

BOROUGH OF LAVALLETTE (minutes)
REGULAR MEETING OF THE MAYOR AND COUNCIL
LAVALLETTE FIRST AID BUILDING
Monday, September 21, 2015-7:00 pm

CALL TO ORDER: Mayor Walter G. LaCicero, presiding

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

Also present: Christopher F. Parlow, Borough Administrator/Municipal Clerk
Christine Faustini, 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 January 9, 2015. Notice was also posted on our municipal website.

MOMENT OF SILENCE: The Mayor asked for a moment of silence for Joe Poerio, a long time resident from Newark Avenue who passed away recently.

PLEDGE OF ALLEGIANCE: Councilman Stogdill 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 is an autumn chill in the air. We had a great summer and he hopes that we have a great fall.

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

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

No one wished to comment.

The Mayor closed the floor to public comment.

APPROVAL OF CLERK'S MINUTES:

Caucus/Regular Meeting of September 8, 2015
Executive Session Meeting of September 8, 2015

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

RESOLUTIONS-ON CONSENT:

- 2015-263 authorizing the execution of a final quantities change order to the contract with Johnson Baran Corp. for the Virginia Avenue Road Improvements increasing the adjusted contract price by \$2,300.01
- 2015-264 amending and supplementing the contract with Witt/O'Brien's Associates for emergency response and disaster recovery consulting services (State Contract)-Mr. Parlow stated that he had a conference call with FEMA and the OIG today in reference to the audit being performed by Homeland Security. We have incurred additional costs with Witt Associates due to the fact that Homeland Security keeps asking for more documents and additional paperwork. We are also in the process of closing out seventeen different project worksheets. We are trying to reduce the work load of our consultant so we can start closing out. The problem has arisen with duplication of work for us and our consultant which is resulting from this audit. We have all agreed that Homeland Security can start using the same system that we use for our documents.
- 2015-265 authorizing the refund of planning board escrow in the amount of \$1,346.50 to John Brennan of 1605 Grand Central Avenue
- 2015-266 authorizing Mayor LaCicero to sign and execute an interlocal service agreement with the Ocean County Prosecutors Office to participate in the Ocean County DWI Enforcement Program and the Drug Recognition Expert Call Out Program for 2015/2016
- 2015-267 proclaiming September 28, 2015 as World Rabies Day in the Borough of Lavallette
- 2015-268 requesting approval of items of revenue and appropriation per N.J.S.A. 40A:4-87-Mr. Parlow stated that this is what is called a Chapter 159 resolution which is to modify the budget to add the award of an additional grant the Borough received through the Sandy Zoning / Code Enforcement Grant Program.
- 2015-269 awarding a contract to Albert Marine Construction, Inc. for the replacement of a storm pipe due to a sink hole on the Borough's easement located at 209 Westmont Avenue in the amount of \$17,250.00-Mayor LaCicero stated that there is a sink hole on our easement on this property. We were going to send a company there and put a camera down there to see what the issue was but that would have cost the Borough \$15,000 just for that. We decided to just have Albert Marine replace the steel pipe that is probably 50 years old anyway for the price that we got.
- 2015-269A amending the 2015 Capital Budget-Mr. Parlow stated that this resolution is required as part of the bond ordinance that is on for introduction.
- 2015-269B authorizing the disposal of surplus property through GovDeals-Mr. Parlow stated that there are two pickup trucks at public works.

2015-269C approving a facilities use application to Garden State Soccer League to hold their soccer games on Sundays, in October 2015 at 9am-Mr. Parlow stated that we are only going to approve the October dates. They will have to reapply for the dates in 2016.

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

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, Stogdill, Finter and Lamb voted Yes. The Motion Passed.

RESOLUTIONS OFF CONSENT:

There were no resolutions off consent.

APPROVAL OF VOUCHERS:

2015-270 Bills list in the amount of \$820,344.36

A Motion was made by Councilman Stogdill to approve the bills list. The Motion was seconded by Councilman Finter.

The Mayor opened the floor to the public and asked if anyone wished to comment on the bills list.

No one wished to comment.

The Mayor closed the floor to the public and asked Council for a vote on the bills list.

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

ORDINANCES ON FOR INTRODUCTION:

BOND ORDINANCE NO. 2015-08 (1144) BOND ORDINANCE AMENDING IN PART BOND ORDINANCE NO. 2013-01 (1116) ADOPTED ON JANUARY 22, 2013, PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND CAPITAL ACQUISITIONS, IN ORDER TO INCREASE THE APPROPRIATION THEREFOR BY \$500,000 FOR A TOTAL

APPROPRIATION OF \$10,500,00, TO INCREASE THE AUTHORIZED BONDS AND NOTES TO BE ISSUED TO FINANCE A PORTION OF THE COSTS THEREOF BY \$475,000 FOR A TOTAL DEBT AUTHORIZATION OF \$10,475,000, AND TO INCREASE THE ALLOCATION OF THE APPROPRIATION TO COSTS PERMITTED UNDER N.J.S.A. 40A:2-20, AUTHORIZED IN AND BY THE BOROUGH OF LAVALLETTE, IN THE COUNTY OF OCEAN, NEW JERSEY

Mayor LaCicero stated that we need the additional funds to complete the remaining projects. We initially did a ten million dollar bond right after the storm and we thought that would be enough and we can't go over that ten million without reissuing new bonds.

Mr. Parlow stated that the biggest item left is the municipal building. We are anticipating a few more change orders to come and then we still have the lifeguard headquarters. The Engineer's estimate for that project is roughly \$325,000. We hope it will be less than that. We chose to do the \$500,000 to get it all done at once. If we do not use the entire amount we can cancel the unexpended balances.

Mayor LaCicero stated that the 100% of costs will not have to be financed. We are hoping to receive an additional two million from FEMA which will leave the Borough another 2 million to finance. Our bond rates are always very low and we pay back faster than we have to. We also chose to finance long term which is 30 to 40 years for the lower payments.

Councilwoman Filippone stated that we still have fewer than 10 million of expenditures so we are not in debt even for the 10 million. It's really only 4.2 million right now.

Mayor LaCicero stated that we still have roughly \$400,000 coming to us from the buy a board program and construction costs to put in.

A Motion was made by Councilwoman Filippone to approve Bond Ordinance 2015-08 (1144). The Motion was seconded by Councilman Stogdill. Vote: Council Members Borowski, Filippone, Zalom, Stogdill, Finter and Lamb voted Yes. The Motion Passed.

Public Hearing and Final Adoption is scheduled for October 5, 2015.

ORDINANCES ON FOR ADOPTION:

BOND ORDINANCE NO. 2015-07 (1143) BOND ORDINANCE PROVIDING FOR ROAD IMPROVEMENTS TO GUYER AVENUE, AND APPROPRIATING \$300,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$285,000 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

Mayor LaCicero stated that this is the road improvement grant we get every year to help with paving a street.

Mr. Parlow stated that we welcome suggestions on another street for the next one.

A Motion was made by Councilman Stogdill to adopt Bond Ordinance 2015-07 (1143). The Motion was seconded by Councilman Finter.

The Mayor opened the public hearing and asked if anyone wished to comment on this Bond Ordinance.

No one wished to comment on this Bond Ordinance.

The Mayor closed the public hearing and asked Council for a vote on Bond Ordinance 2015-07 (1143).

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

UNFINISHED BUSINESS:

Council President Zalom stated that she attended a meeting with Mr. Parlow and the a State ADA Coordinator who came to assess the Trenton Avenue issue and possibly helping the Borough get another handicap accessible ramp on that street.

Mr. Parlow stated that what that hopefully the State can convince the Army Corp to include the ADA walkover at Trenton Avenue into the beach replenishment project.

Council President Zalom stated that the Simcak's of 102 Bond Avenue have donated a new flag for our 911 memorial on the boardwalk so we send them a big thank you.

She also stated that she sent a letter to the NJDOT to see if there were any grants available to purchase a snow blower to help clear the sidewalks in the business district.

NEW BUSINESS:

Council President Zalom stated that Founder's Day was fantastic. We did not have the fireworks but we were only charged \$1,125 instead of the \$7,000. The Soups of the Shore will be this Saturday and Clean Ocean Action will be on October 24th. The NYC bus trips are almost sold out so get your tickets fast. Soon there will be Karate being taught at the school for the children.

COMMENTS FROM THE PUBLIC:

Mayor LaCicero opened the floor to public comment.

Mark Speaker, 111 Brown Avenue thanked Mayor and Council for all their help with Founder's Day and thanked all the departments in town such as Public Works, Police and all the staff that made everything so easy for us.

There were no additional comments from the public.

The Mayor closed the floor to public comment.

COMMENTS OF THE MAYOR AND COUNCIL MEMBERS:

Council President Zalom stated that her and Councilman Borowski will be going to see the Pope in Washington, D.C. and will be having lunch with Congressmen MacArthur.

EXECUTIVE SESSION:

Borough Attorney Christine Faustini stated that there is a need for an executive session to discuss some personnel and contractual matters. There might be action taken.

Personnel Matter – Chief Grant
Contractual Matter – utility easement

A Motion was made by Councilman Lamb to adjourn the regular meeting to go into executive session. The Motion was seconded by Councilman Stogdill. Vote: All of Council was in favor. The Motion Passed.

The Regular Meeting was adjourned to go into Executive Session at 7:45 pm.

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

The Regular Meeting was reconvened at 8:05 pm.

Mrs. Faustini stated that while in executive session there was one personnel matter discussed regarding to the Chief of Police and one contractual matter regarding a utility easement on a property. There was no action taken.

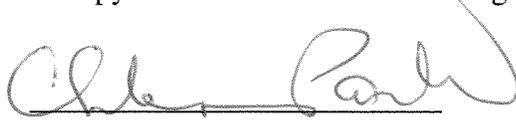
ADJOURNMENT:

A Motion was made by Councilwoman Filippone to adjourn the Regular Meeting. The Motion was seconded by Council President Zalom. Vote: All of Council was in favor. The Motion Passed.

The Regular Meeting was adjourned at 8:06 pm.

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 **September 2015**

A handwritten signature in black ink, appearing to read "Chris Parlow", written over a horizontal line.

Christopher F. Parlow
Municipal Clerk