

BOROUGH OF LAVALLETTE(minutes)
CAUCUS/REGULAR MEETING OF THE MAYOR AND COUNCIL
LAVALLETTE MUNICIPAL BUILDING
Monday, February 8, 2021-7:00 pm

CALL TO ORDER: Mayor Walter G. LaCicero, presiding

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

Council President Zalom was absent.

Also present: Phil George, Borough Attorney
Donnelly Amico, Municipal Clerk
Robert Brice, Borough Administrator

READING OF THE OPEN PUBLIC MEETINGS ACT STATEMENT: Due to the coronavirus pandemic, this meeting has been closed to the public physically and is being livestreamed via Zoom. Any comments from the public that are received via email no later than 4pm by the Municipal Clerk will be read and discussed by Mayor and Council at the Council Meeting during public comment period. Notice of this remote meeting was posted on our website with instructions on how the public can connect to livestream this Council Meeting.

MOMENT OF SILENCE: The Mayor asked for a moment of silence for Raymond Birchler. He is the father of Eric Birchler who owns Birchler Realtors. Ray started Birchler Realtors many years ago. He was a member of the Planning Board, First Aid and his father Roman Birchler was a previous Mayor of Lavallette.

PLEDGE OF ALLEGIANCE: Councilwoman Filippone led us in the Salute to the Flag.

MAYOR'S WELCOMING STATEMENT: The Mayor welcomed everyone who is joining our meeting via Zoom. The DPW did a great job cleaning up from all the snow with not much overtime.

APPROVAL OF MINUTES:

Regular Meeting of December 21, 2020
Reorganization Meeting of January 4, 2021

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

REPORTS ACCEPTED AS SUBMITTED:

- a) Construction Report for January 2021-Councilwoman Filippone-read report
- b) Zoning Report for January 2021-Councilwoman Filippone-no report

- c) Municipal Court Report for January 2021-Councilwoman Filippone-no report
- d) Police Overtime Report for January 2021-Councilwoman Filippone-read report
- e) Public Works Report for January 2021-Councilman Lamb-read report
- f) Public Affairs Report for January 2021-Council President Zalom
- g) Tax Account Report for January 2021-Tax Collector
- h) Tax Collector's Annual Statement of Receipts-Tax Collector
- i) Revenue Transaction Report for December 2020-Chief Financial Officer

A Motion to approve the reports was made by Councilman Lamb. 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:

- 2021-62 authorizing the Mayor to sign and execute an interlocal service agreement with the OC Prosecutor's Office to participate in the OC Prosecutor's Program for the year 2021

- 2021-63 authorizing the Treasurer to refund an electric credit in the amount of \$454.26 for the property at 137 Newark Avenue that was paid in error by the title company

- 2021-64 authorizing the transfer of 2020 overpayments to 2021 taxes receivables

- 2021-65 refunding unused planning board escrow in the amount of \$1,850.00 to Michael Goldman

- 2021-66 approving the annual certifications for all volunteer members in the Lavallette Fire Department who have qualified for credit under the LOSAP Program for 2020

- 2021-67 authorizing the refund of a 2021 tax overpayment in the amount of \$7,051.83 due to payment of 1st quarter tax being erroneously overpaid

- 2021-68 authorizing the employment of Connor Cavanaugh as a temporary laborer for the Dept. of Public Works at an hourly rate of \$12.00 effective January 25, 2021

- 2021-69 approving a facilities use application to Sherri Paris to hold her annual Marine Science Camp on the bayfront between Washington and Philadelphia Avenues as well as use of the gazebo from June 21st through August 26th 2021, Monday through Friday, 9am to 2pm

- 2021-70 approving five facility use applications to the LBA for 2021 including food truck event on June 26, 2021, 5K run on June 26, 2021, patriotic bike parade on July 3,

2021, the Soups of the Shore on October 17, 2021 and a Gingerbread 5K on December 4, 2021

- 2021-71 approving a facilities use application to the Lavallette PTO to hold a Lavallette Colors Run on Saturday, May 22, 2021 from 10am to 12 noon, with a rain date of May 23, 2021
- 2021-72 authorizing the dates upon which Big Ed's Produce may exhibit merchandise outside the confines of his business in accordance with Chapter 50 of the code
- 2021-73 approving the 2021 Temporary Capital Budget
- 2021-74 consenting to the renewal upon conditions of the Plenary Liquor License held by Sherman Hospitality, LLC for year 2020-2021 under the terms of a consent order of the NJ Division of ABC
- 2021-74A authorizing the Mayor to sign and execute the tolling agreement between Verizon Wireless and the Borough of Lavallette agreeing to the time frame for Verizon to challenge the Borough's resolutions with conditions for their five locations to be increased from 45 days to 95 days
- 2021-74B authorizing the filing of a CDBG application with the OC Community Development Block Grant Committee for Grant Year 2021

A Motion to approve the consent agenda was made by Councilwoman Filippone. The Motion was Seconded by Councilman Stogdill. 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:

- 2021-75 Bills List in the amount of \$581,288.33

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

ORDINANCES ON FOR INTRODUCTION/FIRST READING:

Bond Ordinance 2021-01 (1208) Refunding Bond Ordinance of the Borough of Lavallette, County of Ocean, State of New Jersey, Providing for the Refunding Of All or a Portion of the Borough's General Improvement Refunding Bonds, Series 2012, Appropriating An Amount Not Exceeding \$4,100,000, Therefore and Authorizing the Issuance of Not To Exceed \$4,100,000 General Improvement Refunding Bonds of the Borough of Lavallette or Financing Cost Thereof

Mr. Brice stated that this is to pay off some bonds that we took out in 2012 during Sandy. We will be getting a 4.2% savings in doing this.

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

Public Hearing and Final Adoption is scheduled for February 22, 2021.

OLD BUSINESS:

There was no old business.

NEW BUSINESS:

Councilman Stogdill stated that he had a meeting with the lifeguard Captain to discuss the 2021 summer season. There will be no major changes. They will be adding a tenth lifeguard stand in the SE part of the beach during the weekend. We also will be accepting cash this year for badges. There will be no rate increases this year except for the mandatory State minimum wage increase but we will be looking at some badge price increases in 2022 possibly.

Mayor LaCicero stated that he received a few calls from some surfers who have requested that we increase the number of surf beaches in town.

Councilman Stogdill stated that he will talk to the lifeguard Captain and see what he can do.

Councilman Stogdill stated that he would like to see if the badge ordinance can be changed somehow to allow Council to change badge prices during the year without having to keep opening the ordinance so we don't have to wait for two meetings before we can process the change.

Mr. George stated that it could be done. He would have to amend the ordinance to put the wording in to allow the badge fees to be changed by resolution only during the year

COMMENTS FROM THE PUBLIC:

Al Jones, 113 Reese Avenue, questioned what the pre-season and regular badge price is right now?

Councilman Stogdill stated that the pre-season price is \$50.00 and the regular price is \$60.00

COMMENTS OF THE MAYOR AND COUNCIL MEMBERS:

Councilman Borowski stated that Tom Tevlin, a long-time resident of President Avenue passed away. He was a permanent fixture in town and always raved about the summer concerts and always gave a donation towards them every year. The playground that is down at Kerr Avenue and the bay beach that was donated by the Angel Foundation was in memory of his grandson who was shot and killed up in North Jersey.

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 Finter. Vote: All of Council was in favor. The Motion Passed. The Council Meeting was adjourned at 7:46pm.

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 Council meeting held on the 8th day of February 2021.

Donnelly Amico
Municipal Clerk