR FIRST READING/INTRODUCTION:

ORDINANCE NO. 2017-02 (1162) AN ORDINANCE OF THE BOROUGH OF LAVALLETTE, COUNTY OF OCEAN, STATE OF NEW JERSEY, TO AMEND THE LAVALLETTE BOROUGH CODE, SPECIFICALLY, CHAPTER 20, ENTITLED, "CONSTRUCTION CODES, UNIFORM TO SHARED SERVICES AGREEMENT

The Mayor stated that newly elected Councilman Raymond Amabile was present. This is the Ordinance that had some changes needed and is on for introduction regarding the shared services agreement with Seaside Park.

Mr. Bennett stated that he had a meeting with the Seaside Park Borough Attorney, Steve Zabarsky And some of the language needed to be changed. Seaside Park will have the shared services Agreement on and this Ordinance on at their next meeting on Thursday, January 26, 2017.

A Motion to introduce this ordinance was made by Councilwoman Filippone. The Motion was Seconded by Councilman Stogdill. Vote: Council Members Borowski, Filippone, Zalom, Stogdill And Finter voted Yes. The Motion Passed.

Public Hearing and Final Adoption is scheduled for February 6, 2017

Councilman Ray Amabile invited Mayor and Council to their Council Meeting on Thursday.

ORDINANCE NO. 2017-03 (1163) AN ORDINANCE OF THE BOROUGH OF LAVALLETTE, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING CHAPTER 20 OF THE CODE OF THE BOROUGH OF LAVALLETTE TO AMEND VARIOUS FEES

Mayor LaCicero stated that we needed to amend our fees in order to be in line with Seaside Park Fees as well before this shared services agreement can take place.

A Motion to introduce this ordinance was made by Councilwoman Filippone. The Motion was Seconded by Councilman Finter. Vote: Council Members Borowski, Filippone, Zalom, Stogdill And Finter voted Yes. The Motion Passed.

Public Hearing and Final Adoption is scheduled for February 6, 2017

ORDINANCES ON FOR PUBLIC HEARING AND FINAL ADOPTION:

ORDINANCE NO. 2017-01 (1161) 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

Mayor LaCicero stated that this is an ordinance that needs to be done every three years for our Salary ranges.

A Motion to adopt this ordinance was made by Councilman Finter. The Motion was Seconded By Councilwoman Filippone.

The Mayor opened the public hearing and asked if anyone wished to comment on this ordinance.

No one wished to comment.

The Mayor closed the public hearing and asked Council for a vote on this ordinance.

Vote: Council Members Borowski, Filippone, Zalom, Stogdill and Finter voted Yes. The Motion Passed.

2ND PUBLIC HEARING FOR CDBG APPLICATION FOR YEAR 2017:

The Mayor opened the 2nd public hearing on the CDBG Application for 2017

Council President Zalom stated that our Engineer's office is preparing our 2017 CDBG

Application and this year we are applying for the funds for a Trenton Avenue handicap Accessible walkover. The beach replenishment project is giving us three handicap accessible Walkovers with their project on the three wide streets but only giving us a pedestrian walkover like all the other streets on Trenton Avenue. Since there are a lot of handicap Residents in the south end of town and closer to Trenton Avenue we have decided to use the CDBG funds to upgrade that walkover. The project will cost us roughly \$58,000 according to the DEP. The Army Corps.'s contractor will construct the handicap walkover when their project starts so we will have to pay for the upgrade before we receive the funds from CDBG. We are hopeful that we will be receiving at least \$30,000 from CDBG which will leave us roughly \$27,000 our responsibility.

The Mayor asked if anyone wished to comment on this application and project.

No one wished to comment.

The Mayor closed the public hearing on the CDBG 2017 application.

COMMUNICATIONS:

Legal:

- a) Eric M. Bernstein & Associates/Eric Bernstein, Esq./Borough of Lavallette Construction of New Lifeguard Building/letter to PennKraft Building Systems, LLC/Received December 7, 2016
- b) Eric M. Bernstein & Associates/Eric Bernstein, Esq./Borough of Lavallette Construction of New Lifeguard Building/letter to O'Donnell, Stanton & Associates/Received December 7, 2016
- c) Eric M. Bernstein & Associates/Eric Bernstein, Esq./Borough of Lavallette Construction of New Lifeguard Building/letter to Paulus, Sokolowski & Sartor (PS&S)/Received December 7, 2016
- d) Eric M. Bernstein & Associates/Eric Bernstein, Esq./Borough of Lavallette and Wallace Contracting, Inc./letter to Channel 12 News/Notice to Preserve Evidence/Received December 21, 2016
- e) Eric M. Bernstein & Associates/Eric Bernstein, Esq./Relocation of Electrical Transformer/Received December 28, 2016
- f) Eric M. Bernstein & Associates/Eric Bernstein, Esq./Emergency Services Volunteer Length of Service Award Program/Received January 18, 2017

Engineering:

- a) O'Donnell, Stanton & Associates/Michael O'Donnell, Engineer/Installation of New Standby Generator/Final Pay Estimate/Received December 5, 2016
- b) O'Donnell, Stanton & Associates/Michael O'Donnell/Municipal Building/As-Built Survey & Elevation Certificate/Received December 5, 2016
- c) O'Donnell, Stanton & Associates/Jack Berens, Engineer/NJ Environmental Infrastructure Financing Program/Water Storage Tank Repainting/Received January 4, 2017

- d) O'Donnell, Stanton & Associates/Jack Berens, Engineer/NJ Environmental Infrastructure Financing Program/Water Storage Tank Repainting/Received January 6, 2017
- e) O'Donnell, Stanton & Associates/Jack Berens, Engineer/NJ Environmental Infrastructure Financing Program/Water Storage Tank Repainting/Received January 10, 2017

New Jersey League of Municipalities:

- a) Weekly Update/Received December 2, 2016
- b) Weekly Update/Received December 9, 2016
- c) Weekly Update/Received December 16, 2016
- d) Calendar Year Budget Matters/Received December 21, 2016
- e) Weekly Update/Received December 22, 2016

General With No Action:

- a) Ocean County Municipal Joint Insurance Fund/Perma Risk Management Services/2017 Budgets/Received December 15, 2016
- b) State of New Jersey/Department of Community Affairs/Louis J. Mraw, Supervisor/Demolition of 20 Princeton Avenue is complete/Jurisdiction of property is returned to the Borough/Received December 20, 2016
- c) Office of the Ocean County Engineer/Thomas Hartman, Supervising Engineer/Preconstruction Meeting/Stormwater Management Contract/Received December 23, 2016-Council President Zalom stated that someone from Public Works attended this meeting.
- d) DEP News Release/State Park Service Kicks Off New Year with First Day Hikes/Received December 28, 2016
- e) DEP News Release/Christie Administration Announces Completion of Major Project to Improve Emissions from Newark Waste-To-Energy Plant/Received December 28, 2016
- f) State of New Jersey/Department of Transportation/Douglas Dillon, Principal Traffic Engineer/Restricted Parking Regulations/Handicapped Parking/Time Limited Parking Requested in Front of Municipal Building Approved/Received December 28, 2016
- g) DEP News Release/Christie Administration Awards \$14.3 Million in Recycling Grants to Promote Local Recycling Efforts/Received January 5, 2017
- h) New Jersey American Water/Frank Simpson/Petition to Change the Levels of its Purchased Adjustment Clause and Purchased Wastewater Treatment Adjustment Clause/Received January 9, 2017
- i) DEP Release/Christie Administration Announces Award of Contract for Construction of Northern Ocean County Beaches and Dunes/Received January 13, 2017-Mayor LaCicero stated that the project will start in March sometime and they still do not know where it will start.
- j) James Peeney/235 Westmont Avenue/Holy Name Society of St. Pio/Octoberfest Event at St. Pio Parish Hall on September 23, 2017 from 6pm to 9pm/Received January 18, 2017
- k) Ocean County Homeless Prevention and Assistance Coalition/Patricia Cash, HPAC Chair/Project: Homeless Connect and Point In Time/Received January 20, 2017

General With Action:

- a) NJBIA/Michele Siekerka, President/requesting the Mayor Nominate a company in Lavallette that has done a quality of life project/Received December 20, 2016-Mayor stated that he will research this.
- b) Patricia and Walter Boyer/renters at 2 Bond Avenue/requesting permission from Mayor and Council to collect the old boards that are being discarded by Public Works during the boardwalk renovation/Received January 17, 2017-Mr. George stated that the old boards can be given to the Boyers but it needs to be stipulated that they cannot be resold by them. Also, a release should be sent to them just for any safety reasons so the Borough is not held liable.
- c) Friends of Lavallette Beautification/Arleen Maglionico, Chairperson/requesting to hold a plant sway at the pavilion by the tennis courts on June 10th and permission to put signs up to advertise on Rt. 35 North and South and Bay Blvd. on the day of the event/Received January 18, 2017-Mayor stated that this is one of our Committee's and this is an annual fundraiser event where they give the Borough proceeds from.
- d) Board of Chosen Freeholders/John Kelly and Gerry Little, Freeholders/2017 County Road Improvement Program Annual meeting/requesting Mayor to set up meeting between February 21st and February 24th for the annual interlocal service requests for 2017/Received January 19, 2017-Mayor LaCicero stated that this is an annual meeting where we give them certain items that we would like done in the Borough from County. He requested Council think about certain projects they would like done and give him a list to take to his meeting. Councilwoman Filippone stated that there have been so many road openings on Pershing and Dickman on WPI and they are County Roads so I would like those roads to be repaved soon.

UNFINISHED BUSINESS:

Discussion on shed for Police Department and on use Union Church for Yoga Classes-John Bennett

Chief Grant was present to discuss and answer any questions that Mayor and Council might have on the shed/polebarn that he was purchasing.

Chief Grant stated that this shed will be located down at the Newark Avenue Treatment Plant next to the shed that the Beach Captain stores all his equipment in. We will be storing our Polaris in there, message boards, pedestrian signs, barriers and cones and anything else that we need to store.

A Motion to approve the purchase of the pole barn for the Police Department was made by Councilwoman Filippone. The Motion was Seconded by Council President Zalom. Vote: Council Members Borowski, Filippone, Zalom, Stogdill and Finter voted Yes. The Motion Passed.

Mr. Bennett stated that this shed is coming out of the Police's O&E budget for 2016 and was already encumbered. The price of the shed was \$13,050 and the concrete slab will be roughly \$2,500. It also won't be as far out as the beach shed is. It's a little smaller than theirs is. Also, the Chief has come up with a great plan for his Class I and II Officers to keep them here a little longer than they stay now. He has done a salary range for them of \$13.00 to \$18.00 max per hour. The

monies will be coming out of the training for them that still has money left in it. These Officers help with shifts and also helps with the dispatcher shifts to prevent overtime occurring.

Mayor LaCicero stated that he thinks it a great idea to use the training money for their salaries. It's a good plan.

Councilwoman Filippone stated that more money offered per hour is an incentive to keep them here.

Council President Zalom stated that we pay a monthly fee of \$150 to the Union Church to use their facilities for our exercise programs.

Mr. Bennett stated that we have no agreement to authorize these monthly payments. We already operate with a loss in Recreation for these programs so paying the \$150 per month for this is creating just more of a loss. Why can't we use the firehouse or first aid for these programs? As of right now, we don't even have enough money for the concerts.

Mayor LaCicero stated that there are some events that we are going to have subsidize especially the concerts. We are going to need a list of all the recreational activities and how much they are costing us. We need to know what's in the red and what is making us money.

A Motion to approve the monthly rent of \$150 for the Union Church until the budget is reviewed and finalized was made by Council President Zalom. The Motion was Seconded by Councilman Finter. Vote: Council Members Borowski, Filippone, Zalom, Stogdill and Finter voted Yes. The Motion Passed.

State of New Jersey Department of Environmental Protection Final Administrative Consent Order

Mr. Bennett stated that we paid roughly \$8500 towards this fine and the rest was supposed to be put into this Interpretive Trail with signage and plants along the bay front and boardwalk. This has not been done yet but needs to get done immediately. We have the paperwork of where the signs and plantings should go but we needed to get the language for the specific signs.

Mr. George stated that he remembers this plan and he believes that he has a copy of the signs and the language. He will check and let us know.

Council President Zalom stated that she has reached out to her contact at the DEP and she should be sending us the language we will need to use.

Discussion on the purchase of a garbage truck for the Department of Public Works

Mr. Bennett stated that we will have to go out to bid for the garbage truck. He would like an approval from Council to go out to bid for this truck. We also will be using the Recycling trust monies towards this purchase of roughly \$100,000.

A Motion to approve the Administrator to go out to bid for the garbage truck was made by Councilman Finter. The Motion was Seconded by Councilman Stogdill. Vote: Council Members Borowski, Filippone, Zalom, Stogdill and Finter voted Yes. The Motion Passed. Resolution 2017-82

NEW BUSINESS:

Discussion of Renumbering of Condominium Unit 2301B Grand Central Avenue to 26 Newark Avenue requested by Thomas Cupito

Mayor LaCicero stated that it looks like he has all the proper paperwork in order for approval.

A Motion to approve the renumbering of 2301 Grand Central Avenue was made by Councilman Finter. The Motion was Seconded by Councilman Stogdill. Vote: Council Members Borowski, Filippone, Zalom, Stogdill and Finter voted Yes. The Motion Passed. Resolution 2017-83

Mr. Bennett stated that Matt Burk is in the process of getting the calendar done so we are on track with that. He stated that he also would like to look into doing mercantile licenses on an annual basis for the business owners to be in our calendar which will offset the costs for the calendar but that will not be able to work with this calendar. Kaitlyn downstairs is also in the process of ordering the blankets and towels with the Lavallette seal for purchase. He is also in the process of some more ordinances for time limits on how long signs can be out, loading zones, and increasing the fee for using a credit card for beach badges.

Mayor LaCicero stated that last year when the LBA put a facilities use application in for the food truck festival Mr. Bernstein told us we could only issue them a one time permit for this event and we would have to discuss it further if any more of these requests were going to come in.

Councilwoman Filippone stated that this year the LBA is asking for two events with food trucks.

Mayor LaCicero stated that maybe we can do some type of auction for these as well as the yoga classes. Founder's Day is also going to have a food truck at their event so we definitely need to figure this all out before summer hits. Maybe do a one time permit for a different fee than the facilities use. Something like the social affairs permit and charge that type of fee of \$150 or \$250.

Mr. George stated that he will have to look at the code and see what we can do with this. He will also discuss it with Eric.

COMMENTS FROM THE PUBLIC:

Mark Speaker, 111 Brown Avenue stated regarding the food trucks he will have to let the LBA know of this. It might be too much for them to deal with. Maybe Council could look into some type of range of fee for them. Also, while you are looking where you could collect revenues for the Borough, how about a dumpster fee. When a contractor or homeowner gets a dumpster on their property, we should require a permit for this. Even try an annual permit for contractors who utilize the dumpsters more frequently.

Mr. Bennett stated that right now we do not have a permit for them and they are also not allowed on the street just on the property.

Councilman Borowski stated that he appreciates trying to look for more revenues for the town but what happened to less taxes and more government. This town has always been famous for having low taxes and not charging for every little thing.

Mr. Speaker questioned if the LBA could put signs up the day of their events as well on Rt. 35?

Councilwoman Filippone stated that on the highway there is an easement so she doesn't think it is legal to put them there at all.

Clem Boyers, 20 Kerr Avenue thanked Councilman Lamb for getting Public Works to take care of the drainage issue by Faith Lutheran Church. It is so much better than it was.

COMMENTS OF THE MAYOR AND COUNCIL MEMBERS:

Council President Zalom thanked everyone for being honored for her 25 years of service to the Borough. The Republican Club had a party with a cake for her at Lenny's and the Ocean County Republican Women were also there. She received a Proclamation from the Ocean County Freeholders. It was all so very kind and she was very grateful.

Councilman Borowski stated that this last week the PPANJ have been holding interviews for the new Executive Director. We will be having our next meeting in this room actually, on Thursday, January 26th at 10:30 am and we will be hiring a new one. Also, he wanted to acknowledge the line workers from Public Works who were working diligently on a down power line today in this awful weather. They deserve the appreciation having to handle electric in this horrible weather.

EXECUTIVE SESSION:

Mr. George stated that there is a need to go into executive session to discuss a personnel matter where the employee was rice noticed and a potential litigation matter regarding the lifeguard building mold issue. No formal action will be taken.

Personnel Matter

Update on Lifeguard Building Mold Issue

A Motion to adjourn the Caucus/Regular Meeting to go into executive session was made by Councilman Finter. The Motion was Seconded by Councilman Stogdill. Vote: All of Council was in favor. The Motion Passed.

The Caucus/Regular meeting was adjourned to go into executive session at 9:15 pm.

A Motion to reconvene the Caucus/Regular Meeting was made by Councilwoman Filippone. The Motion was Seconded by Councilman Finter. Vote: All of Council was in favor. The Motion Passed.

Mr. George stated that while in executive session there was discussion on a personnel matter of an employee who had a workman's comp injury. The employee was rice noticed. We also discussed a potential litigation issue regarding the lifeguard building. Councilman Stogdill was excused from the Executive Session due to some relation to the employee. There was no formal action taken.

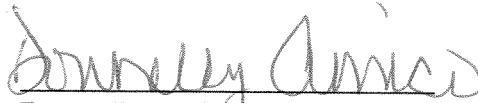
ADJOURNMENT:

A Motion to adjourn the Caucus/Regular Meeting was made by Councilwoman Filippone. The Motion was Seconded by Councilman Finter. Vote: All of Council was in favor. The Motion Passed.

The Caucus/Regular Meeting was adjourned at 10:01 pm.

CERTIFICATION

I, Donnelly Amico, 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 meeting held on the 23rd day of **January 2017**



Donnelly Amico
Municipal Clerk