

**BOROUGH OF LAVALLETTE (minutes)
REGULAR MEETING OF THE MAYOR AND COUNCIL
LAVALLETTE FIRST AID BUILDING
Monday, October 21, 2013-7:00 pm**

CALL TO ORDER: Mayor Walter G. LaCicero, presiding

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

Councilman Horan made a motion to excuse Councilman Lamb. The Motion was seconded by Councilman Borowski. Vote: All of Council was in favor. The Motion Passed.

Also present: Christopher F. Parlow, Borough Administrator/Municipal Clerk
Eric Bernstein, 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 published in the Ocean Star on May 31, 2013. Notice was also posted on our municipal website.

MOMENT OF SILENCE: Mayor LaCicero asked for a moment of silence for long time resident Judy Heim who passed away suddenly last week and for all our troops overseas.

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

PRESENTATION: Friends of Lavallette Beautification presenting a memorial plaque for Joseph Baginski

Council President Zalom stated that they were not able to make tonight's meeting. She stated that the Heritage Committee did put the plaque on the bench by the gazebo that Joy Grosko always sat at for the concerts. They put a plaque on that bench that says "Joy's Bench, Forever Grateful". It's a great honor to her for all she has done for this town. She stated that she hopes she comes to the Birthday Party on the 21st.

MAYOR'S WELCOMING STATEMENT: The Mayor thanked everyone for coming out to tonight's meeting. He stated that this is a very short agenda and we should be out of here in no time.

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

Mayor LaCicero asked if anyone in the audience wished to comment on any items that were not on the agenda or if they could not stay for the remainder of the meeting could do so now.

Michele Donato, 2200 Ocean Front stated that she has always supported and applauded the phenomenal job that this town did after the storm. Friday morning she woke to a disgusting sight

of muck on top of the dunes in front of her home. She stated that she was told that it was dredged sand from the bottom of the bay. She stated that she understand that the replenishment project will not begin until the fall of 2014 but this sand was piled high on top of the dunes in such an unpleasant manner and it was never tested for anything except zinc and copper and being that it came from the bottom of the disgusting bay she questioned if anyone would think that it should be tested. She stated that the bay has been the island's toilet bowl for many years and is filled with mold, fungus, viruses and bacteria and the smell of this sand is so horrible it smells like a sewer. She that that the 3 foot pile of muck is not going to save this town from anything. She stated that her house gets hit with the sand every time we have a wind storm because technically all that these dunes are made of right now is sand. She stated that she would appreciate if the Mayor and Council remove this disgusting muck from the dunes and figure something else out.

Mayor LaCicero stated that he appreciates her concerns and is not going to debate this with her but we have ten thousand cubic yards of this sand that we are going to use on our dunes and it was approved by the DEP. Toms River Township is fighting us for this sand and we are not going to give it up. Our main goal as it has always been is to protect this community.

Mrs. Donato questioned if anyone knew what is in this sand and if it was tested properly.

Mayor LaCicero stated that maybe she should find out from the New Jersey Department of Environmental Protection.

Mrs. Donato stated that her concerns are that nobody knows what is in this soil.

Mayor LaCicero stated that she should put a call in and try to find out if any testing was done.

Pat Gilman, 45 Dickman Drive thanked Mayor and Council and the First Aid Building for allowing her to hold her Tai Chi classes in the First Aid Building. She thanked the Fire Department for rescuing her, her husband and her dogs during the storm, the Public Works Department for all they do, and the Police Department for all their work in this town.

Virginia Corney, 1 Newark Avenue questioned if the replenishment project was starting in June 2014.

Mayor LaCicero stated that they were hoping it would not start at that exact time in Lavallette. We are anticipating that it will be closer to the end of the summer.

APPROVAL OF CLERK'S MINUTES:

Caucus/Regular Meeting of October 7, 2013
Executive Session of October 7, 2013

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, Stogdill and Horan voted Yes. The Motion Passed.

RESOLUTIONS-ON CONSENT:

- 2013-325 proclaiming October 25, 2013 “Pretty In Pink” Day in the Borough of Lavallette to promote Breast Cancer Awareness and urge all citizens to learn more about the importance of this day
- 2013-326 proclaiming the month of October 2013 to be National Domestic Violence Awareness Month in the Borough of Lavallette
- 2013-327 reaffirming a contract with Blewett Equipment and Contracting Co., LLC for transporting dredged materials to replenish the dunes

A Motion was made by Councilman Horan to approve the consent agenda. The Motion was seconded by Councilwoman Filippone. The Mayor opened the floor to public comment and asked if anyone wished to comment on the consent agenda. No one wished to comment at this time. 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 and Horan voted Yes. The Motion Passed.

RESOLUTIONS-OFF CONSENT:

APPROVAL OF VOUCHERS:

- 2013-328 Bills list in the amount of \$856,758.34

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

UNFINISHED BUSINESS:

Council President Zalom thanked Mr. Parlow for his resolution to the State DOT requesting sidewalks and bike lanes on the highways. The resolution was so good that the Coalition for Safer Neighborhoods asked if they could use his resolution to give to other towns to pass. We already sent it to Toms River Township and Brick Township and all our legislators are on board with us, also.

NEW BUSINESS:

There was no new business.

COMMENTS FROM THE PUBLIC:

Jon Corney, 1 Newark Avenue stated that he thinks it would be in the town's best interest if they got a hold of the DEP report on the tests of this sand. He brought some of this sand with him tonight in a container for everyone to see and smell for themselves. He stated that it does not have a smell to it at all. He stated he received a call today from someone who accused him of being the one that demanded that this specific sand be put on our dunes. He just wanted to set the record straight that he did nothing of the sort. He also stated that he believes that this sand has nutrients.

Clem Boyers, 20 Kerr Avenue stated that on Vance Avenue and the Ocean there is a bench that is obstructing the walkway on the boardwalk and should be moved out of the way.

Mayor LaCicero stated that he will look into that.

COMMENTS OF THE MAYOR AND COUNCIL MEMBERS:

Councilwoman Filippone stated that on Facebook there were two photos posted by a resident on the south end of the ocean front. The first picture was taken on October 17th of the sand from the bay on top of the dunes and it is a dark color and then the second picture was posted on October 21st and it was of the same pile of sand and it was already bleached out to the same color of the sand that was already there.

Councilman Borowski stated that a letter that he received from a disgruntled citizen calling this act of the sand a perverted act and a senseless act. It is not perverted at all and we have always put our community first. Such harsh words certainly not necessary.

Mayor LaCicero stated that we looked into different options regarding the building up of our dunes for the safety of our community and this was the best option for the town and it was well publicized. We discussed what we were going to do at least during two public meetings with one being televised so we were not hiding anything. If anyone had any issues with our decision they could have voiced it at any meeting.

Council President Zalom stated that she had her beach sweeps on Saturday and even though only a small amount of people showed up it was still mighty. Thanks to Mark Speaker and her co captains Dave Finter and Clem Boyers. The next sweep is April 20th 2014 and our Halloween Harvest Hoedown will be this Friday the 25th. There will be no "trunk or treat" but the businesses will open their doors and give out treats. There is not going to be an oyster dinner this year but we will still have our tree lighting on December 6th at the school. The dune grass planting will be on November 9th and there will be two NYC bus trips on December 11th and December 14th. The ski trip will be on January 25th. The Lavallette Birthday Party will be held on December 21st at the First Aid Building.

Chris Parlow requested that he send out an emergency notification a couple days before the dune grass planting inviting all to attend.

All of Council was in favor of that idea.

Mayor LaCicero stated that the Army Corps Project will start in June 2014 and there will be no cost to the Borough at all.

Councilman Horan stated that the sand the Army Corps of Engineers will be using will also be a bit darker than what we have now but it too will change.

Mayor LaCicero stated that our beach is never going to look the same and will definitely have a different look but it will protect us.

EXECUTIVE SESSION:

There was no executive session.

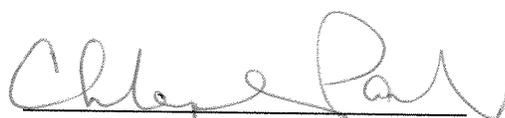
ADJOURNMENT:

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

The Regular Meeting was adjourned at 7:49pm.

CERTIFICATION

I, Christopher F. Parlow, 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 meeting held on the 21st day of **October 2013**



Christopher F. Parlow
Municipal Clerk