

BOROUGH OF LAVALLETTE(minutes)
CAUCUS/REGULAR MEETING OF THE MAYOR AND COUNCIL
LAVALLETTE MUNICIPAL BUILDING
Monday, March 18, 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
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 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 long time resident of West Point Island whose son past away recently and also for the victims and their families of the New Zealand massacre.

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

MAYOR'S WELCOMING STATEMENT: The Mayor welcomed everyone to tonight's meeting. He stated that the beach replenishment is moving along nicely. The ramps have been started and the snow fencing is being put in. We have had some complaints about the size of the beach and the ramps and it's too steep on the east side. Unfortunately, this is a federal project and we have no say on what has been done. He stated 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)

George Coss, 108 Bond Avenue, commended Council for making an effort in trying to overcome issues that are not in their control. Regarding the 5G issue and going the extra mile with the Ordinance, he appreciates the fight they have continued to keep them out of town. He stated that the poles that are there now will not be compatible for these nodes so they will have to be replaced. He saw Verizon in town last week installing some fibers, was that the start of there of their project?

Mayor LaCicero stated that he did hear that but we have received no application as of yet. Even though we may be told we have no control of letting them do this project they still have to apply and get our permission on certain issues.

Mr. Coss stated that he is baffled by why they want to come into Lavallette with these nodes when they weren't interest in coming in with FIOS. He also questioned whether or not they were going to prohibit the sale of marijuana in town?

Mr. George stated that we have already prepared a draft ordinance for this and it will be ready to go soon.

2019 BOROUGH APPOINTMENTS BY THE MAYOR: (not requiring Council approval)

Planning Board / Board of Adjustment

Mayor LaCicero stated that the Planning Board has been forced to make some changes with their members due to unfortunately Bill Zylinski' s passing. Anthony Cataline will be taking Bill's position as Chairman so we need to move another to that position and so on. We also might have to do some more changes in the near future.

<u>Term</u>	<u>Position</u>	<u>Appointee</u>
4 Year	Class IV Member	John Borowski
2 Year	Alternate #1	Richard Emery

These terms are unexpired terms.

APPROVAL OF MINUTES:

Minutes of Caucus/Regular Meeting of March 4, 2019

A Motion to approve the minutes was made by Councilman Finter. The Motion was Seconded by Councilwoman Filippone. 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:

- 2019-94 approving four facility use applications to the Lavallette Business Association to hold two food truck events in the Washington Avenue parking lot on June 22nd and October 20th, patriotic bike parade on the boardwalk on July 4th and soups of the shore event on September 21st on Chandler field
- 2019-95 refunding unused balance of planning board escrow funds in the amount of \$379.00
- 2019-96 approving the Lavallette Business Association's sidewalk sales for the 2019 summer season

- 2019-97 approving a facilities use application to Danielle Maoli, LLC to hold yoga classes on the Ortle Avenue ocean beach on Saturdays and Sundays from 7:30am to 8:30am starting July 6th through August 25th 2019
- 2019-98 approving a facilities use application to Yakkity Yak Kayaks to utilize our bay beach at Vance Avenue daily from 10am to 4pm at various times for the drop offs and pickups of their equipment for their customers
- 2019-99 appointing Malamut & Associates as the Borough's Bond Counsel through December 31, 2019
- 2019-100 approving the proposal of services from O'Donnell, Stanton & Associates ranging from \$9,000 to \$12,000 to bring the Water Treatment Plant in compliance with the Water Quality Accountability Act
- 2019-101 approving a facilities use application to the Center for Health & Healing to hold yoga classes on the New Jersey Avenue ocean beach on Wednesdays, Fridays and Saturdays from 8am to 9am starting June 1st through September 2nd 2019
- 2019-102 approving a proposal of services from O'Donnell, Stanton & Associates in the amount of \$14,500 for the preparation and submittal of the application for our CAFRA IP permit for the maintenance of our ocean beach and dunes-Mayor LaCicero stated that we were allowed to keep working with our expired permit until after the replenishment project so now we will need to apply for a new one.
- 2019-103 authorizing the disposal of surplus property through GovDeals
- 2019-104 proclaiming the month of April 2019 as Child Abuse Prevention Month
- 2019-105 approving the application of Bryan Kirckof as a probationary member of the Lavallette Volunteer Fire Company #1
- 2019-106 amending the 2019 temporary capital budget in the amount of \$40,000
- 2019-106A approving the proposal of services from Aquatrol Services, Inc. in the amount of \$27,012.00 to provide the labor, materials and equipment for necessary repairs needed for Well# 4
- 2019-106B amending the 2019 temporary budget in the amount of \$150,000-Mr. Brice stated that this is for the RFP award for the reval.
- 2019-106C awarding a contract to Professional Property Appraisers (PPA) in the amount of \$143,000-Mayor LaCicero stated that they were very pleased with the RFP amounts for the reval. We received two proposals and this was the lower of the two. The other one was \$199,000.

A Motion to approve the consent agenda 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 the consent agenda.

Jon Corney, 1 Newark Avenue questioned if we are going to have to pay any extra monies for this reval?

Mayor LaCicero stated that this will all be funded by surplus.

George Coss, 108 Bond Avenue stated that they should lock those prices in quick.

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:

2019-107 approving a revised facility use application from Team Zebra Multisport to hold a triathlon on Bay Blvd. and for the use of the Magee Avenue parking lot and bay beach on Saturday, June 8, 2019 from 6am to 10:30am and on June 7, 2019 at 5pm for the setup of the bike rack in Magee Avenue parking area

Mr. Brice stated that the garage sale will be June 1st and 2nd and this will now take place in the Magee Avenue parking lot to prevent any issues with the wedding. He promised me that there will be no garbage left at all.

A Motion to approve this resolution 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 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, Zalom, Stogdill, Finter and Lamb voted Yes. The Motion Passed.

APPROVAL OF VOUCHERS:

2019-108 Bills List in the amount of \$1,232,448.90

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, Finter and Lamb voted Yes. The Motion Passed.

ORDINANCES ON FOR INTRODUCTION/FIRST READING:

CAPITAL ORDINANCE 2019-03 (1193) CAPITAL ORDINANCE OF THE BOROUGH OF LAVALLETTE, IN THE COUNTY OF OCEAN, NEW JERSEY, PROVIDING FOR THE ACQUISITION OF VEHICLE FOR SEWER UTILITY IN AND FOR THE BOROUGH AND APPROPRIATING \$40,000 TO FUND THE SAME.

Mayor LaCicero stated that this ordinance is for a sewer truck that is needed. The funds for was already put in the capital improvement fund last year so we are not taking any money or doing any bans. We are just moving the money out of the improvement fund.

A Motion to introduce this 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 April 8, 2019.

BOND ORDINANCE 2019-04 (1194) BOND ORDINANCE OF THE BOROUGH OF LAVALLETTE, IN THE COUNTY OF OCEAN, NEW JERSEY AMENDING BOND ORDINANCE #2013-14 (1119), FINALLY ADOPTED APRIL 22, 2013, TO AMEND PURPOSES AND USEFUL LIFE

Mayor LaCicero stated that \$94,000 is still left from the previous ordinance from 2013 so this ordinance amends the purpose and useful life of what we will be using this money for so we can put it towards our Water Treatment Plant project that needs to be done. Again, we will not be spending any additional monies or using any bans.

A Motion to introduce this ordinance 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.

Public Hearing and Final Adoption is scheduled for April 8, 2019

ORDINANCE ON FOR PUBLIC HEARING/FINAL ADOPTION:

ORDINANCE NO. 2019-02 (1192): ORDINANCE OF THE BOROUGH OF LAVALLETTE, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 20 OF THE CODE OF THE BOROUGH OF LAVALLETTE, TO AMEND §20-3, ENTITLED, "FEES"

Mayor LaCicero stated that this ordinance was needed in order to change some fees that were needed for our shared services which was terminated and also some mandatory fees that are required by the DCA.

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.

A Motion to adopt this ordinance 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.

UNFINISHED BUSINESS:

Council President Zalom stated that Donations of Love is doing a fundraiser for Providence House. Barbara Florimont was very involved in Providence House and they holding this fundraiser in memory of her.

All the restaurants in town are doing "Tastes of the barrier island". Tickets are \$20. Pickleball is being held on Monday and Tuesday nights at the school. The NY bus trip is May 4th. The Union Church is doing a Roast Pork dinner on April 13th. We will be having a great speaker for Memorial Day and it will be Jim Borowski's brother-in-law.

She is also stated that the NJDOT is cleaning out the drains on Bay Blvd.

Mr. Brice stated that he has received some prices from bus companies for the NY trip and the seniors trip. The lowest price for the NY trip was from Academy for \$1600.00 and the lowest price for the senior trip was from Kings at \$1200.00. He would like to get authorization from Council to proceed with scheduling these buses for these trips.

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

NEW BUSINESS:

Council President Zalom read a Proclamation for National Library Week. She stated that there are so many events that our library in town has. They do so much for our community. Please check out their facilities and get a list of all their events going on. They also have so much for the children.

Councilman Stogdill stated that he would like to increase the hourly rates by \$1.00 for our lifeguards this year. It has been hard for us the last couple of years to get lifeguards due to the fact of other towns paying more.

Councilman Lamb stated that he too agrees with the increase. We have never really done any increases in hourly rates with our guards so it's about time we do something.

A Motion to approve the increase in hourly rates for our lifeguards of \$1.00 was made by Councilman Stogdill. The Motion was Seconded by Councilman Lamb. Vote: Council Members Borowski, Filippone, Zalom, Stogdill, Finter and Lamb voted Yes. The Motion Passed.

Resolution 2019-106D

COMMENTS FROM THE PUBLIC:

Jon Corney, 1 Newark Avenue stated that on the Revenue Transaction Report it states that there were only 19 dog licenses purchased for this year. He knows there are more dogs in town than that. Doesn't the Animal Control Officer go out and check who has dogs and advise them to get their licenses?

Mayor LaCicero stated that many years ago we use to have someone that did that but he doesn't think it is done anymore. When people come in to sign their dogs up for the goose patrol a dog license is required in order to register. It doesn't have to be a Lavallette license just as long as they show proof they have a current license in their town. You have to keep in mind, that some of our residents don't live here year round and get their licenses in the towns they live in. We also allow residents from the barrier island towns to register for goose patrol so the goose patrol and dog licenses for us will not match in number. If someone comes in and wants to register their dog for goose patrol and does not have a dog license, they can either go back to their town and get one or we allow them to purchase one here.

Mr. Corney stated that maybe we can put a message on the electric bills to get your dog license.

Mayor LaCicero stated that he will see if that can be done.

Joanne Marino, 1501 Bay Blvd. stated that the dog waste bag dispensers along Bay Blvd. have run out of the bags.

Mr. Brice stated that he will advise Public Works.

Bob Astorino, 2 Elizabeth Avenue stated that since the walkovers are extremely long for our seniors maybe we should think about doing a program where our seniors can call a badge checker or someone to pick them up and take them up to the beach with a golf cart or something. Long Beach Island has that program and it seems to run very well.

Mayor LaCicero stated that we would have to really discuss that and see how much it would be before implementing. We will look into it.

Mr. Astorino stated that he is putting together a bocce ball team to hold a tournament. Does he have to do anything with the town regarding this?

Mayor LaCicero stated that he would have to fill out a facilities use application to reserve the court for that date.

COMMENTS OF THE MAYOR AND COUNCIL MEMBERS:

No one wished to comment.

EXECUTIVE SESSION:

Mr. George stated that there is a need for an executive session to discuss some contractual matters. There is no action anticipated to be taken.

A Motion to adjourn the 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 regular meeting was adjourned to go into executive session at 7:56 pm.

A Motion to reconvene 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 reconvened at 8:15pm.

Mr. George stated that there were some contractual matters regarding a police officer position that was discussed. No formal action was taken.

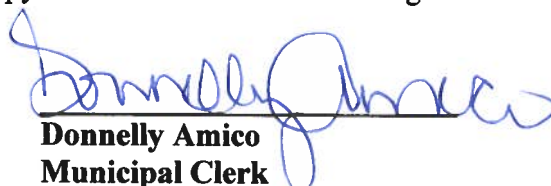
ADJOURNMENT:

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 8:16pm.

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 18th day of **March 2019**


Donnelly Amico
Municipal Clerk