

BOROUGH OF LAVALLETTE(minutes)
CAUCUS/REGULAR MEETING OF THE MAYOR AND COUNCIL
LAVALLETTTE MUNICIPAL BUILDING
Monday, August 1, 2022-7:00 pm

CALL TO ORDER: Mayor Walter G. LaCicero, presiding

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

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 Antonia Rulli of Vance Avenue who passed away recently.

PLEDGE OF ALLEGIANCE: Council President Zalom led us in the Salute to the Flag.

MAYOR'S WELCOMING STATEMENT: The Mayor welcomed everyone to tonight's meeting. He stated that Congratulations are in order to Councilman Lamb for becoming a first time Grandpa. He stated that during his Mayor's hours on Friday he received a lot of complaints regarding bicycles, noise and parking. Unfortunately, we are short manpower in the Police Department and are doing the best we can. We use to have a lot of Special Officers to help us out every summer but nobody seems to want to work anymore.

Council President Zalom stated that the Police come to the Movies on the Bay and discuss the bicycle safety and rules with the audience.

COMMENTS FROM PUBLIC (Items not listed on agenda / not staying for remainder of meeting)

REPORTS:

- a) Construction Report for June & July 2022 -Councilwoman Filippone-read report
- b) Zoning Report for July 2022-Councilwoman Filippone-no report
- c) Municipal Court Report for April, May, June 2022-Councilwoman Filippone-read report
- d) Police Overtime Report for June 2022-Councilwoman Filippone-read report
- e) Public Works Report for July 2022-Councilman Lamb-read report-read report
- f) Beach Badge Report through August 1st-Councilman Michael Stogdill
- f) Public Affairs Report-Council President Zalom-August 7th is the Breast Cancer Walk, August 13th is the lifeguard ocean swim and the Union Church Pancake Breakfast.

- g) Tax Account Report for July 2022-Tax Collector
- h) BAN Certificate of Determination and Award-Chief Financial Officer
- i) Revenue Transaction Report for June 2022-Chief Financial Officer

A Motion to approve the reports was made by Councilwoman Filippone. The Motion was Seconded by Councilman Finter.

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

2022 BOROUGH APPOINTMENTS BY THE MAYOR: – (requiring advice and consent of Council)

2022-186 authorizing the appointment of RBK Engineering, LLC as a Consulting Engineer

The Mayor stated that he is not really happy with the cost of \$3.7 million for this well replacement so he would like a second opinion given by another Engineer.

A Motion to approve this resolution was made by Councilwoman Filippone. The Motion was Seconded by Councilman Finter.

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

ON CONSENT AGENDA/OFF CONSENT AGENDA, AND VOUCHERS:

RESOLUTIONS – ON CONSENT:

2022-187 establishing annual salaries for non-contractual employees with 2.9% cost of living increases for years 2021 and 2022 retroactively to January 1, 2021

2022-188 authorizing the Mayor and Municipal Clerk to sign and attest to the Memorandum of agreement between the Borough of Lavallette and the Teamsters Local 97

2022-189 establishing annual salaries for Mayor and Council for Year 2022-Councilman Lamb requested this be put off consent.

2022-190 consenting to the liquor license renewal for Sherman Hospitality which is a pocket license for license year 2022-2023

2022-191 authorizing the employment of 3 badge checkers at an hourly rate of \$13.00 for the remainder of the summer season

2022-192 awarding a contract to Spectrum Communications for the purchase of portable radios for the Lavallette Volunteer Fire Department under state contract #83911 in the

amount of \$69,999.00-Mayor LaCicero stated that the County changed their frequencies that were not compatible with the current radios the Fire Department use so we had to order ones that were compatible with the County.

2022-193 authorizing the refund of an electric credit in the amount of \$830.12 due to an overpayment

2022-194 authorizing the Mayor and Municipal Clerk to sign and attest to the Memorandum of Agreement between the Borough of Lavallette and the Dispatchers & Records Clerk Association

2022-195 appointing John Bennett as the Borough Administrator at an annual salary of \$81,600 commencing August 22, 2022

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

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 minus Resolution 2022-189.

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

RESOLUTIONS - OFF CONSENT:

2022-189 establishing annual salaries for Mayor and Council for Year 2022

Councilman Lamb stated that he has never been in favor of increasing Council's salary and still isn't.

Councilwoman Filippone stated that this was supposed to happen right before COVID but we decided to hold off. She does a lot of work and is completely hands on and thinks the increase is deserved. We are among the lowest salaries in the County and the State.

A Motion to approve this resolution was made by Councilwoman Filippone. The Motion was Seconded by Councilman Finter.

Vote: Council Members Filippone, Zalom, and Finter voted Yes. Councilman Lamb voted No. Councilman Borowski Abstained. The Motion Failed.

APPROVAL OF VOUCHERS:

2022-196 Bills List in the amount of \$5,847,161.45

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, Finter and Lamb voted Yes. The Motion Passed.

ORDINANCES ON FOR FIRST READING/INTRODUCTION:

Ordinance No. 2022-17 (1235) Ordinance of the Borough of Lavallette Amending, Revising, and Supplementing Chapter 43 of the Borough Code Entitled, “Noise,” Specifically 43-7 Entitled “Specific Prohibitions,” and more Specifically 43-7 (K)

Councilman Finter stated that this is regarding vehicles idling for long periods of time.

A Motion to introduce this ordinance was made by Councilman Finter. The Motion was Seconded by Councilman Lamb.

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

Public Hearing and Final Adoption is scheduled for August 22, 2022.

ORDINANCES ON FOR PUBLIC HEARING/FINAL ADOPTION:

Ordinance 2022-11 (1229) An Ordinance of the Borough of Lavallette, County of Ocean, State of New Jersey, Supplementing, Amending and Revising Chapter 6 of the Borough Code, Entitled, “Animals” To Amend and Revise Section 9, Entitled, “Places of Resort, Lavallette Goose Patrol, Goose Patrol Committee

Mayor LaCicero stated that this is to increase the goose patrol fee to \$25.00.

Councilwoman Filippone stated that the Ordinance Committee will be looking into some changes regarding strictly residents or not as many out of town residents as well.

A Motion to adopt this ordinance was made by Councilwoman Filippone. The Motion was Seconded by Councilman Finter.

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.

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

Ordinance 2022-12 (1230) Ordinance of the Borough of Lavallette, County of Ocean, State of New Jersey, Amending and Supplementing Chapter 45 of the Borough Code, Entitled, “Officers and Employees” So as to Amend and Supplement Section 45-15 So As To Add The Position of “Carpenter”

Mayor stated that this is just to add another title to our code which falls under Public Works for Civil Service purposes.

A Motion to adopt this ordinance was made by Councilman Lamb. The Motion was Seconded by Councilman Finter.

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.

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

Ordinance 2022-13 (1231) Ordinance of the Borough of Lavallette Amending, Revision and Supplementing Chapter 31 of the Borough Code Entitled, “Flood Hazard Areas,” To Delete Chapter 31 in its Entirety and Adopt a New Chapter 31 Entitled, “Flood Damage Prevention,” to Adopt Flood Hazard Maps, and Designate a Flood Plain Administrator

Mayor LaCicero stated that this update of the flood ordinance in its entirety was mandated by FEMA for compliance regarding elevation.

A Motion to adopt this ordinance was made by Councilwoman Filippone. The Motion was Seconded by Councilman Finter.

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.

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

Capital Ordinance 2022-14 (1232) Ordinance Appropriating \$195,311.52 Received from a Grant Provided By the Federal American Rescue Plan Act of 2021 to Provide For The Repairs and Remediation of the Water Treatment Plant

Mayor stated that this is to confirm that the monies we received from this grant are to be allocated towards the well replacement.

A Motion to open the public hearing was made by Councilman Lamb. The Motion was Seconded by Councilman Borowski.

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

No one wished to comment on this ordinance.

A Motion to close the public hearing was made by Councilman Finter. The Motion was Seconded by Councilwoman Filippone.

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

A Motion to adopt this ordinance was made by Councilman Lamb. The Motion was Seconded by Councilman Borowski.

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

Bond Ordinance 2022-15 (1233) Bond Ordinance Providing for the Replacement of Borough's Potable Water Supply Well, Replacement of the Electrical System Associated With the Wells and Water Treatment Plant, and Redevelopment of a Potable Water Supply Well, Appropriating \$3,700,000 Therefor and Authorizing the Issuance of \$3,700,000 Bonds and Notes to Finance a Portion of the Costs Thereof, Authorized In and By The Borough of Lavallette, In the County of Ocean, New Jersey

The Mayor stated that this is due to some extra costs that are needed due to some additional issues with this well replacement.

A Motion to open the public hearing was made by Councilman Finter. The Motion was Seconded by Councilman Lamb.

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

No one wished to comment on this ordinance.

A Motion was made by Councilman Lamb to close the public hearing. The Motion was Seconded by Councilman Finter.

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

A Motion to adopt this ordinance was made by Councilman Lamb. The Motion was Seconded by Councilman Finter.

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

Capital Ordinance 2022-16 (1234) Ordinance Providing For The Acquisition of a Garbage Truck Chassis, An Appropriating \$10,000 Therefor, Authorized In and By The Borough of Lavallette, New Jersey

Mayor stated that this is for the purchase of the chassis of a garbage truck.

A Motion to open the public hearing was made by Councilwoman Filippone. The Motion was Seconded by Councilman Lamb.

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

No one wished to comment.

A Motion to close the public hearing was made by Councilman Finter. The Motion was Seconded by Councilman Lamb.

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

A Motion to adopt this ordinance was made by Councilman Finter. The Motion was Seconded by Councilman Lamb.

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

UNFINISHED BUSINESS:

Council President Zalom stated that she is looking into getting a grant for more benches and also for some new equipment for the First Aid. Also, hopefully, we will be getting Meals on Wheels back and also our Senior Lunch and Movie.

NEW BUSINESS:

Councilwoman Filippone stated that Chief Mitchell and Lt. Haggerty of the Prosecutors Office feel that another full-time Dispatcher is needed. The costs of overtime right now to cover the desk is getting to be a bit expensive. We will be posting the ad on the police website as well as the NJ League job site online.

COMMENTS FROM THE PUBLIC:

Kathy Morolda, 102A President Avenue stated that there is a large amount of feral cats on her street and it is causing a big problem for the residents.

Mayor LaCicero stated that we will talk to our Animal Control Officer and see what options we have to rectify the problem.

COMMENTS OF THE MAYOR AND COUNCIL MEMBERS:

Councilman Borowski stated that Waves of Impact will be this Thursday on the Trenton Avenue beach starting at 9am.

Councilwoman Filippone stated that she would like Resolution 2022-189 to be reconsidered at this time.

Resolution 2022-189 establishing annual salaries for Mayor and Council for year 2022.

A Motion to approve this resolution was made by Council President Zalom. The Motion was Seconded by Councilwoman Filippone.

Vote: Council Members Borowski, Filippone, Zalom and Finter voted Yes. Councilman Lamb voted No. The Motion Passed.

EXECUTIVE SESSION:

There is no executive session.

ADJOURNMENT:

A Motion to adjourn the Council Meeting was made by Councilman Borowski. The Motion was Seconded by Councilman Finter.

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

The Council Meeting was adjourned at 8:05pm.

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 1st day of August 2022.

Donnelly Amico
Municipal Clerk