

**BOROUGH OF LAVALLETTE(minutes)**  
**REGULAR MEETING OF THE MAYOR AND COUNCIL**  
**LAVALLETTE MUNICIPAL BUILDING**  
**Monday, April 19, 2021-7:00 pm**

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

**ROLL CALL:** Council Members Borowski, Lamb, Zalom, Stogdill, Finter and Filippone  
Councilman Borowski was absent.

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 the loved ones who have passed away.

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

**MAYOR'S WELCOMING STATEMENT:** The Mayor welcomed everyone to tonight's virtual meeting via Zoom.

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

**RESOLUTIONS – ON CONSENT:**

- 2021-117 approving a facilities use application to Lavallette Fitness to hold fitness classes on the Guyer Avenue ocean beach on Saturdays, July through September 4, 2021 from 8:30am to 9:30 am
- 2021-118 amending (amendment #4) the 2021 temporary budget in the amount of \$74,000 for misc. items in Police, Beach and storm water areas
- 2021-119 approving a facilities use application to This Is Yoga to hold yoga classes on the Kerr Avenue ocean beach Mondays, Wednesdays, Fridays & Saturdays, May 7<sup>th</sup> through September 9<sup>th</sup> 2021, 8:30am to 9:30am and Tuesdays & Thursdays 6:30pm to 7:30pm

- 2021-120 approving 3 applicants to attend the Ocean County Police Academy Class I training commencing April 8, 2021
- 2021-121 awarding a contract to Central Jersey Equipment through the Cooperative Pricing Agreement with the Educational Services Commission of NJ for the lease/purchase of two 2021 John Deere Gators in the amount of \$31,610.49
- 2021-122 awarding a contract to A.C. Schultes, Inc. for the Rehabilitation of Water Supply Well #3 in the amount of \$203,000
- 2021-123 appointing Jack Caucino as the Lifeguard Captain at a weekly rate of \$1010.00 and Pam Caucino as the Badge Checker Supervisor at a weekly rate of \$605.00 for the 2021 summer season
- 2021-124 authorizing the purchase of 20 body cameras for the Lavallette Police Department in the amount of \$126,365.00 through the Sourcewell Cooperative Purchasing Program Agreement-Councilwoman Filippone stated that the Chief received 3 different quotes for these cameras and this company had the better price along with the better equipment. Mr. Brice stated that as of June 1<sup>st</sup> all Police Officers have been mandated to wear these body cameras. Councilwoman Filippone stated that according to the Chief and Sgt. White the film from these cameras can never be edited or corrupted like cell phone video footage can be.
- 2021-124A authorizing the shared services agreement between the Borough of Lavallette and the Borough of Seaside Heights to share the Borough of Seaside Height's Animal Control Officer

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

**RESOLUTIONS - OFF CONSENT:**

- 2021-125 approving the annual certifications submitted for the Lavallette First Aid Volunteer Members who have qualified for credit under the LOSAP Program for 2020

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

- 2021-126 amending the conditional approval of a previous conditionally approved application of Verizon/Tilson Technology for a right of way permit at 2000 Grand Central Avenue

Mr. George stated that a few meetings ago Council approved conditionally resolutions for Verizon to install their nodes in certain locations in town. Some of the conditions were two change two of

the requested locations, get approval from FAA regarding flight patterns and limiting these nodes to 20 total in Lavallette. The resolutions on tonight are amending the previous resolutions with the appropriate changes requested.

Councilwoman Filippone thanked the Mayor, Council, Mr. Brice and Mr. George for questioning these terms from the beginning and getting some of what we wanted done. Our main goal was two get those two locations changed and we succeeded in doing so. We all worked hard to get these conditions met and we all did a great job in doing so.

Mayor LaCicero stated that from the beginning our objection was not a negative tactic but a very legitimate one and he also agrees that we all did a great job.

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

2021-127        amending the conditional approval of a previous conditionally approved application of Verizon/Tilson Technology for a right of way permit changing the location from 3 Liggett Road to Funston Road and Dickman Drive

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

2021-128        amending the conditional approval of a previous conditionally approved application of Verizon/Tilson Technology for a right of way permit at 1704 Grand Central Avenue

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

2021-129        amending the conditional approval of a previous conditionally approved application of Verizon/Tilson Technology for a right of way permit changing the location from 103 Brown Avenue to 110 Brown Avenue and Grand Central Avenue

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

2021-130        amending the conditional approval of a previous conditionally approved application of Verizon/Tilson Technology for a right of way permit at 120 Washington Avenue

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

**APPROVAL OF VOUCHERS:**

2021-131 Bills List in the amount of \$522,310.98

A Motion to approve the bills list 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.

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

**Ordinance No. 2021-06 (1213)** Ordinance to Exceed the Municipal Budget Appropriations Limits and to Establish a Cap Bank

Mayor LaCicero stated that this ordinance always goes along with the introducing and adopting of our budget. We have never had to use the bank but we always do the ordinance just in case.

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 Councilman Lamb. The Motion was Seconded By Councilman Stogdill. Vote: Council Members Filippone, Zalom, Stogdill, Finter and Lamb voted yes. The Motion Passed.

**UNFINISHED BUSINESS:**

Discussion of Substantial Damage Assessments

Mayor LaCicero stated that after super storm sandy the Borough designate which properties were substantially damaged by 50%. We determined roughly about 100 properties substantially damaged but then we had homeowners determine their own properties were substantially damaged.

Mr. Brice stated that now there seems to be some type of compliance requested by FEMA on if some of these homes that were determined by the homeowners were, in fact, substantially damaged. There is FEMA and compliance information regarding this on our website to help anyone who needs it.

Councilman Stogdill stated that the lifeguard captain has been researching which beach should be added as an additional surf beach and once he determines which one we will advise immediately.

Mr. Brice stated that the rust issues on the water tower were determined to be external only and has been rectified.

Mr. Brice stated that the Contractor should be out this week starting the posts for the improvements to the pickle ball courts. They have to wait for warmer weather to start taking care of the cracks.

Council President Zalom stated that the Beach Sweeps was a success and the #1 find with the cleanup was masks.

#### **NEW BUSINESS:**

Councilwoman Filippone stated that she would like to discuss at the next meeting the issue regarding fire pits in town. We really need to do an ordinance setting some type of restrictions to these fire pits.

Mr. George stated that he can put an ordinance together including the standards from the NJ Fire Code guidelines.

Councilman Stogdill stated that the beach badge revenue as of today is \$340,000 for pre-season and senior badges.

#### **COMMENTS FROM THE PUBLIC:**

There were no comments from the public.

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

Councilwoman Filippone stated that she would like to have an executive session at the next meeting regarding some personnel matters new and future

#### **EXECUTIVE SESSION:**

There was no executive session.

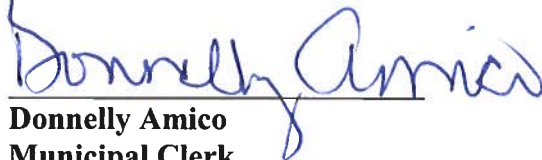
#### **ADJOURNMENT:**

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 8:49pm.

**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 19<sup>th</sup> day of April 2021.

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