

**BOROUGH OF LAVALLETTE(minutes)**  
**CAUCUS/REGULAR MEETING OF THE MAYOR AND COUNCIL**  
**LAVALLETTE MUNICIPAL BUILDING**  
**Monday, October 21, 2019-7:00 pm**

**CALL TO ORDER:** Mayor Walter G. LaCicero, presiding

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

Also present: Robert Brice, Borough Administrator  
Eric Bernstein, 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 4, 2019. 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 Tom Castronovo who lived on the Ocean Front and Guyer. Mr. Castronovo was tragically killed over the weekend while crossing Rt. 35 North. Our thoughts and prayers go out to his family.

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

**MAYOR'S WELCOMING STATEMENT:** The Mayor welcomed everyone to tonight's meeting. So far the weather hasn't been too bad. He stated that if anyone in the audience 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)**

Patricia Klaszow, 2076 Bay Blvd, Ortley Beach stated that she was told that the Borough received a letter from an attorney regarding succeeding Brinley and Haag to Lavallette. She has a concern with this since doing that would split her property in half which would make it half in Lavallette and half in Ortley Beach.

Mayor LaCicero stated that the Borough received the letter from the attorney with that interest but we have never discussed this ever happening. If we did decide to discuss this, we would have to notify all property owners involved.

Michele Donato, 103 Grand Central Avenue stated that she would like Council to reconsider the settlement agreement regarding 103 Magee Avenue. This settlement agreement should be heard by the Planning Board as a "D" variance not Council.

Mayor LaCicero stated that this was on the agenda at the last meeting and was discussed. There wasn't even any motion to accept the agreement so it was neither approved or denied. It is not on the agenda for tonight nor will we be discussing any of it tonight.

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

**RESOLUTIONS – ON CONSENT**

- 2019-258 recognizing the month of November 2019 as “National Caregiver Month”
- 2019-259 authorizing the Municipal Clerk seek competitive proposals for the positions of Borough Attorney, Borough Auditor, Borough Prosecutor and Consulting Engineer for the year 2020
- 2019-260 refunding the unused balance of planning board escrow fees in the amount of \$535.00
- 2019-261 authorizing the approval of a social affairs permit for the sale of alcoholic beverages to Donations of Love, Inc. for their fundraising event to be held on November 13, 2019 at Ohana Grill
- 2019-262 requesting approval of items of revenue and appropriation per N.J.S.A. 40A:4-87
- 2019-263 awarding a contract to IDEMIA for the purchase of a live scan fingerprint and computer software system in the amount of \$14,441.00 under state contract #T3083

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

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

**RESOLUTIONS - OFF CONSENT:**

There were no resolutions off consent.

**APPROVAL OF VOUCHERS:**

- 2019-264 Bills List in the amount of \$3,202,579.06

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

**ORDINANCE ON FOR FIRST READING/INTRODUCTION:**

**Ordinance No. 2019-10 (1200)** Ordinance of the Borough of Lavallette, County of Ocean, State of New Jersey, Amending and Supplementing Chapter 7 of the Borough Code, Entitled, "Bathing and Beach Control", to Amend Section 7-9, "Fees for Use of Beaches and Facilities"

Mayor LaCicero stated that there are time constraints with getting this ordinance passed quickly because of the holiday sales starting very soon.

Mr. Brice stated that he thinks that tonight we should only vote on just the season badges increase tonight since they are the ones we sell for the holidays. The daily and weekly we can discuss further.

Councilwoman Filippone stated that she doesn't think we are charging enough for the regular season badge. We should discount the season badge at \$50 and then after the discount it becomes \$60 instead of \$55.

Councilman Stogdill stated that he wanted it to be \$60 as well but didn't think he would get the support.

Mr. Bernstein stated that this ordinance is being amended to only include the preseason and season badge prices and to increase the season badge price from \$55 to \$60.

A Motion to introduce the amended ordinance was made by Councilman Stogdill. 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 is scheduled for November 18, 2019.

**UNFINISHED BUSINESS:**

Mr. Brice stated that the Engineer has reviewed the Verizon application and the Planning Board will be scheduling the hearing shortly.

**NEW BUSINESS:**

There was no new business.

**COMMENTS FROM THE PUBLIC:**

John Corney, 1 Newark Avenue stated that there is a lack of parking spaces as well as a lack of significant lighting in the intersection and highway. He stated that he witnessed the **pedestrian**

being hit the other night and it was an awful sight. This is not the first time someone has been hit in this area of highway.

Mayor LaCicero stated that they are aware of those issues and there was discussion on these topics between the Chief, Administrator and the OC Prosecutor's Office. This, however, would need to get done by the DOT and JCP & L since the highway is their jurisdiction.

Councilman Borowski stated that becomes the problem when having to deal with getting something done with the DOT and JCP & L.

Mr. Corney questioned why there is a need to increase the badge fees?

Mayor LaCicero stated that due to the increase in the minimum wage, we need to increase our hourly rates for our beach seasonal workers for the next summer. Unfortunately, this year we had a very difficult time keeping them because other towns were offering higher salaries. We ran into a big issue with a lot of the street ends not having lifeguards and checkers and we really don't want to have that happen again.

Mr. Corney stated that the beach has over \$950000 of revenue and it has to be self-sufficient so why is there not enough money for the increases already in there?

Mr. Brice stated that what you don't see is what comes out of the beach line item. We charge salaries and wages and appropriations out of that line item as well. We also have to keep in mind, for the last five years we have only needed coverage for 12 street ends which saved us but now we need to have coverage for 28 street ends with checkers and lifeguards. All the other towns with beaches pay more than we do. In order to staff every street end, we need to be at the same pay scale as all the other towns if not hire.

Mr. Corney stated that a few meetings ago he asked how the methodology worked regarding the reval and how they assess the land value. I still have not received a call back from the company answering this question.

Mr. Brice stated that he will reach out to them and make sure he gets the answer he needs.

Bob Astorino, 2 Elizabeth Avenue, questioned if Council has ever looked into maybe also having a ½ season badge. It might bring in more revenue for the town as well.

Mayor LaCicero stated that he remembers that at one time there was a ½ season badge. Not sure why we got rid of it but he will definitely look into that option again.

Al Jones, 113 Vance Avenue stated that he has always said that we should not have a pre season discounted price for the season badge. You would get more revenue with no discount. People will still purchase if they want to come to our beach.

Councilman Stogdill stated that 85% of our sales are for the discounted price.

Joan Brackman, 108 Magee Avenue stated that she thinks that anyone who is purchasing a senior badge should be showing proof that they are 65 or over. That will help with the revenue as well.

Mayor LaCicero stated that he thought they did have to show proof but he will have to look into that.

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

Councilwoman Filippone stated that there are tire tracks on the walkover at Pennsylvania Avenue which is not one of the walkovers for the cars to use to get on the beach. We are going to have to figure out how to prevent people from doing this or we are going to start having a big problem with damage.

Mr. Brice stated that he had the Supt. of PW order more signs that are much bigger so hopefully this helps.

Councilman Borowski stated that he would like to applaud the two police officers that were first on scene for the pedestrian that was killed. They did an amazing job of attending to the pedestrian and performed CPR until the paramedics arrived.

**EXECUTIVE SESSION:**

There was no executive session.

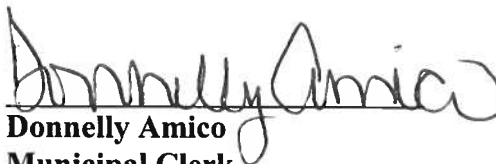
**ADJOURNMENT:**

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

The Council Meeting was adjourned at 7:55pm.

**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 21<sup>st</sup> day of **October 2019**

  
**Donnelly Amico**  
**Municipal Clerk**