

BOROUGH OF LAVALLETTE (minutes)
REORGANIZATION MEETING OF MAYOR AND COUNCIL
LAVALLETTTE MUNICIPAL BUILDING-COUNCIL CHAMBERS
MONDAY, JANUARY 4, 2010 – 7:05 PM

CALL TO ORDER: Mayor Walter G. LaCicero, Presiding

MEETING NOTICE STATEMENT:

Notice of this meeting complies with the Open Public Meetings Act. Public Notice was given to the Ocean County Observer, the Ocean Star, Ocean County Gazette and was published in the Asbury Park Press on January 9, 2009. Notice was posted on the Municipal Bulletin.

INVOCATION: John T. Collins, Faith Lutheran Church administered the invocation.

MOMENT OF SILENCE-SALUTE TO THE FLAG: Mayor LaCicero asked for a moment of silence for all the troops overseas and asked Council-Elect Borowski to begin the Salute to the Flag. Council-Elect Borowski led the Salute to the Flag. Patricia Ritt sang the “National Anthem”.

ADMINISTRATION OF OATH OF OFFICE:

Joanne Filippone as Councilwoman took her Oath of Office, which was administered by Mayor Walter G. LaCicero. Three (3) year term of office from January 1, 2010 through December 31, 2012. (Holding the Bible for Councilwoman Filippone was her brother, Robert Petitti and her sister, Judge Rose Marie Annunziata)

James G. Borowski as Councilman took his Oath of Office, which was administered by his brother John Borowski. Three (3) year term of office from January 1st, 2010 through December 31, 2012. (Holding the Bible for Councilman James Borowski was his wife Andrea and children Kayleigh and James)

Mayor LaCicero asked for a roll call.

ROLL CALL: Councilwoman Joanne Filippone
Councilman Lee Horan
Councilwoman Anita F. Zalom
Councilman Michael Stogdill
Councilman James G. Borowski
Councilman Robert P. Lamb

All were present.

Also Present: Christopher F. Parlow, Borough Administrator/Municipal Clerk
Phil George, Borough Attorney

Donnelly Amico, Deputy Municipal Clerk

Mayor LaCicero asked if the newly sworn Council People would like to make a statement.

Councilwoman Filippone read a brief speech that is included in the minutes.

Councilman Borowski stated that twelve years ago he took his first oath and his brother swore him in with his mother holding the bible. The circle of life is an amazing thing. Now my own family holds the bible.

MAYOR'S ANNUAL MESSAGE:

Mayor LaCicero stated that he would like to reiterate on some accomplishments that have taken place in the year 2009. We had the reconstruction of the boardwalk that has been completed. We received our Individual Permit for our dune management that was a hard fought document. Hopefully, this year we can start the work with that. Our street lights are being replaced with LED lights which will save the town money thanks to Councilman Horan leading us on that project. Councilwoman Wenzel on her way out managed to obtain a grant for \$25,000 from the Clean Energy Program so we all thank her. We had a new fireworks company this year which proved to work out for us. The fireworks were much nicer than in years past. Council President Zalom finally received her bus after many years of requests. The Police Department is functioning at record breaking levels with the hiring of a new Sergeant and a well needed officer. The Municipal Court is also functioning at record breaking levels with the amount of revenue they are taking in from the issuing of summonses. 2009 was the first complete year that we had our Construction Department in house with a substantial amount of savings there. Councilman Stogdill has established the new ACH payment system, which is an Auto Debit system so residents can pay their utility and tax bills electronically which has freed up some of the staff to perform other duties. Initially we have over a 100 residents who have taken advantage of that system. We have implemented a new credit card system in the Beach Badge Department so people can purchase badges with credit cards and we also accomplished selling 2010 beach badges during the 2009 holiday season so we collected additional revenue there. Our website continues to flourish with the amount of information that you can acquire from it. Beach badge sales were up \$50,000 over in sales for 2008, which was a record high due to the supervision of Tony Gallo. This year Councilman Lamb is also hoping to address the lifeguard issue and there should be some additional savings there. We collected six months of rents with the leases of cellular antennas on our water tower in 2009. This year with the radio station antennae leaving we will have room for one more tower and we will see a dramatic increase in revenue. We passed an Ordinance to annex Bay Beach Way to Lavallette Borough and hopefully once the hearing on January 12th decides the appeal we will begin that annexation process which will give us an additional \$250,000 in taxes. Fiscally, we are doing a wonderful job protecting our revenues. Even Assemblyman Read Guschiora who thought that we should be merged with a bigger town realized he might have been mistaken despite the Asbury Park Press editorials that smaller towns should be merged with bigger towns. We did not raise taxes in 2009 which was a very big accomplishment. Mayor LaCicero thanked everyone for coming to our Reorganization Meeting tonight and wished everyone a Happy New Year.

ELECTION OF BOROUGH COUNCIL PRESIDENT FOR 2010:

Mayor LaCicero asked for nominations.

Councilman Borowski stated that anyone who has ever met Councilwoman Anita Zalom recognizes the love and compassion she has for Lavallette. Her dedication and commitment knows no bounds and is limitless. She will always put her differences aside in order to do what the best is for our community. If you step back and critique her you will find her to be truly inspirational, I know I do. As the newest member of this governing body it is my honor and privilege to nominate our most tenured elected official, Councilwoman Anita Zalom to serve as Council President for the year 2010.

A Motion was made by Councilman Borowski to appoint Councilwoman Zalom as Council President for 2010. The Motion was Seconded by Councilwoman Filippone. Vote: Council Members Borowski, Filippone, Zalom, Stogdill, Horan and Lamb voted Yes. The Motion passed.

Council President Zalom stated that she is very proud to serve this town. She thanked Councilman Borowski for his kind words.

2010 BOROUGH APPOINTMENTS BY THE MAYOR: (not requiring Council approval)

Mayor LaCicero made the following appointments:

Planning Board / Board of Adjustment

<u>Term</u>	<u>Position</u>	<u>Appointee</u>
1 Year	Class I Member-Mayor's Designee	Vincent Marino
1 Year	Class II Member	Christopher F. Parlow
1 Year	Class III Member	Joanne Filippone
4 Years	Class IV Member	Leonard Calderaro
4 Years	Class IV Member	William Zylinski
2 Years	Alternate #1	Joseph Palinsky

Municipal Alliance Committee on Alcoholism and Drug Abuse

One Year Term

Chief of Police	Colin Grant
President of the School Board	Steve Shohfi
Superintendent of Schools	Dr. Peter Morris
Student Assistant Coordinator	Eunice Battiato
Representative of PTA	Christine Albetta

Representative of Local
Bargaining Unit for Teachers
Representative of Chamber
Of Commerce
Representative of Court System
Representative of Organized Union
Representative of Local Treatment
Provider Agency
Representative of Civic Assoc.
Representative of Local Religious
Group
Youth Representative

Jill Lorenz

Kim Samarelli
Elizabeth Boettger
Art Reece

Barbara Florimont
Theresa Coleman

Pastor John Collins
Arianna Jarosinski

Additional Members:

Leonard/Georgia Calderaro
Bart/Theresa Coleman
John/Rosalie Dolinaj
Dr. James Enright
James Haag
Patricia Hoffman
Audrey Zylinski
Pat Marrone
Joe/Judy Farfalla
Gary Royer

Alma Perez-Neary
June Schneider
Hannah Scott
Harriet Sheridan
Jane Garber
Bruno/Joyce Hornung
Jean Lane
Nick/Roseangela Zaccaria
Aggie Roberts
Harry/Nancy Dewes

Council President Zalom stated that Gary Royer should be added to this list.

Mayor LaCicero stated that the record should show that Gary Royer has been added to the Municipal Alliance list.

Council President Zalom stated that Lavallette has the best Municipal Alliance in Ocean County. One way or another they all do their job and work very hard throughout the years. We were at the County awards dinner and they also thought we do an exceptional job.

2010 COUNCIL COMMITTEE ASSIGNMENTS:

Committee Assignments of Borough Council

By Borough Council (Resolution 2010-01)

A Motion was made by Councilman Borowski to approve the Committee Assignments. The Motion was seconded by Council President Zalom. Vote: Council Members Borowski, Filippone, Zalom, Stogdill, Horan and Lamb voted Yes. The Motion passed.

2010 BOROUGH APPOINTMENTS BY THE MAYOR: – (requiring advice and consent of Council)

Borough Attorney - Eric M. Bernstein & Associates

By Borough Council (Resolution 2010-02)

A Motion was made by Councilwoman Filippone to appoint Eric M. Bernstein & Associates as Borough Attorney. The Motion was seconded by Councilman Stogdill. Vote: Council Members Borowski, Filippone, Zalom, Stogdill, Horan and Lamb voted Yes. The Motion passed.

Borough Auditor - Robert S. Oliwa / Oliwa & Company

By Borough Council (Resolution 2010-03)

A Motion was made by Councilman Stogdill to appoint Oliwa & Company as Borough Auditor. The Motion was seconded by Councilman Horan. Vote: Council Members Borowski, Filippone, Zalom, Stogdill, Horan and Lamb voted Yes. The Motion passed.

Borough Prosecutor - Kim A. Pascarella, Esquire

By Borough Council (Resolution 2010-04)

A Motion was made by Councilwoman Filippone to appoint Kim A. Pascarella, Esq. as Borough Prosecutor. The Motion was seconded by Councilman Stogdill. Vote: Council Members Borowski, Filippone, Zalom, Stogdill, Horan and Lamb voted Yes. The Motion passed.

Borough Engineer - O'Donnell, Stanton & Associates

By Borough Council (Resolution 2010-05)

A Motion was made by Councilman Stogdill to appoint O'Donnell, Stanton & Associates as Borough Engineer. The Motion was seconded by Councilman Horan. Vote: Council Members Borowski, Filippone, Zalom, Stogdill, Horan and Lamb voted Yes. The Motion passed.

Various Professional Appointments -

Bond Counsel – Dilworth, Paxson, LLP
Special Prosecutor – Joseph Coronato / Mulvaney, Coronato and Brady
Special Hearing Officer – Christopher Reid, Esq.
Alternate Prosecutor - Bonnie Peterson
Alternate Prosecutor #2 – Holzapfel & Zabarsky
Public Defender - Margarie Herlihy
Conflict Public Defender - Philip G. Mylod
Labor Attorney – Sean Gertner

By Borough Council (Resolution 2010-06)

A Motion was made by Councilwoman Filippone to appoint the various Professionals. The Motion was seconded by Councilman Horan. Vote: Council Members Borowski, Filippone, Zalom, Stogdill, Horan and Lamb voted Yes. The Motion passed.

Various Advisory Committees-

CDBG / Tourism / Grants Committee:

Anita Zalom, Liaison	Judy Mrozek
Barbara Florimont	Penny Hahn
Jean Lane	Elaine Schardien
Joseph Palinsky	Patricia Hoffman

Municipal Utility Advisory Committee:

Lee Horan, Liaison	Christopher Parlow
James Borowski, Liaison	Al DeBenedictis
Bill Zylinski	Joseph Palinsky
Dave Brown	

Ordinance Committee:

Robert Lamb, Liaison	Joanne Filippone, Liaison
Christopher Parlow	Sheila Sharkey
Patricia Marrone	Martin Morales
Theresa Coleman	Audrey Zylinski
Nicholas Zaccaria	Rosangela Zaccaria
Barbara Brown	Gary Royer
Lionel Howard	

Recreation Advisory Committee:

Laurie O'Brien, Director	Anita Zalom, Liaison
Leonard Calderaro	Georgia Calderaro
Brian Sandy	Karen Sandy
Katherine Sandy	Emanuel Calvanico
Hanna Scott	Bart Coleman
Theresa Coleman	Harriet Sheridan
Luke Cuccurullo	John Dolinaj
Rosalie Dolinaj	Rosangela Zaccaria
Audrey Zylinski	Dr. Jim Enright
Jane Garber	Chief Colin Grant
Maureen Gross	Aileen Gulino
James Haag	Bruno Hornung

Joyce Hornung
Sgt. Justin Lamb
Jean Lane
Barbara Florimont

Patricia Hoffman
Patricia Marrone
Gary Royer

Beautification Committee:

Anita Zalom, Liaison
Patricia Marrone
Theresa Coleman
Leonard Calderaro
Rich Traverso
Joyce Hornung

Joanne Filippone, Liaison
Arlene Maglionico
Bruno Hornung
Julie Henry
Anne Schneider

Environmental Protection Advisory Committee:

Anita Zalom, Liaison
Luke Cuccurrullo
Joy Grosko
Kayla Schardien
Shannon Burk
Bruno Hornung

Lee Horan, Liaison
Donna Franzoso
Patricia Hoffman
Matthew Burk
Barbara Susinno

Mayor LaCicero asked for any discussion on the appointment to various committees.

Council President Zalom stated that Laurie O'Brien is the Director of Recreation.

Mayor LaCicero stated that she was already mentioned as being part of the Recreation Committee and now she is noted as the director.

Councilman Borowski stated that since he is 2nd to the utilities so as a result under the Municipal Utility Committee he should now be the liaison on that committee instead of Michael Stogdill.

Mayor LaCicero stated that is so noted.

By Borough Council (Resolution 2010-07)

A Motion was made by Councilwoman Filippone to appoint the various Advisory Bodies. The Motion was seconded by Councilman Stogdill. Vote: Council Members Borowski, Filippone, Zalom, Stogdill, Horan and Lamb voted Yes. The Motion passed.

Board Appointment –

Health Services Advisory Board

William Dunleavy (3 Year Term)

By Borough Council (Resolution 2010-08)

A Motion was made by Councilwoman Filippone to appoint William Dunleavy to the Health Services Advisory Board. The Motion was seconded by Councilman Stogdill. Vote: Council Members Borowski, Filippone, Zalom, Stogdill, Horan and Lamb voted Yes. The Motion passed.

RESOLUTIONS – ON CONSENT:

- 2010-09 Approving Temporary Budget
- 2010-10 Designating Official Newspapers
- 2010-11 Authorizing officials to sign checks, disbursement funds checks and drafts
- 2010-12 Appointing Internal Affairs Officers to the Lavallette Police Department
- 2010-13 Establishing 2010 Petty Cash Funds
- 2010-14 Designating Official Depositories
- 2010-15 Fixing rate of interest to be charged on delinquent taxes or assessments
- 2010-16 Adoption of Rules for the Mayor and Council
- 2010-17 Authorizing Mayor Walter G. LaCicero to sign quarterly DWI Reports
- 2010-18 Establishing 2010 Change Funds
- 2010-19 Authorizing the Chief Financial Officer to make certain timely payments for specific monetary obligations
- 2010-20 Establishing calendar of 2010 Council Meetings
- 2010-21 Establishing the allocation of salaries of certain employees within the Borough
- 2010-22 Authorizing the application to obtain a Tourism Grant from the County of Ocean in the Amount of \$3,500.00
- 2010-23 Authorizing execution of Schedule “C” Agreement with the County of Ocean
- 2010-24 Reaffirming Cash Management Plan

- 2010-25 Adopting federal guidelines for mileage reimbursement for Public Officials
- 2010-26 Authorizing participation in the State of NJ Cooperative Purchasing Program
- 2010-27 Approving appointment of Christopher F. Parlow as Ocean County JIF/MEL Fund-Fund Commissioner
- 2010-28 Authorizing Mayor LaCicero to sign and execute 2010 Municipal Alliance Agreement- Council President Zalom stated that Lavallette has the best Municipal Alliance in Ocean County
- 2010-29 Approving Ocean County Animal Facilities fee schedule
- 2010-30 Endorsing submission of year 2010 Recycling Tonnage Grant Application
- 2010-31 Authorizing Software Contract – Edmunds & Associates \$9,929.00
- 2010-32 Authorization to approve seasonal appointments prior to meeting confirmation
- 2010-33 Designating Public Agency Compliance Officer in accordance with N.J.A.C. 17:27-3.5 – Borough Administrator/Municipal Clerk, Christopher F. Parlow
- 2010-34 Authorizing the Tax Assessor to act as agent for Lavallette and File Appeals for tax year 2010
- 2010-35 Approving contract for C-2 license-Theodore J. Golubowski
- 2010-36 Approving contract for T-2 and W-2 licenses-Gary K. Schlosser
- 2010-37 Approving appointment of Public Power Association of New Jersey Representatives: Administrator Christopher F. Parlow – Representative / Lee Horan - Alternate
- 2010-38 Approving appointment of Emergency Management Team for 2010
- 2010-39 Approving appointment of members to the Lavallette Emergency Planning Committee
- 2010-40 Approving appointments within the Lavallette Police Department for 2010: Special Police, Class I & II, Crossing Guards, Part-time Dispatchers, and Matrons
- 2010-41 Approving appointments of ADA Coordinator – Councilmember Anita F. Zalom, Deputy ADA Coordinator - Elaine Schardien, and members to the Lavallette Community Partners for People with Disabilities for 2010
- 2010-42 Approving appointment of Theodore J. Golubowski as Lavallette Safety Coordinator
- 2010-43 Appointing Dr. Stephen Wrigley, (Ocean Bay Occupational Medicine) as Municipal

Physician for the Borough of Lavallette

Mayor LaCicero asked if there were any comments on the items on consent.

Mr. Parlow stated that the schedule of Council Meetings included a Meeting on January 11th at 4:30 pm to pay bills. He asked if there will be enough Council Members available to have a quorum.

Mayor LaCicero stated that a quorum is available.

Mayor LaCicero opened the floor for public comment on the Consent Agenda and asked if anyone wished to comment.

There was no public comment.

Mayor LaCicero closed the floor to comment and asked Council for a Motion on the Consent Agenda.

A Motion was made by Councilwoman Filippone to approve the Consent Agenda. The Motion was seconded by Councilman Horan. Vote: Council Members Borowski, Filippone, Zalom, Stogdill, Horan and Lamb voted Yes. The Motion passed.

BILLS LIST:

2010-44 Bills List in the amount of \$175,175.52

Mayor LaCicero opened the floor for public comment on the Bills List and asked if anyone wished to comment on the bills list.

There was no public comment.

Mayor LaCicero closed the floor to comment and asked Council for a Motion on the Bills List.

A Motion was made by Councilwoman Zalom to approve the Bills List. The Motion was seconded by Councilman Horan. Vote: Council Members Filippone, Zalom, Stogdill, Horan and Lamb voted Yes. Councilman Borowski Abstained. The Motion passed.

At this time, Mayor LaCicero recognized Mr. Oliwa and Mr. Pascarella two of our appointed professionals in the audience and congratulated them. He also congratulated Mr. George.

CITIZENS COMMENTS:

Mayor LaCicero opened the floor for public comment.

Michele Donato, 2202 Ocean Front stated that she hoped Mayor and Council were going to clear up several matters of her concern this year. The first being ice cream trucks with the ringing of their bells. She spoke to a well-known scholar who told her that the town could absolutely come up with a completely legal way to limit the noise with an ordinance. The residents on the ocean block are fed up

and frustrated. She stated that you can not even take a nap in the summertime for 1 minute. The second matter is the discharging of water from sump pumps into the street. This situation is so horrible for us all year long. In the summer it gets swampy and smelly from the heat and in the winter it completely freezes and someone is going to kill themselves. Lastly, the issue with our dune maintenance in the southern part of the town. She was reassured by the Mayor that the dunes in that part of town will not be touched. She is hoping he can keep his promise. Thank you all up there for all the hard work you do for our town and our residents.

John Frayman 1400 Grand Central Avenue stated that he came tonight just to make sure that something is going to be done with this sump pump problem. Right now surrounding my property is one big sheet of ice because of a sump pump. The situation is becoming very dangerous for everybody all around. He just hopes that something is going to rectify the problem in the near future.

Mayor LaCicero stated that Mayor and Council is well aware of the problems with the sump pumps in town and are slowly but surely trying to rectify it. Every time the Borough paves a street it helps with correcting the problem; unfortunately, we can only do one block a year.

Peter Weeks, 2202 Ocean Front stated that something needs to be done in enforcing the laws regarding contractors. Maybe when they apply for a permit they need to be sign off on the rules and regulations so we have it in writing. This way if they do not follow them we can hold them liable and issue a summons. He sees contractors starting work before 8:00 am and leaving their garbage all over so we the residents have to clean up after them.

Mayor LaCicero stated that Councilwoman Filippone will address the issue with the Construction Department.

Councilwoman Filippone stated that she has already talked to the Construction Official about the hours a contractor can start and end his work. There is a sign on the counter that clearly stipulates as soon as they walk in the department the hours they are allowed to work in town and are also told when issued the permit the hours they are allowed to work.

COUNCIL COMMENTS:

Councilman Lamb welcomed Jim and Joanne for the next three years and look forward to work with them. He knows they are going to continue to do a great job.

Councilman Stogdill welcomed Jim and Joanne and looked forward with working with both of them.

Councilwoman Filippone welcomed Jim and stated that she is happy to be back.

Councilman Borowski thanked everyone for coming and his brother for swearing in. Thank you to Council for bestowing on him the great privilege of being the Borough Liaison for the Department of Public Works. Everything that happens in this Borough is a Public Works problem and he looks forward to the challenge. He thinks they have a wonderful staff in place right now and knows that we are going to continue to provide the services that the citizens expect and deserve.

Council President Zalom read from a speech that is attached to the minutes.

Councilman Horan welcomed back Jim and Joanne. He also stated that our website will be giving our residents information on how to save money with their utility bills. A representative from NJNG will be giving that information at the LBA meeting on January 13th and at the Upper Shores Library on March 3rd.

Mr. Parlow welcomed back Jim and Joanne and stated that he would not be able to accomplish all that has been accomplished without Mayor and Council, our employees, Supervisors, CFO and all of our Departments as a whole.

Mayor LaCicero reiterated how many projects have been accomplished in the year 2009. He welcomed Jim and Joanne back and thanked the Mr. Parlow, the Supervisors and the staff for a great job.

He asked the public to stay for coffee and cookies to celebrate the New Year.

ADJOURNMENT:

A Motion was made by Councilwoman Filippone to adjourn the Reorganization Meeting. The Motion was seconded by Councilman Horan. All of Council was in Favor. The Motion passed.

The Reorganization Meeting was adjourned at 8:07 pm.

CERTIFICATION

I, Christopher F. Parlow, Municipal Clerk of the Borough of Lavallette, County of Ocean, State of New Jersey do hereby attest these to be a true copy of the minutes of the Reorganization Meeting of the Mayor and Council held on the 4th day of **January, 2010**

Christopher F. Parlow
Municipal Clerk