

**BOROUGH OF LAVALLETTE(minutes)
REGULAR MEETING OF THE MAYOR AND COUNCIL
LAVALLETTE MUNICIPAL BUILDING
Monday, October 24, 2022-7:00 pm**

CALL TO ORDER: Councilman Robert P. Lamb, presiding

Mayor Walter LaCicero was absent.

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

Also present: John Bennett, 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 7, 2022. Notice was also posted on our municipal website and bulletin board.

MOMENT OF SILENCE: Councilman Lamb asked for a moment of silence for longtime resident John Corney who was also a regular at our Council Meetings. He also asked for everyone to keep our troops and the Ukraine people in our thoughts.

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

MAYOR'S WELCOMING STATEMENT: Councilman Lamb stated that 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)

No one wished to comment at this time.

ON CONSENT AGENDA/OFF CONSENT AGENDA, AND VOUCHERS:

RESOLUTIONS – ON CONSENT:

2022-226 establishing a curfew during the Halloween season from October 29th through October 31st 2020 from 9pm to 6am for minors under the age of 18 years old unless accompanied by an adult over the age of 25 years old

2022-227 accepting the retirement of Gerard Capron and authorizing payment of unused vacation time

- 2022-228 approving a halloween bonfire sponsored by the Lavallette Recreation Department to be held on the Washington Avenue bay beach on October 28, 2022 at 6pm in conjunction with their “Halloween Harvest Hoedown” event
- 2022-229 authorizing the Mayor and Municipal Clerk to sign and attest the Policy Endorsements for the Horizon Employee Prescription and Dental Plans for 2023
- 2022-230 opposing the proposed increases to the State Health Benefits Program
- 2022-231 setting fees for the beach badges for 2023 under Chapter 7-9, Entitled, “Fees for Use of the Beaches and Facilities”
- 2022-232 authorizing the refund of an electric credit in the amount of \$188.76 due to the house changing title
- 2022-233 awarding a contract for professional services to Utility Engineers, P.C. for the design and engineering services for the installation of voltage regulating equipment for a period of one year not to exceed \$17,500-Councilman Borowski stated that this is needed as part of our interconnection agreement with Jersey Central Power & Light.
- 2022-234 authorizing the Mayor and Municipal Clerk to sign and attest to the shared services agreement between the Borough of Lavallette and the County of Ocean
- 2022-235 proclaiming October 24th 2022 as United Nations Day
- 2022-235A establishing retroactive annual cost of living salary increase for years 2021 and 2022 through July 15, 2022 at 2.9% for former Borough Administrator Robert Brice-Mayor LaCicero stated that this was for the cost of living that he was entitled to.

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

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 resolution off-consent.

APPROVAL OF VOUCHERS:

2022-236 Bills List in the amount of \$3,947,405.49

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 INTRODUCTION/FIRST READING:

Ordinance No. 2022-20 (1238) Ordinance Amending, Revising and Supplementing Chapter 15 of the Borough Code of the Borough of Lavallette, Entitled, “Business Regulations”, More Specifically Adding a New Article III, Entitled, “Business and Residential Liability Insurance.”

Councilwoman Filippone stated that this ordinance needed to be done due to new state mandated legislation for landlords and business owners to require additional liability insurance.

A Motion to introduce this ordinance was made by Councilman Finter. 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 November 14, 2022.

UNFINISHED BUSINESS:

No unfinished business.

NEW BUSINESS:

No new business.

COMMENTS FROM THE PUBLIC:

Mark Speaker, 111 Brown Avenue, stated that lead testing in the State of NJ requires a certification for anyone who will be doing the testing.

Councilwoman Filippone stated that we have roughly 1551 built before 1978. Right now if we add this to our Construction Department we will have to send someone for the certification and hire another inspector for just this. It’s too much of a large task to charge the taxpayers.

Joe Palinsky, 1106 Ocean Front, stated that the ordinance we have regarding feeding of wildlife should be amended to include feral cats.

COMMENTS OF THE MAYOR AND COUNCIL MEMBERS:

Council President Zalom stated that Mary Jo Austin, the artist who painted our Clam is here. She is done with the painting of the clam but she would like to say a few words on where the clam should be placed.

Mary Jo Austin, WPI, Artist, stated that she has finished the painting of the clam. The painting will last a lot longer if the clam is not placed down by the bay. It should be place somewhere by the Municipal Building to prevent the wear and tear it gets down by the bay.

Councilwoman Filippone stated that “Reclam the Bay” doesn’t want it at the Municipal Building. She agrees that it was not in an appropriate location down by the bay but it should remain down there somewhere else.

Councilman Lamb stated that Public Works will be replacing some of the boards on the boardwalk. Not sure if we can save the boards that were memorialized after Sandy but we will try and figure something out.

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 Stogdill.

Vote: All of Council was in favor. The Motion Passed.

The Council Meeting was adjourned at 7:40pm.

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 24th day of **October 2023**.

Donnelly Amico
Municipal Clerk