

BOROUGH OF LAVALLETTE(minutes)
REGULAR MEETING OF THE MAYOR AND COUNCIL
LAVALLETTE MUNICIPAL BUILDING
Monday, March 21, 2022-7:00 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 7, 2022. Notice was also posted on our municipal website and bulletin board.

MOMENT OF SILENCE: The Mayor asked for a moment of silence for Joan Jarvis, a longtime resident of Bryn Mawr Avenue who passed away recently.

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

MAYOR'S WELCOMING STATEMENT: The Mayor welcomed everyone to tonight's meeting. He stated that this year's budget process is going well and we should be introducing the budget at the next meeting. He stated that if anyone in the audience 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)

Jack Sauer, 405 Bay Blvd. stated that he is in connection with St. Stephens Church in Toms River and they are doing a fundraiser. St. Stephens has a high population of Ukrainian members. I am working with them on this fundraiser that will be held on April 23rd at St. Pio Parish Hall. We have been getting a lot of donations so far and am hoping to continue to get them. We have some flyers that we would like to be put downstairs in the lobby for people to take.

The Mayor thanked Jack for doing a fundraiser to help Ukraine. He stated that he can leave some flyers here and we will make sure they get downstairs and will also put it on our website.

APPROVAL OF MINUTES:

Minutes of Caucus/Regular Meeting of February 7, 2022
Minutes of Regular Meeting of February 22, 2022

A Motion to approve the minutes 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.

ON CONSENT AGENDA/OFF CONSENT AGENDA, AND VOUCHERS:

RESOLUTIONS – ON CONSENT:

- 2022-88 authorizing the refund of a 2018 and 2019 state tax appeal in the amount of \$\$2,238.30
- 2022-89 approving a facilities use application to Sanctuary Yoga to hold yoga classes on the President Avenue ocean beach starting May 30th through September 5th 2022, 7 days a week, two classes a day at 8am and 6pm
- 2022-90 appointing Jack Helmstetter as a part-time fill-in Electrical Subcode Official at an hourly rate of \$35.00
- 2022-91 approving a facilities use application to Hammer Surf School to hold their annual surf camp on the Brown Avenue ocean beach starting June 21, 2022 through September 3, 2022, Monday through Saturday, 8am to 4pm
- 2022-92 authorizing the refund of planning board escrow in the amount of \$210.00
- 2022-93 approving two facility use applications from the Lavallette School PTO to utilize Chandler Field to hold a Color Run on Saturday, May 14, 2022 from 9am to 12 noon and Dinner Dance on Friday, June 3, 2022 from 6pm to 10pm with a rain date of Saturday, June 4, 2022
- 2022-94 awarding a contract to Wilbur Witteman for providing the bands for our summer concerts in July and August in the amount of \$13,950.00
- 2022-95 approving a facilities use application to Sanctuary Yoga to hold a private yoga group class on President Avenue ocean beach on Saturday, June 18, 2022 from 9am to 10am
- 2022-96 recognizing the month of April 2022 as Child Abuse Prevention Month in the Borough of Lavallette
- 2022-97 approving a facilities use application to National Multiple Sclerosis Society for their annual charity bicycle ride through town and the use of our Washington Avenue parking lot and gazebo grassy area as a rest stop on Saturday, May 7, 2022 at various time between the hours of 7:30am to 1pm
- 2022-98 establishing the official summer beach season for 2022
- 2022-98A urging the swift passage of S-330 which restores energy tax receipts

A Motion to approve the consent agenda 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 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:

2022-99 approving a facilities use application to Ocean of Love to hold an 8K Run/Walk on Saturday, June 25, 2022 from 6am to 12 noon utilizing the First Aid/Fire parking area for registration and a portion of Baltimore Ave., all of Bay Blvd., and WPI for the race

The Mayor stated there is a representative here from Oceans of Love that can come up and give up some information regarding this request.

Matt Lissak, Oceans of Love stated that before Superstorm Sandy, this race use to be done every year here in Lavallette. There were two residents one being Kirk Tilton that was always in charge of it and it was always a big event.

Mayor LaCicero stated that we have been getting an exorbitant amount of facility use applications that seem to increase every year. We made a decision many years ago to limit the request for events during the summer season. He stated that he believes that there is already a food truck event for this date in that area already.

The Mayor stated that we are not going to be able to vote on this request tonight. We are going to need to discuss this further and maybe come up with another date.

Motion: Second: Discussion: Vote:

APPROVAL OF VOUCHERS:

2022-100 Bills List in the amount of \$388,297.97

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.

UNFINISHED BUSINESS:

Mayor LaCicero stated that there is a homeowner on WPI that needs to give a donation to the town regarding their public access project. The NJDEP has already turned down two projects we have suggested to them. The next suggestion is to request the purchase of the MATRAX mat for the bay beach. Since the property is located on WPI, the project has to be for the bay beach only. He is going to discuss it further with the DEP and he will let everyone know what the outcome is.

Mr. Brice stated that he has been discussing the ongoing proposal request with Karen Papsin regarding cleaning up the area outside of the pickle ball courts.

Karen Papsin, 104 Vance Avenue, that the pickle ball group is interested in trying to improve the entryway to the pickleball courts.

The Mayor questioned if they are suggesting that the Borough do something or do they want to donate the funds for this?

Mrs. Papsin stated that the pickle ball group is more than happy to pay for the contractor to put some stone or cracked shells or whatever is sufficient to put there.

Councilwoman Filippone stated that whatever we decide to put down there has to be permeable.

The Mayor stated that if she submits a proposal from the contractor we can all take a look at it.

Pat Marrone, 11 Elizabeth Avenue, Beautification Committee stated that the bay front should be all coordinated as a park with all areas being cohesive. The preferable walkway should be the crushed shells but if not then maybe use some type of wood instead of pavers.

Council President Zalom stated that she has already spoken with the County to work on some type of grant to fix up the whole bay front area.

NEW BUSINESS:

Mayor LaCicero stated that a homeowner in Toms River Township is also trying to donate monies for a public access project but Toms River Township does not have any projects available at this time and the DEP allows for the homeowner to approach towns surrounding them within a certain proximity to see if they will accept their donation. This request is to accept \$4,950 towards the purchase of two beach wheel chairs that will have to be used only down at our bay beach.

Councilman Borowski stated that he had no problem accepting the donation for the wheelchairs.

Mr. Brice stated that we could accommodate them for the summer in a shed down at the bay front beach area.

A Motion to approve the acceptance of the donation in the amount of \$4,950 for the purchase of two beach wheel chairs 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.

Mr. Brice stated that the homeowner at 228 Haddonfield Avenue is doing some renovations at his home. Unfortunately, there is a drainage pipe under his home that is owned by the Borough and it will need to be moved. The Contractor will take care of doing this; however; there will need to be some type of easement to the deed in order for this to occur.

Mr. Brice stated that the homeowner's attorney did submit to us an easement which was forwarded to Mr. George.

Mr. George stated that he did review the easement and it looks good. There are some small changes that will need to be done but it's enough to go ahead and approve the easement tonight.

A Motion to approve the easement for 228 Haddonfield Avenue was made by Councilman Finter. The Motion was Seconded by Councilman Borowski.

Vote: Council Members Borowski, Filippone, Zalom Stogdill, Finter and Lamb voted Yes. The Motion Passed.

COMMENTS FROM THE PUBLIC:

Karen Papsin, 104 Vance Avenue stated that she believes the cracks in the pickle ball court surface will be done in July.

Mark Speaker, 111 Brown Avenue thanked the Mayor and Councilman Finter for attending the LBA Meeting last week.

COMMENTS OF THE MAYOR AND COUNCIL MEMBERS:

There were no comments.

EXECUTIVE SESSION:

Mr. George stated there is a need to go into executive session to discuss some administration issues in the police department. There will be no action taken.

A Motion to adjourn the Council 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 Council Meeting was adjourned to go into executive session at 8:31pm.

A Motion to reconvene the Council Meeting was made by Councilman Stogdill. The Motion was Seconded by Councilwoman Filippone.

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

The Council Meeting was reconvened at 9:25pm.

Mr. George stated that while in executive session there was discussion on some general administrative matters. There was no action taken.

ADJOURNMENT:

A Motion to adjourn the Council Meeting was made by Councilwoman Filippone. The Motion was Seconded by Councilman Stogdill.

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

The Council Meeting was adjourned at 9:26pm.

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 21st day of **March 2022**.

Donnelly Amico
Municipal Clerk