

**BOROUGH OF LAVALLETTE(minutes)  
REGULAR MEETING OF THE MAYOR AND COUNCIL  
LAVALLETTE MUNICIPAL BUILDING  
Monday, March 22, 2021-7:00 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:** 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 all our loved ones who have passed.

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

**MAYOR'S WELCOMING STATEMENT:** The Mayor welcomed everyone to tonight's virtual meeting. The summer season is approaching as well as our budget process for this new year. The Borough is receiving \$183,000 in stimulus funds which makes us happy. We should be getting some guidance on this from the Feds soon.

**APPROVAL OF MINUTES:**

Minutes of Regular Meeting of February 22, 2021

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

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

**RESOLUTIONS – ON CONSENT:**

2021-96 establishing the pre-season badge price of \$50.00 through May 31, 2021 and the season badge price of \$60.00 starting June 1, 2021

- 2021-97 approving a facilities use application to the National Multiple Sclerosis Society for their annual charity bicycle rides through town and also using our Washington Avenue parking lot/gazebo area as a rest stop at various times of the day on Saturday, May 8, 2021 during the hours of 6am to 4pm
- 2021-98 establishing the date for Founder’s Day as Saturday, September 11, 2021 and appointing the 2021 Founder’s Day Committee
- 2021-99 recognizing the month of April 2021 as Child Abuse Prevention Month
- 2021-100 approving a facilities use application to Team Zebra Multisport, LLC, to hold a 1-2 mile open bay water swim on Saturday, June 12, 2021 and to utilize our Washington Ave parking area for registration.
- 2021-101 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
- 2021-102 approving a facilities use application to Hammer Surf School to hold their annual surf camp at the Brown Avenue surf beach starting Monday, June 21<sup>st</sup> through September 4<sup>th</sup> 2021 Mondays through Saturdays, 8am through 4pm with 4 different class times in 3 hour intervals
- 2021-103 authorizing the conversion to change the name of the Borough’s pre-existing snow removal fund to a storm recovery reserve fund as per the Governor’s Executive Order 103-Councilman Borowski stated that this was a dedicated fund for snow removal but since COVID with all the additional expenses for sanitizing and so forth, the State is ordering the fund name be changed to storm recovery reserve
- 2021-104 authorizing the transfer of a 2020 veteran deduction credit to 2021 taxes receivables in the amount of \$250
- 2021-105 awarding a contract to Kurt’s Kourts in the amount of \$24,280.00 for repairs to the pickleball courts-Councilman Borowski stated that he has heard that there are a lot of people in town that are happy this is moving forward so quickly.
- 2021-105A determining the form and other details and providing for the sale and the delivery of such General Improvement Refunding Bonds

A Motion to approve the consent agenda 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.

**RESOLUTIONS - OFF CONSENT:**

There were no resolutions off consent.

**APPROVAL OF VOUCHERS:**

2021-106 Bills List in the amount of \$399,501.58

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.

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

**Ordinance No. 2021-04 (1211)** Ordinance of the Borough of Lavallette Amending, Revising and Supplement Chapter 55B of the Lavallette Borough Code, Entitled, “Storm Water Management” In Its Entirety and Replacing Said Chapter 55B with a New Chapter 55B, Entitled, “Storm Water Management”

Mr. George stated that the NJDEP passed new mandatory regulations and requirements for storm water management so municipalities had to amend their ordinances with these changes. He reviewed our ordinance with the Engineer for this and we decided that it was better for us to repeal the entire ordinance and create a new one with the new regulations.

A Motion to introduce this ordinance 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.

Public Hearing and Final Adoption is scheduled for April 5, 2021.

**Ordinance No. 2021-05 (1212)** An Ordinance to Amend, Revise and Supplement Chapter 90, “Zoning”, Article XC, Entitled, “General Regulations,” Most Notably Amending, Revising and Supplementing 90-17 (B and C), Prohibiting Any Class of Cannabis Businesses Within the Geographical Boundaries of the Borough of Lavallette.

Mayor LaCicero stated that this ordinance is to prohibit any of our businesses or any new businesses in town from selling any type or class of cannabis.

A Motion to introduce this ordinance 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.

Public Hearing and Final Adoption is scheduled for May 3, 2021.

**ORDINANCES ON FOR PUBLIC HEARING/FINAL ADOPTION:**

**Bond Ordinance 2021-03 (1210)** Bond Ordinance Providing for the Rehabilitation of the Potable Water Supply System and Well #3, Appropriating \$225,000, Therefor and Authorizing the Issuance of \$213,750 Bonds and Notes To Finance A Portion of the Costs Thereof, Authorized In and By the Borough of Lavallette, County of Ocean, State of New Jersey

A Motion to open the public hearing on this ordinance was made by Councilman Borowski. The Motion was Seconded by Councilman Finter. Vote: All of Council was in favor. The Motion Passed.

The Mayor stated that last year we took care of this for well #4 and now we need to take care of rehabbing well #3. This well has much deeper repair needs than well #4 did as well.

The Mayor 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 Councilman Stogdill. The Motion was Seconded by Councilman Finter. Vote: Council Members Borowski, Filippone, Zalom, Stogdill, Finter & Lamb voted Yes. The Motion Passed.

**UNFINISHED BUSINESS:**

Council President Zalom stated that Lavallette will be receiving \$35,000 for the 2021 CDBG grant for the mobi-mat to go on President Avenue ocean beach walkover.

**NEW BUSINESS:**

Councilman Finter stated that some of our street signs on the Bay Blvd. side needed new signs and our Supt. of Public Works took care of ordering new ones.

**COMMENTS FROM THE PUBLIC:**

There were no comments from the public.

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

The Mayor stated that our budget introduction will be at the next meeting on April 5<sup>th</sup> and he is looking forward to a good budget again this year.

**EXECUTIVE SESSION:**

There was no executive session.

**ADJOURNMENT:**

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

**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 22<sup>nd</sup> day of **March 2021**.

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