

BOROUGH OF LAVALLETTE(minutes)
CAUCUS/REGULAR MEETING OF THE MAYOR AND COUNCIL
LAVALLETTE MUNICIPAL BUILDING
Monday, October 2, 2023-7:00 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: Bill Burns, Borough Attorney
Donnelly Amico, Municipal Clerk
John Bennett, Borough Administrator

READING OF THE OPEN PUBLIC MEETINGS ACT STATEMENT: Notice of this meeting was published in the Ocean Star on January 6, 2023. Notice was also posted on our municipal bulletin board and municipal website.

MOMENT OF SILENCE: The Mayor asked for a moment of silence for Joseph Tarantino from WPI who passed away recently.

PLEDGE OF ALLEGIANCE: Councilman Finter led us in the salute to the Flag.

MAYOR'S WELCOMING STATEMENT: The Mayor thanked everyone for coming to tonight's meeting. He stated that there has already been discussions regarding some changes to our garbage ordinance so we hope to have it all worked out and ready for the new year.

REPORTS:

- a) Construction Report for September 2023 -Councilwoman Filippone-read report
- b) Zoning Report for September 2023-Councilwoman Filippone-read report
- c) Municipal Court Report for September 2023-Councilwoman Filippone-no report
- d) Police Overtime Report for August 2023-Councilwoman Filippone-read report
- e) Public Works Report for September 2023-Councilman Lamb-read report
- g) Public Affairs-Council President Zalom-Beach Sweep will be October 21st. The County has 17,000 dune grass plants for us to plant if anyone is interested.
- h) Tax Account Report for September 2023-Tax Collector
- i) Revenue Transaction Report for July 2023-Chief Financial Officer
- j) Bond Anticipation Notes Certification of Determination & Award-Chief Financial Officer

A Motion to approve the reports 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.

ON CONSENT AGENDA/OFF CONSENT AGENDA, AND VOUCHERS:

RESOLUTIONS – ON CONSENT:

- 2023-209 authorizing the refund of a landlord registration fee in the amount of \$50 due to an error in payment
- 2023-210 authorizing the annual stipends for Ted Golubowski for his Sewer Collection Operator license in the amount of \$5,250.00 and for Charles Farrah for his Water Treatment Operator and Water Distributor licenses in the amount of \$8,750.00- Mayor LaCicero stated that these are annual stipends for these licenses.
- 2023-211 authorizing the Mayor to sign and execute the interlocal service agreement between the Borough of Lavallette and the Ocean County Prosecutors Office for DWI/DRE/Move Over Programs
- 2023-211A approving a final quantities change order for the Bryn Mawr Avenue Phase II road improvement project in the amount of \$7,526.51-Mr. Bennett stated that this is an increase to the original contract due to the increase of costs of the asphalt.

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

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

RESOLUTIONS - OFF CONSENT:

There were no resolutions off consent.

APPROVAL OF VOUCHERS:

- 2023-212 Bills List in the amount of \$929,607.17

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

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

ORDINANCES ON FOR PUBLIC HEARING/FINAL ADOPTION:

Bond Ordinance No. 2023-12 (1250) Bond Ordinance Amending In Part Bond Ordinance 2020-05 (1205) Adopted June 22, 2020, Providing for Various Capital Improvements and Improvements to Various Roads, and Appropriating \$465,000 Therefor and Authorizing the Issuance of \$148,500 Bonds and Notes to Finance a Portion of the Costs Thereof, In order to Expand The Scope of Improvements to Include Renovations and Improvements to the Department of Public Works Main Office Building Located on Washington Avenue

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.

Mayor LaCicero stated that this ordinance is amending a previous year's bond ordinance in order to utilize the funds that were not used at that time for some capital improvements.

The Mayor asked if anyone wished to comment on this ordinance. No one wished to comment.

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

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

The Mayor asked Council for a vote on this Bond Ordinance.

A Motion to adopt this Bond Ordinance 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.

Ordinance No. 2023-13 (1251) Ordinance of the Borough of Lavallette, County of Ocean, State of New Jersey, Amending, Revising and Supplementing Chapter 20A of the Borough Code, Entitled, "Contracts, Public"

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

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

Mr. Burns stated that this ordinance was regarding pay to play laws which State Law has now been changed and supercedes this Chapter in our Borough Code so this ordinance is repealing this Chapter in its entirety.

The Mayor asked if anyone wished to comment on this resolution.

No one wished to comment.

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

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

COMMUNICATIONS:

General With No Action:

- a) Ocean County Planning Board/Anthony Agliata, Director/2023 Dune Grass Distribution/
Received September 13, 2023

UNFINISHED BUSINESS:

There was no unfinished business.

NEW BUSINESS:

There was no new business.

COMMENTS OF THE MAYOR AND COUNCIL MEMBERS:

Councilwoman Filippone stated that 5G nodes are not very officiant. The cylinders are really 4G not 5G. Also, one of the locations that Verizon is requesting to put these nodes on White and 35South is in the State right-of-way.

Mr. Bennett stated that he will be attending the LBA meeting on October 18th to go over the garbage proposal. Also, we have a meeting with the JIF regarding some options to lower costs of our employee medical benefits.

COMMENTS FROM THE PUBLIC:

Bob Astorino, 2 Elizabeth Avenue questioned if there are any updates on the beach replenishment.

Mayor LaCicero stated that as of today there have been no new updates.

Meg Geer, 104 Brown Avenue questioned who takes care of the storm drains on Rt. 35.

Mayor LaCicero stated that those drains are taken care of by the State.

Mark Speaker, 111 Brown Avenue questioned if the Borough needs legal authorization to plant on the dunes.

Mr. Burns stated that since all dunes need the plantings during the year, he believes the Borough doesn't need authorization but he will check into it.

Mr. Speaker also stated that Verizon is not a well-run company at all from what he has learned.

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 Lamb.

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 2nd day of **October 2023**.

Donnelly Amico
Municipal Clerk