

BOROUGH OF LAVALLETTE (minutes)
REGULAR MEETING OF THE MAYOR AND COUNCIL
LAVALLETTTE MUNICIPAL BUILDING – COUNCIL CHAMBERS
Monday, December 20, 2010-7:00 pm

CALL TO ORDER: Mayor Walter G. LaCicero, presiding

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

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 Don Drescher a long time resident of Lavallette and for all the troops overseas.

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

MAYOR’S WELCOMING STATEMENT: The Mayor thanked everyone for coming to the last meeting in 2010.

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.

No one wished to comment.

The Mayor closed the floor to public comment.

APPROVAL OF CLERK’S MINUTES:

Caucus/Regular Meeting of December 6, 2010
Request for Proposal Minutes for Borough Attorney of December 9, 2010
Request for Proposal Minutes for Borough Auditor of December 9, 2010
Request for Proposal Minutes for Municipal Prosecutor of December 9, 2010

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

RESOLUTIONS – ON CONSENT:

- 2010-288 accepting a donation in the amount of \$1,000.00 from the Lavallette Heritage Committee towards the purchase of a holiday wreath swag for the Borough of Lavallette-Council President Zalom thanked the Heritage Committee for their wonderful donation. The snowflakes are beautiful when they are lit up but the swags are pretty in the daytime and at night. Councilwoman Filippone questioned how many more swags we purchased. Council President Zalom stated that we ordered just one and it is up already.

- 2010-289 2010 budget appropriation transfers in the amount of \$23,000

- 2010-290 authorizing the cancellation of various current fund balances in the amount of \$2,677.71

- 2010-291 approving the changes in the Lavallette Volunteer Fire Company #1 by-laws

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

RESOLUTIONS-OFF CONSENT:

There were no resolutions off consent.

APPROVAL OF VOUCHERS

- 2010-292 Bills List in the amount of \$425,835.53

A Motion was made by Councilwoman Filippone to approve the bills list. The Motion was seconded by Councilman Stogdill. Vote: Council Members Borowski, Zalom, Stogdill, Horan and Lamb voted Yes. Councilwoman Filippone abstained on PO #10-00957 and yes to all others. The Motion Passed.

ORDINANCES ON FOR SECOND READING/FINAL ADOPTION

ORDINANCE NO. 2010-17 (1089) ORDINANCE OF THE BOROUGH OF LAVALLETTE, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING CHAPTER 90 OF THE CODE OF THE BOROUGH OF LAVALLETTE ENTITLED "ZONING"

Mr. Parlow stated that this ordinance was presented by the Planning Board. There are a number of changes that are incorporated into this ordinance.

A Motion was made by Councilman Lamb to adopt Ordinance 2010-17 (1089). The Motion was seconded by Councilman Stogdill. At this time the Mayor opened the public hearing on Ordinance 2010-17 (1089) and asked if anyone wished to be heard.

Councilman Horan questioned 90-69 referring to the size of the parking spaces. He questioned whether or not a duly truck would still be able to fit in the parking space and if not would they be ticketed.

Mayor LaCicero stated that these parking spaces that are being changed in this ordinance are strictly deal with the construction of residential homes and the required off-street parking spaces.

Clem Boyers, 20 Kerr Avenue questioned if this affects the on street parking?

Mayor LaCicero stated that the on street parking has a different standard and is not affected with this change.

There were no additional comments from the public.

The Mayor closed the Public Hearing and asked for a vote on Ordinance 2010-17(1089). Vote: Council Members Borowski, Filippone, Zalom, Stogdill, Horan and Lamb voted Yes. The Motion Passed.

ORDINANCE NO. 2010-18 (1090) ORDINANCE OF THE BOROUGH OF LAVALLETTE, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING THE CODE OF THE BOROUGH OF LAVALLETTE TO ADJUST VARIOUS FEES CHARGED WITHIN THE CODE

A Motion was made by Councilwoman Filippone to adopt Ordinance 2010-18 (1090). The Motion was Seconded by Councilman Horan. The Mayor opened the Public Hearing on Ordinance 2010-17 (1090) and asked if anyone wished to comment. No one wished to comment at this time. The Mayor closed the Public Hearing and asked for a vote on Ordinance 2010-18 (1090). Vote: Council Members Borowski, Filippone, Zalom, Stogdill, Horan and Lamb voted Yes. The Motion Passed.

UNFINISHED BUSINESS:

There was no unfinished business.

NEW BUSINESS:

Approval for the Lavallette Democratic Club Meeting Dates in Council Chambers for 2011

A Motion was made by Councilman Horan to approve the Democratic Club Meeting Dates for 2011. The Motion was seconded by Council President Zalom. Vote: Council Members Borowski, Filippone, Zalom, Stogdill, Horan and Lamb voted Yes. The Motion Passed.

Finalize 2011 Council Meeting Dates

There was discussion about the Council Meeting dates for 2011. Mayor and Council agreed on changing the two March dates to the 14th and 28th for 2011 and the February meeting changed to Tuesday, February 22nd. The Council Meetings will be voted on at the Reorganization Meeting being held on January 3, 2011.

PUBLIC HEARING:

2011 Community Development Block Grant

A Motion was made by Councilman Lamb to open the Public Hearing on the 2011 Community Development Block Grant Program. The Motion was seconded by Councilman Horan. All of Council was in Favor. The Mayor opened the Public Hearing.

Council President Zalom stated that the CDBG Program requires two public hearings before the award of the grant. The purpose of the hearing is to receive suggestions or ideas from the public on what to items or issues maybe addressed in this year's grant. She explained that the Borough received a grant in 2009 and we chose the dune walkover project and now we are eligible again in 2011. We are not a designated target neighborhood so we mostly are eligible to use the monies for handicap accessible improvement projects. If anyone from the community has some suggestions or any ideas please let the Council know. The next public hearing will be on January 24, 2010 and she is hoping to have some good ideas. She is hopeful that the Borough may receive \$60,000 this year.

Mayor LaCicero questioned if we could help the resident out on Elizabeth Avenue with the handicap child and maybe do something on that street end.

Council President Zalom stated that she has had him in mind for that street end however, his street does not have an overlook but maybe we can accommodate him with the type of beach mat that was on President Avenue during the summer.

Councilwoman Filippone questioned how many beach wheels we have.

Councilman Lamb stated that he believed that we have four.

Councilwoman Filippone questioned if we ever run out of them or are there enough for what we have.

Councilman Lamb stated that to his knowledge he does not believe that we have ever not had one for a request.

Councilwoman Filippone stated that we should put some down at Elizabeth Avenue for the resident with the handicap child to make it more convenient for him or like Anita said the Mobi mat that was on President Avenue.

Council President Zalom stated that she did get a lot of feedback on that mat.

Councilwoman Filippone questioned what the price was on the mat.

Mr. Parlow stated that he believed they were \$4,000 a block.

Councilwoman Filippone stated that maybe we could put one per beach. That would be a nice project. That was her suggestion as well as the purchase of additional beach wheels..

Council President Zalom stated that maybe we could purchase another beach wheels also. We will see what happens.

Councilman Lamb questioned if there was any chance that we will not receive the grant.

Council President Zalom stated that the grant is federal and we will get it definitely for 2011. The amount is unknown.

Mayor LaCicero stated that the next hearing is January 24th so we will need your suggestions and ideas by that date.

Mayor LaCicero opened the floor for public comment.

Clem Boyers, 20 Kerr Avenue stated that we already have a lot of access for beach wheels. We have public works guys out there digging trenches to try and keep the boards clear of sand from the storms and they are doing a great job at making that happen. Putting these Mobi mats down will cause a problem with the trenches. There is great access in other spots for the chairs so let's not mess with the trenches.

Councilwoman Filippone stated that the mats are removable and not permanent and would only go down in the summer.

There was no additional public comment.

The Mayor closed the public hearing on the 2011 Community Development Block Grant Program Hearing and advised that the next public hearing will be on January 24, 2010.

Councilman Borowski read the Public Works Report for the Quarter of October, November and December 2010.

COMMENTS FROM THE PUBLIC:

Mayor LaCicero opened the floor for public comment.

Joe Palinsky, 122 Washington Avenue thanked Mayor and Council for a brief meeting tonight. He questioned whether we could combine the school election with the general election each year.

Mr. George stated that the school board election is set by State Statute and we have no ability to change the date.

COMMENTS OF THE MAYOR AND COUNCIL MEMBERS:

Council President Zalom stated that she was a substitute teacher today at the Lavallette Elementary School and she taught Social Studies. The children were asking her when the “nice rink” was going to be ready for skating. She spoke with Diana at Public Works and she reported to her that they were just waiting for some non-windy days to place the tarp. She asked all not to forget about the ski trip on January 22, 2010.

She also reported that there was a homeowner that approached her who is a Tennis Instructor in her hometown and she would like to give tennis lessons in the summer. She would like to use the Borough’s tennis courts and give us a list of her students and the fees and we would take a percentage for the use of our courts.

Councilman Borowski stated that she wants to give private lessons not joined with recreation but just use our courts.

Councilwoman Filippone stated that we would still need some sort of certificate of insurance. Her suggestion is for her to write up some sort of proposal and we should review it and get back to her.

Council President Zalom stated that the Wreaths Across America came on December 11th and it was a short but great ceremony. The Sea Cadets from Lakehurst Naval Base came and a Chaplain from there also spoke. She did a wonderful job and she would like to see her speak at our Memorial Day Services. She also gave a Merry Christmas to all and she asked all not to forget about the Lavallette Birthday Party, which was scheduled for tomorrow.

Councilman Horan stated that he has been in touch with Chuck Appleby from Seaside Park and he is in charge of their Environmental Committee. On June 4th, they will be having an Environmental Day and would like Lavallette to participate. He will be bringing the Council more information as the date gets closer.

Mayor LaCicero stated that there is going to be a Lunar Eclipse tonight so make sure you check it out if you are awake. Our reorganization meeting will be held on January 3, 2010. He wished all a Merry Christmas and Happy New Year.

EXECUTIVE SESSION:

Mr. George stated that there exists a need for an Executive Session to discuss personnel matters pertaining to the Animal Control Officer and there will be discussion on the Professional Contracts for 2011. There will be no action taken.

A Motion was made by Councilwoman Filippone to adjourn the Regular Meeting to go into Executive Session. The Motion was seconded by Councilman Stogdill. All of Council was in Favor. The Motion Passed.

The Regular Meeting was adjourned to enter into Executive Session at 7:39 pm.

A Motion was made by Councilman Stogdill to reconvene the Regular Meeting. The Motion was seconded by Councilman Horan. All of Council was in Favor. The Motion Passed.

The Regular Meeting was reconvened at 8:00 pm.

Mr. George stated that in Executive Session the Council discussed responsibilities, compensation, as well as, the use of a vehicle for use by the Animal Control Officer. There was also a discussion on the Professional Contract Proposals received for 2011 and possible appointments. Mr. George stated that he recused himself for the Professional Contract talks and returned after that discussion was finished. There was no action taken.

ADJOURNMENT:

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

The Regular Meeting was adjourned at 8:01 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 held on the 20th day of **December 2010**

Christopher F. Parlow
Municipal Clerk