

BOROUGH OF LAVALLETTE (minutes)
CAUCUS/REGULAR MEETING OF THE MAYOR AND COUNCIL
LAVALLETTE MUNICIPAL BUILDING – COUNCIL CHAMBERS
December 6, 2010-7:02 pm

CALL TO ORDER: Mayor Walter G. LaCicero, presiding

ROLL CALL: Council Members Borowski, Zalom, Lamb, Stogdill, Horan and Filippone

Also present: Christopher F. Parlow, Borough Administrator/Municipal Clerk
Philip George, Borough Attorney
Donnelly Amico, Deputy Municipal Clerk

READING OF THE OPEN PUBLIC MEETINGS ACT STATEMENT: Notice of this meeting complies with the Open Public Meetings Act. Public Notice was given to the Ocean County Gazette and was published in the Ocean Star on January 8, 2010. Notice was also posted on our Municipal Website and the Municipal bulletin board.

MOMENT OF SILENCE: Mayor LaCicero asked for a moment of silence for all our troops overseas.

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

MAYOR'S WELCOMING STATEMENT: Mayor LaCicero thanked everyone for coming to tonight's meeting.

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

Mayor LaCicero opened the floor to anyone who wished to comment on any items that were not on the agenda and did not wish to stay for the remainder of the meeting.

Michele Donato, 106 Grand Central Avenue stated that she was here to discuss the Bossert situation on West Point Island. About a year ago the Bosserts applied for a zoning permit to construct an outside bar and pergola area in their backyard. The Zoning Officer, Mr. Remy, looked at the plans and survey and approved them. A year later the zoning officer is now saying that the pergola is within the side yard setbacks and needs to be removed. This is a permanent structure and cannot be removed. She has received Mr. George's motion for the dismissal of the lawsuit but she would like to have the matter resolved by the Mayor and Council. She stated that if you take a ride through West Point Island you will see a number of pergolas within the setbacks and that is why she does not understand the problem. She stated that her client was not trying to deceive the zoning officer and would like for the Council to consider the facts. The plans have been approved and it is written in black and white so we do not see the problem. She believes that there may have been some miscommunications along the way. She thought maybe coming here we could maybe figure something out or she could just go back to her office and submit a response to Mr. George's motion and take it from there.

Mayor LaCicero stated that this is already in the litigation phase and we have discussed this already in Executive Session. He would prefer not to discuss this in public.

Mayor LaCicero stated that now is a good time to discuss the Christmas Lighting topic since there are a few people here tonight that are here to discuss it.

Pat Marrone, Beautification Committee stated that the snowflakes are all up and so are the swags. She hopes everyone is happy with all the decorations. We would like Council to consider putting the decorations up the day after Thanksgiving next year and taking them down the end of January. A number of residents tell her how dreary the town looks at night in the winter so she thinks maybe putting them up earlier and leaving them up later would brighten the town up a bit. In July the Committee had a number of businesses purchase the snowflakes so we currently have about 30 snowflakes in place.

Mayor LaCicero stated that there was some talk at the last meeting about keeping the decorations up until the end of January and he believes the Council has plans to take some action later in the meeting.

Arleen Maglionico, 117 Camden Avenue stated that people always ask her how she likes living in Lavallette because it always looks so isolated and dark in the winter maybe keeping the lights on a little longer will brighten the town.

Councilman Lamb questioned if the lights in the snowflakes are blue or white?

Councilman Horan stated that the lights are LED blue.

Councilman Lamb questioned what the LED color lights are that are on the Christmas tree?

Councilman Horan stated that they are LED also but white.

Council President Zalom stated that she would like to see the snowflakes come out a bit more from the poles.

Pat Marrone stated that this could not be done because the brackets that came with the snowflakes are for adjusting to a pole.

There were no additional public comments.

Mayor LaCicero closed the floor to public comment.

APPROVAL OF CLERK'S MINUTES

Caucus/Regular Meeting of November 8, 2010
Executive Session Meeting of November 8, 2010

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

REPORTS:

- a) Police Report for November-Councilwoman Filippone-read report
- b) Municipal Court for October & November-Councilwoman Filippone-read report
- c) Planning Board Report for November-Councilwoman Filippone
- d) Public Affairs Report for November-Council President Zalom-Thanked Peter's Florist for their donation of the Christmas centerpiece that is located on the table. She welcomed Lauren, new reporter from the Ocean Star, to the meeting. She thanked Peter Sturm for playing photographer at the Tree Lighting on Friday. She thanked the LBA for the coffee and snacks that were provided after the Tree Lighting and a big thank you to Peter Weeks for playing Santa. The Fire Department had their biggest turnout at the Oyster Dinner. Wreaths Across America will be putting eight wreaths down at our memorial field on Saturday, December 11th if anyone would like to be there. She asked all to remember that December 7th is Pearl Harbor Day. She reported that the ski trip is still available on January 22, 2011. This year Lavallette is 123 years old and we will have our annual Birthday party on December 21st. Sunday was our Senior Lunch and Movie and we had a full house with a turkey dinner.
- e) Zoning Report for November-Councilwoman Filippone-read report
- f) Construction Report for November-Councilwoman Filippone-read report
- g) Animal Control Report for November-Councilwoman Filippone-There was no report for this month.
- h) Report of Tax Sale of November 17, 2010-Tax Collector
- i) Revenue Transaction Report for October-Chief Financial Officer
- j) Tax Account Report for November-Tax Collector

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

PUBLIC COMMENT ON CONSENT AGENDA/OFF CONSENT AGENDA, AND VOUCHERS:

RESOLUTIONS – ON CONSENT:

- 2010-275 authorizing the Treasurer to refund an overpayment of 4th quarter taxes in the amount of \$1,399.93 to Eric and Jennifer Poe residing at 2302 Grand Central Avenue Unit 2

- 2010-276 authorizing Dominique D'Amico and Brendan Brice to attend the Ocean County Police Academy Class II Training from December 22, 2010 through May 26, 2010 at an hourly rate of \$7.25-Council President Zalom stated it was nice to see a woman going to the academy for a change.

- 2010-277 authorizing the Treasurer to refund an overpayment of 2011 taxes in the amount of \$1,467.43 to Daniel and Barbara Mc Whorter of 107 President Avenue
- 2010-278 appointing Nicholas Franzoso as an interim recycling attendant for the Department of Public Works at an hourly rate of \$10.00 commencing May 22, 2010
- 2010-279 authorizing the Electric Collector to remove one electric account at 2100 Baltimore Avenue due to a demolition and the two family becoming a one family dwelling
- 2010-280 authorizing the cancellation of various Current Fund and Grant Fund appropriation balances-Mr. Parlow stated that we are canceling \$175,000 prior to year end so that it can be used as surplus for 2011. In this \$175,000 is a small amount to be cancelled in the Grant Fund the rest is from the Current Fund.
- 2010-281 authorizing the cancellation of Electric Utility appropriation balances-Mr. Parlow stated that \$80,000 in electric appropriations need to be cancelled. There was an emergency appropriation for the transformer problem on President Avenue and we received the reimbursement on that. There is still one outstanding balance waiting for reimbursement from insurance company but we are still waiting on the final report from Concord Environmental Group hopefully before the end of the year.
- 2010-282 authorizing an emergency appropriation for the Electric Fund in the amount of \$250,000-Mr. Parlow stated that there exists a need for an emergency appropriation in the amount of \$250,000 in order to pay our public power bill. In ten months we have purchased 2 million kwh more than last year. The plus side to this is that our billings are up \$326,000 than last year so we are in better financial shape in electric surplus.
- 2010-283 authorizing the cancellation of General Capital balance – Reserve for Beach Replenishment-Mr. Parlow stated that this appropriation has not been used for many years and he has advised the CFO to cancel the balance so it can be put in surplus for the next year. This project was discussed several year ago but does not appear to have any support.
- 2010-284 authorizing the cancellation of various General Capital, Water Capital, Electric Capital, and Sewer Capital – Improvement Authorization Balances-Mr. Parlow stated that these were various cancellations of Bond Ordinances still on the books but the projects have been completed so they need to be cancelled. These cancelled funds go towards our debt service.
- 2010-285 awarding a contract for the purchase and installation of a CAD/RMS/Mobile Software System to Spillman Technologies, Inc. in the amount of \$181,607.00-Mayor LaCicero stated that there are two representatives in the audience from Spillman. We could not award the contract until we received the grant for this project. We have received the monies and we are now awarding it.

2010-286 approving an application from the Lavallette PTA to hold a gift raffle on December 16, 2010 at the Lavallette Elementary School

A Motion was made by Councilwoman Filippone to approve the Consent Agenda. The Motion was seconded by Councilman Stogdill. Mayor LaCicero opened the floor to public comment and asked if anyone wished to comment on the consent agenda or the bills list. No one wished to comment. The Mayor closed the floor to public comment and asked for a vote on the Consent Agenda. Vote: Council Members Borowski, Filippone, Zalom, Stogdill, Horan and Lamb voted Yes. The Motion Passed.

Councilman Borowski made a motion to approve a one day Social Affairs Permit to the Lavallette First Aid Squad for the Lavallette Birthday Party to be held on December 21, 2010. He added that he will take care of all the paperwork that needs to be filled out tomorrow.

Mr. George stated that the approval would have to include conditional upon receipt of the proper paperwork and fees.

Mayor LaCicero stated that this will be Resolution 2010-286A.

A Motion was made by Councilman Borowski to approve Resolution 2010-286A conditional upon receipt of proper paperwork. The Motion was seconded by Councilman Lamb. Vote: Council Members Borowski, Filippone, Zalom, Stogdill, Horan and Lamb voted Yes. The Motion Passed.

RESOLUTIONS OFF-CONSENT

There were no resolutions off consent.

APPROVAL OF VOUCHERS:

2010-287 Bills List in the amount of \$748,683.46

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

COMMUNICATIONS:

Legal:

- a) Eric M. Bernstein & Assoc/Philip George, Esq/Sanitary Sewer Replacement Route 35 South/Received November 9, 2010
- b) Eric M. Bernstein & Assoc/Philip George, Esq/Appeal of Civil Administrative Penalty Assessment/Environmental Committee Proposals to Dune Enhancement Project/Received November 29, 2010

- c) Eric M. Bernstein & Assoc/Philip George, Esq/Appeal of Civil Administrative Penalty Assessment/Received December 2, 2010

Engineering:

- a) O'Donnell, Stanton & Assoc./Michael O'Donnell/Sanitary Sewer Replacement Route 35 North/Received November 9, 2010
- b) O'Donnell, Stanton & Assoc./Michael O'Donnell/Grand Central Avenue Sidewalk Beautification Project/Proprietary Request Submission/Received November 15, 2010
- c) O'Donnell, Stanton & Assoc./Michael O'Donnell/Dune Walkover Structure Handicap Ramps/Received November 15, 2010
- d) O'Donnell, Stanton & Assoc./Michael O'Donnell/Dune Walkover Structure Handicap Ramps/Received November 15, 2010
- e) O'Donnell, Stanton & Assoc./Michael O'Donnell/New Brunswick Avenue Road Improvements/Received November 23, 2010

New Jersey League of Municipalities:

- a) Assembly to Consider Housing Legislation/Received November 5, 2010
- b) OPRA Fee Changes-Urgent New OPRA Rates Effective November 9, 2010/Received November 8, 2010
- c) Thirty Eight Towns Achieve Sustainable Jersey 2010 Certification/Received November 9, 2010
- d) League Advisory on Temporary Layoff Plans/Received November 9, 2010
- e) Save The Date-19th Annual Mayor's Legislative Day-February 16, 2011/Received November 15, 2010

General With No Action:

- a) Office of The Ocean County Engineer/Thomas Hartman, Principal Engineer/Road Maintenance Restoration for Snow Removal Operations Ocean County/Received November 8, 2010
- b) Letter to Senator Ciesla/Council President Anita Zalom/Route 35 Highway Resurfacing and Drainage Project/Received November 9, 2010-Council President Zalom stated that this letter is a second letter to Ciesla for him to once again check with the State on the time line with this project. Senator Ciesla did in fact call her this morning and informed that we are on the list for this project but there are no funds in the DOT account for this project until 2014.
- c) Ocean County Utilities Authority/Richard Kunze, Director/OCUA Surcharge/Third Quarter 2010/Received November 9, 2010
- d) New Jersey Clean Communities Council/Sandra Huber, Executive Director/2008 and 2009 Statistical Reports Due/Received November 9, 2010-Council President Zalom stated that we are not one of these Municipalities that did not submit their reports.
- e) Cablevision/Adam E. Falk, Vice President/Tariffs and Rate Adjustments/Received November 10, 2010
- f) Jersey Professional Management/Shared Services/Received November 10, 2010

- g) Ocean County Planning Board/Anthony Agliata, Assistant Director/2011 Ocean County CDBG Program Schedule/Received November 12, 2010-Council President Zalom stated that she will be attending this meeting this year and we are eligible this year for grant monies so she will keep the Council posted.
- h) Lieberman & Blecher/Stuart Lieberman, Esq/1702 Grand Central Avenue/Environmental Rights Act Notice/Received November 12, 2010
- i) State of New Jersey/Department of Corrections/Joseph Hartman, Coordinator/In Compliance with Inspection Report for the Police Department/Received November 12, 2010
- j) Ocean County Utilities Authority/Richard Warren, Executive Director/Preliminary Estimate of 2011 Annual Charge/Received November 15, 2010
- k) SBA/Dee Ware, Real Estate Acquisition Specialist/Cash for Properties with Wireless Cellular Antennas/Received November 15, 2010
- l) Bayshore Sand and Beach Cleaners, LLC/Peter Appignani, President/Received November 15, 2010
- m) Janice Unfried/10 White Avenue/letter in favor of keeping the Snowflakes up through January 2011/Received November 19, 2010-
- n) W.T. Higgins/26 Haddonfield Avenue/letter requesting that the town stagger there dune fencing like they do in Mantoloking/Received November 19, 2010-Council President Zalom stated that she spoke to Mrs. Higgins and she is concerned about her home with the storms. She told me that during the 60's they use to put dune fencing within the access ways to protect the dunes and the homes. She is asking that the Borough start to do this once again and she included a picture from Mantoloking and what they do. Mayor LaCicero requested that maybe Councilman Borowski show the picture to the Superintendent of Public Works to see if something can maybe be done. Mr. Parlow stated that no matter what we can not block the access ways.
- o) Ocean County Health Department/Daniel E. Regenye, Coordinator/Emerging Public Health Threat of Bedbugs/Received November 22, 2010
- p) Sokol, Behot & Fiorenzo/Neil Yoskin, Esq/Block 12 Lot 4, Philadelphia Avenue/Joseph and Mary Chyb/Notice of Cafra Settlement/Received November 22, 2010-Mayor LaCicero stated that these people have been fighting this for five years and have finally settled with the State to build a house on their property.
- q) State of New Jersey/Department of Environmental Protection/Bob Martin, Commissioner/submitted project not picked up for award/Received November 22, 2010-Councilman Horan stated that the Environmental Committee applied for the Governor's Excellence Awards for solar lighting and unfortunately we did not receive the grant but we will try again next year.
- r) New Jersey Business & Industry Association/Philip Kirschner, President/Public Policy Forum on December 14, 2010/Received November 22, 2010
- s) Donald and Dolores Goldenbaum/221 Bryn Mawr Avenue/in opposition of their neighbor at 227 Bryn Mawr Avenue bulkhead request/Received November 29, 2010-Councilman Lamb questioned if there is anything that could be done to help this man out. Does Lavallette require any permits or inspections on bulkheads? Mayor LaCicero stated that he believes the State has in the meantime disallowed this size. However, this homeowner has a State Cafra permit so we have nothing to do with it. He stated that he has spoken with Mr. Parlow and we think that an Ordinance should be put on our books

for our Lavallette Construction Department to require some type of inspection for the best interest of the homeowners.

- t) Cablevision/Kevin Drennan, Area Director/Deletion of Cultural-es/Received November 30, 2010
- u) Theresa Coleman/9 Bullard Drive/in favor of the Christmas lights being kept up until February/Received December 1, 2010
- v) ClearChoice Energy/Michael A. Poggi, Business Manager/Funding for Energy Audit Recommendations/Received December 1, 2010
- w) New Jersey Natural Gas/Tracey Thayer, Esq, Director Regulatory Affairs/Petition for Approval of an Accelerated Energy Infrastructure Investment Program/Received December 1, 2010
- x) Sue Boyers/20 Kerr Avenue/in support of the Christmas lights staying up until end of January and maybe beginning next year putting up the beginning of Thanksgiving Week/Received December 1, 2010
- y) Arleen Maglionico/117 Camden Avenue/in favor of extending the Christmas lights for a few more weeks/Received December 1, 2010
- z) James Barbarito/2 President/home has been burglarized on three different occasions/Received December 2, 2010-Councilwoman Filippone stated that she has spoken to this man before about his burglaries and advised him that maybe he should invest in an alarm system. There has been a lot of talk around town concerning the burglaries. She stated that the suspect she believes has been arrested in a string of burglaries along the shore in the adjoining towns also. Mr. Parlow stated that he spoke to the Chief and his recommendation is if any of the residents see anything that even remotely looks suspicious please contact the Police Department. Councilman Lamb stated that the Lavallette Police Department did a fine job in investigating these burglaries. Mayor LaCicero stated that the Police Department has already begun the process of going street to street and checking doors and windows to make sure they are locked especially if the homeowners are gone for the winter.

General With Action:

- a) Toms River Municipal Utilities Authority/Stephen Acropolis, Executive Director/requesting a formal data sharing agreement to allow for the quarterly exchange of both water consumption data and parcel/tax assessor's data/Received November 12, 2010-Mr. Parlow stated that he has already spoken to Mr. Acropolis and he is going to send us an agreement for us to review.
- b) New Jersey Business and Industry Association/Philip Kirshner, President/requesting the Mayor recognize a company that has done an outstanding job for their New Good Neighbor Award/Received November 12, 2010-Mayor LaCicero stated that he will reach out to some organizations and see what he comes up with. Councilman Horan stated that he will bring it up at the next LBA Meeting.
- c) Lachlan Cameron/115 President Avenue/requesting assistance from his office in reference to the Traffic Light on Route 35 South and President Avenue/Received November 17, 2010-Councilwoman Filippone stated that she has spoke to the Chief about this and he does not recommend it. Councilman Borowski stated that maybe somehow they can program it to stay green for the highway and then if someone needs

to cross then can push a pedestrian button. Council President Zalom stated that she does not understand what the problem is. Anyone can cross there a lot in the winter time with ample amount of time for crossing. Councilwoman Filippone stated that she will speak to the Chief about maybe changing the mechanism.

- d) Clean Ocean Action/Tavia Danch, Coordinator/requesting to hold their annual Beach Sweeps on April 30, 2011 and October 22, 2011/Received November 22, 2010-Mayor LaCicero stated that this is an annual request and is okay.
- e) Jo Ann Balasi/requesting a refund of her gazebo permit fee of \$200.00 for her wedding that was scheduled for September 17, 2011/Received November 29, 2010-Mayor LaCicero stated that they will only receive back \$175.00 as per our ordinance.
- f) Joe Yewaisis/Founder of the Lavallette 8K and 3 Mile Fitness Walk/requesting the date of June 25, 2011 to hold their race/Received November 30, 2010-Mayor LaCicero stated that this was an annual request and is okay.

UNFINISHED BUSINESS:

Councilwoman Filippone stated that she has received a lot of calls on the Christmas decorations regarding the duration of time they are going to stay up. There are also some letters on our agenda tonight. We already voted a couple of meetings ago to have them lit along with the tree lighting but we did not vote on how long we are going to keep them on. She suggested that the Council vote tonight to extend the time the lights are left on and when they are turned on at the start of the season. She suggested that the swags and tree be lit until the week of January 6th and leave the snowflakes lit until January 31st. She also suggested that the snowflakes be lit on Black Friday and the swags and tree lit at the Tree Lighting which will be December 2nd next year.

Councilman Borowski stated that he only has seen three swags in the business district and does not think that is enough.

Pat Marrone from the Beautification stated that there are six swags in that district but three of them are not lit up.

Councilman Borowski stated that his recommendation is that we need more swags in town.

Councilwoman Filippone stated that we are also going to have six wreaths in the business district above the lanterns that will be there so that will add to the holiday.

A Motion was made by Councilwoman Filippone that all the decorations will go up and be lit the day after Thanksgiving with the tree being lit at the Tree lighting and the swags, wreaths and tree lights being removed after January 6th with the snowflakes remaining lit until January 31st. The motion was seconded by Councilman Horan. Vote: Council Members Borowski, Filippone, Zalom, Stogdill, Horan and Lamb. The Motion Passed.

NEW BUSINESS:

Draft Ordinance – Revised Fees

Mr. Parlow stated that before the end of the year he reviewed the fee ordinance and found some fees that could be increased.

Mr. Parlow read aloud the fees to be increased and what the new fee will be. He stated that he would like this ordinance to be introduced tonight if agreed upon and have the final adoption at the meeting of December 20th in order for it to start on January 1st.

Mayor LaCicero questioned if the fee for renewable power stayed the same or is going to be increased.

Mr. Parlow stated that we decreased that fee last year from \$4000 to \$1500.

Councilman Horan was concerned about the increase with the senior badge and how the seniors and the military were going to feel about the increase.

Councilman Lamb stated that percentage wise the increased fee is still not that high.

Councilman Borowski questioned out of the senior badges sold this year how many of them were for the military.

Mr. Parlow stated that there were 4000 badges sold but we did not have the breakdown between seniors, disabled or military.

Mayor LaCicero stated that his suggestion is to just increase the daily badges.

Councilwoman Filippone stated that she has no problem with the daily increase. We have not increased the senior badge since 2004 so maybe it is time.

Mayor LaCicero questioned Mr. George if we introduced this Ordinance tonight can we amend it at final adoption?

Mr. George stated that you can introduce tonight and adjust just one section of the Ordinance before you adopt.

Councilman Horan made a motion to amend the Ordinance to increase the senior badge from \$12 to \$14 in Ordinance 2010-18(1090). The Motion was Seconded by Councilwoman Filippone. Vote: Council Members Borowski, Filippone, Zalom, Stogdill, Horan and Lamb voted Yes. The Motion Passed.

ORDINANCES ON FOR FIRST READING/INTRODUCTION

ORDINANCE NO. 2010-18 (1090) - AN ORDINANCE OF THE BOROUGH OF LAVALLETTE, IN THE COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING THE CODE OF THE BOROUGH OF LAVALLETTE TO ADJUST VARIOUS FEES CHARGED WITHIN THE CODE.

A Motion to Introduce Ordinance 2010-18 (1090) was made by Councilwoman Filippone. The Motion was seconded by Councilman Lamb. Vote: Council Members Borowski, Filippone, Zalom, Horan, Stogdill and Lamb voted Yes. The Motion Passed.

The Mayor reported that the Public Hearing and Final Adoption will be held on December 20, 2010

COMMENTS FROM THE PUBLIC:

Pat Marrone, 11 Elizabeth Avenue stated that she had a burglary on her street and the police were very helpful in giving us some tips. Make sure we update our information with the police department and if we go on vacation notify the police so they know you will be gone. As far as the swags go it seems that if one light bulb goes on the swag they all go out and that does create a problem.

Mr. Parlow stated that the lights get blown out due to our 40 mile an hour winds.

Councilwoman Filippone stated that most of the burglaries in town were done to unoccupied homes and the robbery on Elizabeth Avenue was called into police.

Arleen Maglionico, 117 Camden Avenue stated that Toms River Township gives the seniors their badges for free. Also, Gerri Dolinski in the badge office kept a list of disabled veterans who bought senior badges.

Joseph Palinsky, 122 Washington Avenue stated that the DEP is always on our back for whatever we do up at the beach and the dune fencing always breaks so why would we even suggest such a thing.

Mayor LaCicero stated that we do not even know if it is allowable but the Superintendent will definitely let us know.

Mr. Palinsky stated that it is public record regarding permits on bulkheads and we could actually tax that extra footage. As far as the snowflakes are concerned he wishes somebody would have asked him or someone on Council to help determine which lights, blue or white, looked better with the snowflake instead of just assuming the white ones were too dingy looking. He hopes we are not going to have as many snowflakes as benches in town.

COMMENTS OF THE MAYOR AND COUNCIL MEMBERS:

Council President Zalom stated that the Municipal Alliance was holding their volunteer appreciation night on December 14th and all volunteers in Lavallette are welcome to attend.

Mayor LaCicero stated that our next meeting will be December 20, 2010.

Councilman Stogdill thanked everyone for all the well wishes and cards and is glad to be back.

Councilman Borowski stated that New Jersey had a 3.9 earthquake out in the ocean. He reminded all that our regular homeowners insurance does not cover earthquakes but you can get a rider for \$50.00 extra a year. The Ocean County planetarium is back and they have a lot of great programs during the holiday season for the kids. He would like to express his condolences to the family of the Ocean Gate Officer, Jason Marles, who was killed by a drunk driver while driving home. We as potential volunteers put ourselves at risk every day and he would just like to say thank you. His prayers are with his family.

ADJOURNMENT:

A Motion was made by Councilman Stogdill to adjourn the Caucus/Regular Meeting. The Motion was seconded by Councilman Horan. Vote: All of Council was in Favor. The Motion Passed.

The Caucus/Regular Meeting was adjourned at 8:47 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 Caucus/Regular Meeting of Mayor and Council held on the 6th day of **December 2010**

Christopher F. Parlow
Municipal Clerk