

BOROUGH OF LAVALLETTE(minutes)
CAUCUS/REGULAR MEETING OF THE MAYOR AND COUNCIL
LAVALLETTE MUNICIPAL BUILDING
Monday, April 4, 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: Phil George, Borough Attorney
Donnelly Amico, Municipal Clerk
Robert Brice, Borough Administrator

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 bulletin board and municipal website.

MOMENT OF SILENCE: The Mayor asked for a moment of silence for Beth D'Aloisio's mom who passed away recently. Beth is the owner of Iceberg Ice Cream and her husband owns Lenny's Pizzeria.

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

MAYOR'S WELCOMING STATEMENT: The Mayor welcomed everyone to tonight's meeting. Tonight is the budget introduction and I am happy to report that we will have a flat rate again this year.

PROCLAMATION FOR NATIONAL LIBRARY WEEK

The Mayor stated that he has a Proclamation for National Library Week and Melanie Bobrowicz who is the branch manager for our library in town is here to accept it.

Melanie Bobrowicz, Upper Shores Branch Manager thanked Mayor and Council for the proclamation and spoke about all the programs the library offers to kids and adults and if interested they should go onto to the Upper Shores Library website or come in person.

The Mayor stated that anyone in the audience who 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.

REPORTS:

- a) Construction Report for March 2022 -Councilwoman Filippone-read report
- b) Zoning Report for March 2022-Councilwoman Filippone-no report
- c) Municipal Court Report for January-March 2022-Councilwoman Filippone-read report
- d) Police Overtime Report for March 2022-Councilwoman Filippone-read report
- e) Public Works Report for March 2022-Councilman Lamb-read report
- f) Public Affairs Report-Council President Zalom-Beach Sweeps will be on April 9th and Earth Day is April 22nd. The fundraiser for Ukraine is scheduled for April 23rd
- g) Tax Account Report for March 2022-Tax Collector
- h) Revenue Transaction Report for February 2022-Chief Financial Officer

A Motion to approve the reports was made by Councilman Lamb. The Motion was Seconded by Councilman Stoddill.

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

ON CONSENT AGENDA/OFF CONSENT AGENDA, AND VOUCHERS:

RESOLUTIONS – ON CONSENT:

- 2022-101 approving a facilities use application to utilize the old basketball courts to hold fitness circuit training classes on Saturdays, starting May 28th through September 3rd 2022 and on Tuesdays starting June 21st through August 30th 2022 from 8am to 9am
- 2022-102 authorizing the refund of a construction permit fee in the amount of \$115.00
- 2022-103 approving a facilities use application to Vibe Sessions with Kate to hold meditation classes on the ocean beach at Virginia Avenue on Mondays, Wednesdays & Fridays starting June 6th through October 31st 2022 from 8am to 9am
- 2022-104 proclaiming April 6th 2022 as “National Service Recognition Day” and the week of April 17th through April 23rd 2022 as “National Volunteer Week in the Borough of Lavallette
- 2022-105 approving a facilities use application to Solo Barre to use the ocean beach at New York Avenue to hold fitness workouts on Fridays, starting June 10th through September 2nd 2022 from 7:30am to 8:30am
- 2022-106 awarding a contract to Proven Contracting, LLC for the installation of vinyl siding on the main Public Works building in the amount not to exceed \$43,900
- 2022-107 approving a facilities use application to Tom Cooney & Betty Vasil to utilize our boardwalk for a pancreatic cancer walk consisting of approximately 50 people on April 30th 2022 at 1pm

2022-108 approving two raffle licenses to St. Pio of Pietrelcina to be held on Saturday, April 23, 2022 at St. Pio Parish Hall

2022-109 approving one applicant to attend the OC Police Academy Class II training commencing April 29, 2022

A Motion to approve the consent agenda was made by Councilman Lamb. 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.

Mark Speaker, 111 Brown Avenue stated that the old basketball courts are not in really good shape so he is not sure that allowing any type of exercise classes to take place there is a good idea, liability wise.

Councilman Lamb stated that they are not in that bad of shape and they are being used now.

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 resolutions off-consent.

APPROVAL OF VOUCHERS:

2022-110 Bills List in the amount of \$1,362,989.34

A Motion to approve the bills list was made by Councilman Lamb. The Motion was Seconded by Councilman Finter.

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

ORDINANCES ON FOR INTRODUCTION/FIRST READING:

Ordinance No. 2022-02 (1220) Ordinance to Exceed the Municipal Budget Appropriations Limits and to Establish a Cap Bank

The Mayor stated that this ordinance always is done in conjunction with budget every year. We have never needed to do this but our Auditor recommends we do just as a precautionary measure.

A Motion to introduce this ordinance was made by Council President Zalom. 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 April 18, 2022.

INTRODUCTION OF THE 2022 BUDGET:

Resolution 2022-110 Donnelly Amico, Municipal Clerk read the budget resolution aloud.

Mr. Brice stated that the 2022 budget has a 0% tax rate increase. There were some increases to some appropriations for salaries and pension and our JIF insurance due to cyber security coverage increases. We had some increases to beach and buildings and grounds due to the increase in lumber prices in order to repair the boardwalk.

Mayor LaCicero stated that there is the capital budget included as well and we will be using that for the purchase of two garbage trucks.

A Motion to introduce the 2022 Budget 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.

Public Hearing and Final Adoption is scheduled for May 2, 2022.

COMMUNICATIONS:

General With Action:

- a) Greg Bierster/100 Pennsylvania Avenue/letter requesting that Council take action regarding businesses defacing public property for free advertisement/Received March 17, 2022

Mayor LaCicero stated that he has checked into this and found out that the stickers are given to people who want them to put on their cars but they do not use them and place them anywhere. So whoever takes the stickers are the ones who are defacing the stop signs and utility poles. It's basically called vandalism, in so many words.

- b) Denise Wirth/1606 Grand Central Ave/Unit #2/Zoning Regulation Complaint regarding dumpster at 1700 Grand Central Avenue/Received March 23, 2022

Mr. Brice stated that he has spoken to the new owner of this establishment and he has assured me that a new dumpster has been ordered, he just had to wait until all the paperwork was transferred over to him and the new business name.

UNFINISHED BUSINESS:

There was no unfinished business.

NEW BUSINESS:

Councilwoman Filippone stated that there will be an amended ordinance regarding the outdoor seating for businesses at the next meeting. The way the ordinance allows now is only to allow the outdoor seating in the front of the establishment. With the new amended ordinance, it will allow for side street seating, as well, as long as permission is granted from those owners.

Proposal from Van Cleef Engineering for Brooklyn and Baltimore Avenue Roadway Improvement Project in the amount of \$64,900

Mr. Brice stated that this is the proposal for the Engineer to take care of this entire project for figuring out the costs of the project total and deal with the bids and contractor.

A Motion to approve this proposal 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.

The Municipal Clerk stated that this will be Resolution 2022-109A.

COMMENTS FROM THE PUBLIC:

There were no comments from the public.

COMMENTS OF THE MAYOR AND COUNCIL MEMBERS:

There were no comments from Mayor and Council.

EXECUTIVE SESSION:

Mr. George stated that there is a need to go into executive session to discuss some personnel matters to get some legal advice for appointments in general. There may be some action taken.

A Motion to adjourn the Council meeting to go into executive session was made by Councilman Stogdill. The Motion was seconded by Councilman Lamb.

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

The Council Meeting was adjourned to go into executive session at 8:04pm.

A Motion to reconvene 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.

Mr. George stated that while in executive session there was some discussion regarding an appointment of an officer in charge when the Chief of Police leaves and to put together an RFQ for hiring a consultant approving a separation agreement with the Chief of Police.

A Motion to authorize to do an RFQ for the hiring of a consultant/mentor for the Police Department was made by Council President Zalom. The Motion was Seconded by Councilman Stogdill.

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

A Motion to approve the separation agreement with the Chief of Police adding some language regarding outside employment while on leave was made by Council President Zalom. The Motion was Seconded by Councilwoman Filippone.

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

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 9:04pm.

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 4th day of April 2022.

Donnelly Amico
Municipal Clerk