

BOROUGH OF LAVALLETTE(minutes)
CAUCUS/REGULAR MEETING OF THE MAYOR AND COUNCIL
LAVALLETTE MUNICIPAL BUILDING
Monday, September 17, 2018-7:00 pm

CALL TO ORDER: Mayor Walter G. LaCicero, presiding

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

Also present: 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 former longtime resident Fred Boos who passed away recently. He also asked for a moment of silence for Coleman Brice, a lifetime resident of Lavallette who sadly passed away this evening. Coley was a member of the fire dept. for many, many years and was always a permanent fixture in town. He will be greatly missed.

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

MAYOR'S WELCOMING STATEMENT: The Mayor thanked everyone for coming to tonight's meeting. He stated that Council President Zalom has a tribute to read for all the 9/11 victims and their families.

Council President Zalom read aloud a tribute for the 9/11 victims and their families.

The Mayor stated that if anyone 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 do so now.

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

Leslie Kesselhaut, 127 Trenton Avenue stated that with the amount rain that we have received so far, our side of the street was like a lake. Is there plans to try and help with the flooding?

Mayor LaCicero stated that he wasn't aware of that issue but he will check into with the Engineer.

Mrs. Kesselhaut also stated that there is a lack of a stop sign on Trenton and Washington Avenues coming from Washington in Ortley Beach.

Mayor LaCicero stated that is Toms River Township so you would have to contact them.

PRESENTATION: Where Angels Play Foundation donating of a new playground

Bill Lavin from Where Angels Play Foundation spoke about the playground that they are donating to the town in honor of Brendan Tevlin. The Tevlins are residents of Lavallette and this is for their grandson who was killed a few years ago. The playground will be going on the bay beach at Kerr Avenue. Hopefully, if Public Works can take down the old playground if the town will approve we would like to use that playground to put in one of the 3rd world countries that we build playgrounds for the children. We will be breaking ground on September 26, 2018 and start the project. We will also be having a reception on Thursday at the Ocean Beach Firehouse.

Mayor LaCicero stated that it's a great donation for Lavallette. The playground specs look great. Can someone make a motion and we can approve this now.

2018-257 accepting the donation of a new playground from Where Angels Play Foundation

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

APPROVAL OF MINUTES:

Minutes of Caucus/Regular Meeting of September 4, 2018
Minutes of Executive Session Meeting of September 4, 2018

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

ON CONSENT AGENDA/OFF CONSENT AGENDA, AND VOUCHERS:

RESOLUTIONS – ON CONSENT:

2018-258 authorizing the refund of a construction permit fee in the amount of \$35.00 that was inadvertently paid twice

2018-259 authorizing the refund in the amount of \$46.62 to Chris Faranetta for his kayak carrier that was accidentally destroyed by the beach rake while cleaning the beach- Councilman Lamb requested this be put off consent.

2018-260 accepting the donation of a mobi-chair valued at \$2000 from Sue Fremont from 2 Brooklyn Avenue, Lavallette, NJ-Councilman Stogdill stated that this was her son's chair who passed away and it was such a life saver for him she wants to donate it to the town so others can enjoy it.

2018-261 permanently appointing Susan Kilcheski as part-time Building Inspector for the Borough of Lavallette as per Civil Service

- 2018-262 authorizing the purchase of a 2019 Chevy Tahoe in the amount of \$46, 433.76 under state contract #A88729 for the Lavallette Police Department-Mayor LaCicero stated that we are trying to get back into purchasing SUV's that can go on the beach if necessary. We are doing the financing again for three years which is much better for us. This is the 2nd SUV purchased through financing this year.
- 2018-263 granting permission of a right of entry permit and temporary construction easement to the Ocean County Board of Chosen Freeholders for the President Avenue Outfall Replacement Project-Council President Zalom stated that she is finally glad to see this getting started.
- 2018-264 recognizing the month of September 2018 as "National Preparedness Month" in the Borough of Lavallette
- 2018-265 consenting to a social affairs permit for Lavallette Business Association for the sale of alcoholic beverages at their Soups of the Shore event to be held on September 22, 2018 from 11am to 3pm at Chandler Field-Mayor stated that this is for the Soups of the Shore this Saturday
- 2018-265A appointing two seasonal employees for the Department of Public Works at an hourly rate of \$10.00 through December 31, 2018
- 2018-265B appointing Charles Farrah as the licensed Water Treatment Operator (T2) and the Water Distributor Operator (W2) effective October 1, 2018-Mayor LaCicero stated that Gary, our Supt. of Public Works is retiring as of October 1st and he had some required licenses that are needed for our water system so Charles Farrah an employee in Public Works also has these necessary licenses so we need to appoint him.

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

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 2018-259.

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

RESOLUTIONS - OFF CONSENT:

- 2018-259 authorizing the refund in the amount of \$46.62 to Chris Faranetta for his kayak carrier that was accidentally destroyed by the beach rake while cleaning the beach

Councilman Lamb stated that past practice has always been to not reimbursement for items that were damaged while cleaning the beach.

Councilman Borowski stated that there is a purchase order already signed for this.

Donnelly Amico stated that Mr. Brice authorized this to be paid so he would know the situation.

Mr. George stated that he suggests holding off on this resolution and also pulling the purchase order until they discuss it with Mr. Brice.

The resolution as well as the purchase order was pulled until the next meeting.

2018-266 refunding unused balance of planning board escrow funds in the amount of
 \$166.20 for 103 President Avenue

A Motion to approve this resolution was made by Councilwoman Filippone. 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, Filippone, Stogdill, Finter and Lamb voted Yes. Council President Zalom abstained. The Motion Passed.

APPROVAL OF VOUCHERS:

2018-267 Bills List in the amount of \$383,173.50

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

Mayor LaCicero stated that Brick Wenzel is here to discuss the new pilot program called the United States Seafood Gleaning Program so we will let him speak about this.

Brick Wenzel, 1901 Grand Central Avenue thanked Mayor and Council for allowing him to discuss this program. Commercial fisherman dispose of billions of pounds of seafood each year. This program would make an enormous impact on hunger nationwide by taking the discarded seafood to be processed and sent to food banks, pantries and soup kitchens to help feed the hungry. He stated that he would like the Borough to approve a resolution in support of this program.

Mayor LaCicero stated that it sounds like a great idea. We will put the resolution on for approval at the next meeting.

ORDINANCES ON FOR INTRODUCTION/FIRST READING:

Ordinance No. 2018-07 (1190) Ordinance of the Borough of Lavallette, County of Ocean, State of New Jersey, Amending, Revising and Supplementing the Borough Code by Amending, Revising and Supplementing Chapter 24 of the Borough Code, Entitled “Electrical Standards, Article II, Electric Rates and Regulations, 24-10 Rates”

Mayor LaCicero stated that there unfortunately is a need to increase the minimum charge for our electric. There were some increases that we need to pay regarding our electric supplier that were not expected so we really have no other option.

Councilman Borowski stated that the Public Power Association contracted PJM for our electric supplier and they lost a lawsuit regarding the costs they were charging certain states for the transmission system that should not have been charged. Therefore, PJM has to now payout substantial funds to these states so they too have to raise their costs and fees which now raises the costs for all the towns in the Public Power Association. Our electric rates have remained the same for quite some time so this was really the only option to recoup the additional funds that we will have to pay.

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

Public Hearing and Final Adoption scheduled for October 1, 2018.

UNFINISHED BUSINESS:

Councilman Finter stated that the Engineer prepared and submitted the application for a for a Water Quality grant through the NJDEP. It's a \$50,000 grant and we will be using it for a GIS System. The Engineer did not charge the Borough for preparing this application.

Council President Zalom stated that they had a great bocce ball tournament over the weekend. They all thank Mayor and Council for the new courts.

She stated that the Fire Company sent out their donation letters so let's all make sure we give our donations to keep them going. Also, she spoke to the State DOT regarding the Elizabeth Avenue traffic light becoming a blinking light during the off season. They said it would be no problem as long as we sent a letter requesting it which we will be doing so I would like to make that motion to send the letter.

A Motion to approve the letter to the NJDOT regarding Elizabeth Avenue traffic light was made by Council President Zalom. The Motion was Seconded by Councilwoman Filippone. Vote: Council Members Borowski, Filippone, Zalom, Stogdill, Finter and Lamb voted Yes. The Motion Passed.

Mayor LaCicero stated that we have been trying to figure out the dredging issue under the West Point Island bridge. We have a few options to get it done. The County has agreed to work a deal

with us that will hopefully not cost the Borough any monies going through our "Schedule C" that we have with the County every year for certain projects and supplies. Hopefully, we can work something out and get this done before next summer.

Councilman Borowski stated that we have had Dr. Farrell from Rutgers reviewing all the old documents and permits and he just submitted his proposal to me last night so we will be discussing this and hopefully come up with a solution.

NEW BUSINESS:

Council President Zalom stated that they would like to come to one of our October meetings to present a flag. Should we do it our next meeting or the 15th?

Mayor LaCicero stated that the 2nd meeting is usually less with correspondence so we can do that one.

Councilwoman Filippone stated that the flag is to honor 7 citizens of Lavallette who served in the Great War so this is a historical honor.

Council President Zalom requested the Municipal Clerk to advise them what meeting to attend.

COMMENTS FROM THE PUBLIC:

Mark Speaker, 111 Brown Avenue thanked all the departments and Mayor and Council for a great Founder's Day. He stated that there was a large sign put by the State by the east base of the bridge that has the town name spelled wrong.

Mayor LaCicero stated that he has been told about this and he believes the State was already notified.

Joe Palinsky, 122 Washington Avenue stated that our electric rates have been low all these years but he wonders how this is going to affect the homes with solar who we buy back from.

Councilman Borowski stated that what we buy per hour we will give the same back to the solar customers.

COMMENTS OF THE MAYOR AND COUNCIL MEMBERS:

Mayor LaCicero stated that our bulkhead for the boat ramp is about ready to collapse. We are trying to get some funding to repair and enlarge it so it can be utilized. There were some ideas put out to maybe put a double ramp so we will look into that as well.

Councilman Lamb stated that maybe the Schedule C with the County is an option.

Councilman Borowski stated that he doesn't see the need for a double ramp there with the amount of use it gets. The problem with the ramp is the sand in the water that prevents easy access to the water.

Mayor LaCicero stated that if the dredging over there is completed and we do the double ramp it will get more use.

Council President Zalom stated that there are a lot of events still going on in town. The Ladies Aux. Fire Company had their mum sale over the weekend. We have the LBA Soups of the Shore this weekend. Don't forget to get your tickets for the NY bus trips and also take advantage of all the programs our library has.

Councilman Finter stated that we spoke to the County regarding the dune grass and whether we should do it this year since we are having the replenishment soon. The County advised us that they will still order it for Lavallette and if we decide not to do it they will give the plants to different towns.

EXECUTIVE SESSION:

There was no executive session.

ADJOURNMENT:

A Motion to adjourn the Regular Meeting was made by Councilman Stogdill. The Motion was Seconded by Councilman Lamb. Vote: All of Council was in favor. The Motion Passed.

The Regular Meeting was adjourned at 8:25pm.

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 1st day of **October 2018**


Donnelly Amico
Municipal Clerk