

BOROUGH OF LAVALLETTE(minutes)
CAUCUS/REGULAR MEETING OF THE MAYOR AND COUNCIL
LAVALLETTE MUNICIPAL BUILDING
Monday, March 19, 2018-7:00 pm

CALL TO ORDER: Mayor Walter G. LaCicero, presiding

ROLL CALL: Council Members Borowski, Lamb, Zalom, Stogdill, Finter and Filippone
Councilwoman Filippone was absent.

Also present: Robert Brice, 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 12, 2018. Notice was also posted on our municipal website and bulletin board.

MOMENT OF SILENCE: The Mayor asked for a moment of silence for longtime resident Jim Haag of Elizabeth Avenue who recently passed away.

Councilman Stogdill stated that that the Haag's have been lifelong friends with my family for many years. Jim was very active with different groups such as the Republican Club, he was on some of our advisory committees and he was the long time bus driver for many years. He will be missed very much.

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

MAYOR'S WELCOMING STATEMENT: The Mayor thanked everyone who came out to tonight's meeting. We will be introducing our budget tonight. We have been told by our Auditor that we are financially in really good shape which is allowing us to have a 0 tax increase for this year. We want to really thank Chrissa, the CFO who keeps our finances in great shape was solely responsible for doing our budget this year and she did a great job. We received a letter the other day from the County Tax Board denying our request to get an extension on their request for the Borough to do a reval. Our attorney already appealed the decision to Superior Court so hopefully we will get it pushed off for a few years. To have to do this is going to cost the Borough a lot of money so we are hoping to push it off for now.

Council President Zalom questioned if any other towns were requested to do this reval from the County that were affected by Sandy?

Mayor LaCicero stated that as far as he knew it was only Lavallette.

Councilman Borowski stated that the ratios that were provided by our Assessor should have been enough to see that we are not ready for a reval just yet. Looking at some of the County's data that

they based the request on regarding some of the sale prices should definitely not have been included.

Mayor LaCicero stated that if anyone wished to comment on any items that are not on the agenda or if they could not stay for the remainder of the meeting they could do so now.

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

Vincent Mazza, 901 Bay Blvd. stated that he has been a homeowner for two years now and lives on Bay Blvd. by Magee Avenue. He stated that the flood lights by the tennis courts seem to be remaining lit all night long. They are very bright and they seem to be shining towards the houses.

Mayor LaCicero stated that he was not aware of that but Councilman Lamb will have public works check on it and make sure the timer is corrected.

Lou Bringuier, 2400 Grand Central Avenue, stated that he just wanted to make sure that when it comes time to renew the liquor license of Capriccio's that they will be enforcing restrictions as far as the noise levels the vibrations of the music and areas that they cannot encroach.

Mayor LaCicero stated that they will definitely be putting restrictions on their liquor license and if these restrictions are not held to we will be rescinding their license right away.

APPROVAL OF MINUTES:

Minutes of Caucus/Regular Meeting of March 5, 2018

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

ON CONSENT AGENDA/OFF CONSENT AGENDA, AND VOUCHERS:

RESOLUTIONS – ON CONSENT:

- 2018-115 establishing hourly rates for 2018 for the Police Department
- 2018-116 recognizing April 3rd as Mayor and County Recognition Day for National Service and National Volunteer Week from April 15th
- 2018-117 approving a facilities use application from Danielle Maoli to hold yoga classes on the ocean beach at Ortle Avenue on Saturdays and Sundays from 7am to 8am from June 30th through September 2nd 2018

- 2018-118 appointing Kimberly McNally to the full time position of Clerk I for the Administration Office at an annual salary of \$30,000 effective immediately

- 2018-119 authorizing the refund of a Seaside Park mercantile license to the Belvidere Hotel in the amount of \$510.00 due to the submittal of a duplicate payment

- 20018-120 authorizing the refund of a curb fee in the amount of \$100 to the Borough of Seaside Park due to that fee remaining with that jurisdiction

- 2018-121 requiring mandatory governing body certification of compliance with the United States equal opportunity commission’s enforcement guidance on the consideration of arrest and conviction records in employment decisions under Title VII of the Civil Rights Act of 1964-Mayor LaCicero stated that this is a new law that needs to be done before our budget can be introduced.

- 2018-122 approving a facilities use application to Joni Brennan of the Lavallette Democratic Club to hold their meetings in Council Chambers once a month on Tuesdays at 7pm for the year 2018

- 2018-123 approving a facilities use application to Soccer Shots to hold children’s soccer on Mondays from 5:30 pm to 7pm at Chandler Field starting April 9th through June 11th 2018

- 2018-124 approving two raffle licenses for the Lavallette School PTO to be held on April 13th and May 11th 2018

- 2018-125 approving a facilities use application to Dawn Keen from the Center of Health & Healing to hold yoga classes in the field area in front of the gazebo on Tuesdays, Thursdays and Saturdays from June 5th through August 28th 2018-Councilman Borowski requested this be put off consent.

- 2018-126 approving a facilities use application to Yakkity Yaks Kayaks to utilize the bay beach by Vance Avenue daily from 10am to 4pm for drop off and pickup of kayaks to and from the bay starting August 24th to September 30th 2018-Councilman Borowski requested this to be put off consent.

- 2018-127 accepting the donation of a K.I.A. (Killed In Action) flag from Kempton Flag, LLC to hang from our flag pole to honor veterans who made the ultimate sacrifice for our Country

A Motion to approve the consent agenda minus Resolutions 2018-125 and 2018-126 was made by Council President Zalom. The Motion was Seconded by Councilman Finter.

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

No one wished to comment.

The Mayor closed the floor to the public and asked Council for a vote on the consent agenda minus Resolution 2018-125 and 2018-126.

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

RESOLUTIONS - OFF CONSENT:

2018-125 approving a facilities use application to Dawn Keen from the Center of Health & Healing to hold yoga classes in the field area in front of the gazebo on Tuesdays, Thursdays and Saturdays from June 5th through August 28th 2018

Councilman Borowski questioned if this approval was just for the area in front of the gazebo and not the gazebo itself and are these times going to affect any events we are having in that area?

Council President Zalom stated that we use to have the yoga there as a town every summer and it didn't interrupt anything. The resolution has some dates that she cannot have it due to events so we should be fine.

A Motion to approve this resolution was made by Council President Zalom. The Motion was Seconded by Councilman Finter.

The Mayor opened the floor to the public and asked if anyone wished to comment on this resolution.

No one wished to comment. The Mayor closed the floor to the public and asked Council for a vote on this resolution.

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

2018-126 approving a facilities use application to Yakkity Yaks Kayaks to utilize the bay beach by Vance Avenue daily from 10am to 4pm for drop off and pickup of kayaks to and from the bay starting August 24th to September 30th 2018-Councilman Borowski requested this to be put off consent.

Councilman Borowski just wanted to make sure that this approval is just to utilize the beach for drop off and pick up to the bay and it won't be used for any storage of the vessels or equipment.

Mayor LaCicero stated that it seems to state just for pick up and drop off and he understood that when we discussed it with him last year.

A Motion to approve this resolution was made by Council President Zalom. The Motion was Seconded by Councilman Stogdill.

The Mayor opened the floor to the public and asked if anyone wished to comment on this resolution.

No one wished to comment. The Mayor closed the floor to the public and asked Council for a vote on this resolution.

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

2018-128 approving a facilities use application by Sharks Marine Explorer Day Camp to hold their classes on the bay front from June 25th through August 30th 2018 from 9:30 am to 11:30 am and 1pm to 3:30pm, Mondays through Thursdays

Mayor LaCicero stated that we have already approved a marine science camp at the bay front on the same days and times as this request. Not sure if both camps can utilize the same area on the same days and times. Maybe we need to table this resolution until the next meeting and reach out to the other group and see if we can accommodate both.

APPROVAL OF VOUCHERS:

2018-129 Bills List in the amount of \$857,537.75

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

ORDINANCES ON FOR INTRODUCTION/FIRST READING

2018-01 (1184) ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATIONS LIMITS AND TO ESTABLISH A CAP BANK

Mayor LaCicero stated that this ordinance is done every year in conjunction with the budget in order to be able to use the bank if we need it even though we have never needed to.

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

Public Hearing and Final Adoption is scheduled for April 9, 2018.

INTRODUCTION OF THE 2018 BUDGET: (The Municipal Clerk read the Budget Resolution 2018-132)

Mayor LaCicero stated that we paid off some of our notes last year, our ratables are up, all of our union contracts are settled for three more years so we are in good shape with a 0 tax increase for this year.

A Motion to introduce the 2018 budget was made by Councilman Stogdill. The Motion was Seconded by Councilman Lamb. Vote: Council Members Borowski, Zalom, Stogdill, Finter and Lamb voted Yes. The Motion Passed.

Public Hearing and Final Adoption is scheduled for April 23, 2018.

UNFINISHED BUSINESS:

Discussion regarding the Lavallette Seniors bus trip

Council President Zalom stated that the Borough use to help the seniors out by giving them some money for them to use towards their trips or luncheons. She would like to be able to start doing this again. They will be going on a trip to Long Beach Island to see a show and have lunch this spring. They could use some money for the bus or towards the luncheon.

Councilman Borowski stated that he believes that it is important that the Borough helps to support our seniors with these issues.

Council President Zalom made a Motion to approve the amount of \$1,000 to be paid to the bus company, Trolley Tours, to help the seniors pay for their trip. The Motion was seconded by Councilman Borowski. Vote: Council Members Borowski, Zalom, Stogdill, Finter and Lamb voted Yes.

Discussion to increase the proposal costs regarding the Engineering Services for the repainting of water tower project and the cell antennas

Mr. Brice stated that he spoke to Mr. Berens and it seems to be that the extra costs that were incurred was for additional issues regarding the antennas and the police antenna. Some of the costs were re-appropriated for the grant funds as well. The total increase will be \$13,370.

A Motion to approve this proposal for an additional increase in the amount of \$13,370 was made by Council President Zalom. The Motion was Seconded by Councilman Stogdill. Vote: Council Members Borowski, Zalom, Stogdill, Finter and Lamb voted Yes. The Motion Passed.

NEW BUSINESS:

Proposal of Engineering Services from O'Donnell, Stanton & Associates for the Bryn Mawr Avenue Road Improvement Project

Mayor LaCicero stated that this proposal is to start the beginning of the next road project which will be Bryn Mawr Avenue with Sterling Avenue to be included in that as well.

A Motion to approve this proposal was made by Councilman Borowski. The Motion was Seconded by Council President Zalom. Vote: Council Members Borowski, Zalom, Stogdill, Finter and Lamb voted Yes. The Motion Passed.

Mr. Brice stated that he also has been checking into the flooding issue on New York Avenue and the highway in front of the Faith Lutheran Church. He has a call out to the DOT and is hoping to get a call back. The flooding seems to be coming from the highway being higher in depth from New York Avenue which is causing the water to runoff and puddle in that area. It may need another storm drain in that area as well.

Discussion of Bulletin Board Locations

Councilman Finter stated that the bulletin boards were ordered and have been delivered. We ordered two boards, one to go in front of the Municipal Building towards the parking lot area and the other will be going on Bay Blvd. in between the parking lot and the gazebo area instead of being by the First Aid where the old one is now. We wanted to be able to put it closer to the interpretive trail.

A Motion to approve the two sites for the bulletin boards to be erected was made by Councilman Finter. The Motion was Seconded by Council President Zalom. Vote: Council Members Borowski, Zalom, Stogdill, Finter and Lamb voted Yes. The Motion Passed.

COMMENTS FROM THE PUBLIC:

Jon Corney, 1 Newark Avenue questioned what the cap ordinance was for?

Mayor LaCicero stated that it is done every year with the budget just in case we are in need of using the cap bank and the Auditor always requires that we adopt it every year. We have never needed to use it so far.

Mr. Corney questioned what will happen regarding the reval.

Mayor LaCicero stated that the County has denied our request for an extension and right now our attorney has appealed it with the State and it is still pending.

Mr. Corney stated that it will be a big problem if we have to start it now because it is a big expense.

Mayor LaCicero stated that he agrees and that is why we opted to request an extension. We still have 20% of construction still going on so a reval right now at this point would be pointless.

Al Jones, 113 Reese Avenue questioned what is going on with the flooding issue on Bay Blvd?

Council President Zalom stated that the County will be taking care of this before the end of the year along with new paving of that road.

Mr. Jones questioned if there were any updates on the beach project?

Mayor LaCicero stated that the last update he received was bringing the project to Lavallette between August and November 2018 with no definite date. Any updates we get we make sure they are put on our website as well.

Mr. Brice stated that he had a discussion with the contractor, Weeks Marine, and he stated that the date will be pushed again from the August November time frame as well. The next meeting with the State for any updates is tomorrow so he will let us know.

COMMENTS OF THE MAYOR AND COUNCIL MEMBERS:

Mayor LaCicero stated that Council President Zalom was honored and inducted in the NJ League Elected Officials Hall of Fame for her numerous years serving the Borough. It was an honor to be there with her while she accepted her honor.

Council President stated that she was so proud to have the Mayor there with her. There was also some from Seaside Heights there. Agnes Polhemus has been a Councilwoman in Seaside Heights for 36 years and Tony Vaz is the Mayor now but has been a Council Member for 25 years. Also, Susan Koch is worked very hard to put together information on our goose patrol and how it works for us so we can put it in the League Magazine. Don't forget the Beach Sweeps on April 21, 2018.

Councilman Borowski stated that Waves of Impact will be back again this year on August 2nd and August 3rd and both days will be for the disabled children.

Council President Zalom questioned the walkovers when done and if they will have a bench in the 10 x 10 area for people to sit and enjoy?

Mayor LaCicero stated that the Army Corps. will not be putting benches there but we will once they are completed.

EXECUTIVE SESSION:

There was no executive session.

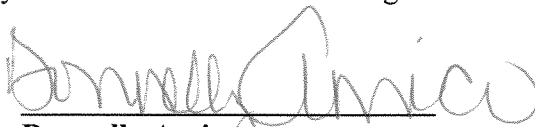
ADJOURNMENT:

A Motion was made by Councilman Finter 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 8:16 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 19th day of April 2018


Donnelly Amico
Municipal Clerk