

“GOD BLESS AMERICA”

REGULAR MEETING

DECEMBER 6, 2016

A Regular Meeting of the Mayor and Council of the Borough of Belmar held on the above date at **5:30 pm** at the Belmar Municipal Building, 601 Main Street.

PRESENT: Mayor Doherty, Councilman Brennan, Councilwoman Nicolay, Councilwoman Keown-Blackburn, Councilman Magovern, Borough Attorney George McGill Esq., Business Administrator Colleen Connolly, and Borough Clerk April Claudio

“Adequate notice of this meeting has been provided to The Coast Star, the official newspaper of the Borough of Belmar, and the Asbury Park Press on September 28, 2016 and notice of this meeting was prominently posted on the bulletin board of the Municipal Building and filed with the Clerk of the Borough of Belmar.

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE: Our troops and their families

YOUTH GOVERNMENT MAYOR AND COUNCIL MEETING:

- Belmar Elementary School
 - o Cancelled

WORKSHOP DISCUSSION:

No discussion

PETITIONS: None

APPROVAL OF MINUTES: Council member Magovern made a motion to approve the minutes of the November 9, 2016 meeting, which was seconded by Mayor Doherty and approved unanimously.

REPORTS OF COUNCIL:

Council member Magovern: Shade Tree Commission still working on Tree City designation. Town paper shredding event this past weekend was very successful. Congrats to Manasquan High School football champions. Neil Sterling had four receptions this past Sunday as Tight End for the Jacksonville Jaguars. Marina Mabrey who is on the Notre Dame team plays the No. 2 team tomorrow night.

Council member Keown-Blackburn: Tree lighting went wonderful. Plaza looks beautiful. Tomorrow evening the Library is having a historian speaking about Pearl Harbor. Senior luncheon is December 14th. St. Rose Grammar School will be performing at the luncheon. Anyone attending should bring an unwrapped toy. FEMA has awarded us \$800,000. Next summer there will be shade sun sails on the boardwalk at 8th, 11th and 17th Avenues. Also on 8th and 17th there will be misting stations. Sun tan lotion dispensers will be at 4th, 10th and 18th Avenues.

Council member Brennan: Shout out to Belmar School Chorus and DPW for the tree lighting. Danny White had Beach Music Studios holiday party at the Stone Pony where students performed on the stage. Belmar Elementary holiday concert is this Thursday. Will be meeting with DEP next week to discuss plantings on the beach.

Council member Nicolay: Tree lighting was amazing, thanked everyone who set it up. Recreation basketball is underway. Arts Council has a winter solstice holiday market. Recreation has a ton of events coming up, everyone should check the lobby for flyers or the website. Encouraged everyone to shop local. Thanked everyone who participated and put together the Main Street experience event.

Mayor Doherty: JB Couture cupcakes put together that event and it's nice to see a business working to get other businesses to work together. DPW did a great job decorating Pyanoe Plaza. Also doing a great job with leaf pick up. Met with JCP&L today to talk about the overhead wires on Main Street. They will be removing, replacing, and relocating some poles while also raising and removing some of the overhead wires that hang low. Police Department still investigating possibility that someone may have jumped off Route 35 bridge, this is why there were helicopters flying low over Belmar over the weekend. Talked about the lawsuit against the police department that the town won. A person who was drunk and fell had filed a lawsuit against the police. Felt the fact that a court let the case move forward sets a bad precedent. Presented a special resolution honoring Council member Keown-Blackburn for her years of service.

PUBLIC SESSION: Public Session on resolutions only on the Agenda. We will continue to have a Public Session at the end of this meeting.

No Comments.

Council member Magovern made a motion to close the public session, which was seconded by Council member Nicolay and approved unanimously.

Mayor Doherty stepped of the dais so he would abstain from voting on the following resolutions.

RESOLUTIONS:

Council member Magovern offered, **2016-180, RESOLUTION AUTHORIZING PAYMENT OF BILLS**, for adoption, which was seconded by Council member Brennan and approved by the following vote:

AYES: Magovern, Keown-Blackburn, Nicolay and Brennan

PAYMENT OF BILLS: certification that the vouchers listed on the warrant register numbering 66502 thru 66630 are as follows and comply with requirements of State Law and Borough Ordinance as to content and form, that proper and sufficient appropriations exist for the payment to be made and that there is legal authority as provided in N.J.S. 40A: 5-17(a)(1) for the payment to be made.

01	General Account	\$2,947,084.15
03	Grant Account	\$300.00
05	General Capital Account	\$865,585.78
11	Water/Sewer Account	\$60,707.11
21	Beach Utility Account	\$13,963.76
25	Beach Capital Account	\$343,637.45
41	Dog License Account	\$1,614.00
55	Trust Fund Account	\$34,005.60
61	Tourism Development Account	\$5,049.45
Total:		\$4,271,947.30

Council member Magovern offered, **2016-181, RESOLUTION APPROVING THE CALENDAR YEAR 2017 SPECIAL IMPROVEMENT DISTRICT BUDGET AND SETTING THE HEARING ON THE BUDGET**, for adoption, which was seconded by Council member Nicolay and approved by the following vote:

AYES: Magovern, Keown-Blackburn, Nicolay and Brennan

Council member Magovern offered, **2016-182, RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN THE BOROUGH OF BELMAR AND THE MONMOUTH COUNTY SCAT PROJECT FOR 2017**, for adoption, which was seconded by Council member Brennan and approved by the following vote:

AYES: Magovern, Keown-Blackburn, Nicolay and Brennan

Council member Magovern offered, **2016-183, RESOLUTION AUTHORIZING THE ADVERTISEMENT FOR BIDS TO LEASE A PORTION OF THE SECOND AVENUE BOARDWALK FOR ZUMBA CLASSES**, for adoption, which was seconded by Council member Keown-Blackburn and approved by the following vote:

AYES: Magovern, Keown-Blackburn, Nicolay and Brennan

Council member Magovern offered, **2016-184, RESOLUTION AUTHORIZING THE ADVERTISEMENT FOR BIDS TO LEASE A PORTION OF L STREET BEACH FOR STAND UP PADDLE BOARD LESSONS**, for adoption, which was seconded by Council member Keown-Blackburn and approved by the following vote:

AYES: Magovern, Keown-Blackburn, Nicolay and Brennan

Council member Magovern offered, **2016-185, RESOLUTION AUTHORIZING THE BOROUGH OF BELMAR TO ENTER INTO A JOINT PURCHASING AGREEMENT**, for adoption, which was seconded by Council member Keown-Blackburn and approved by the following vote:

AYES: Magovern, Keown-Blackburn, Nicolay and Brennan

Council member Magovern offered, **2016-186, RESOLUTION RELEASING CASH GUARANTEE FOR EASTPORT/LOKO CO. LLC**, for adoption, which was seconded by Council member Nicolay and approved by the following vote:

AYES: Magovern, Keown-Blackburn, Nicolay and Brennan

Council member Magovern offered, **2016-187, RESOLUTION AUTHORIZING AN EASEMENT AGREEMENT WITH THE BOROUGH OF SPRING LAKE**, for adoption, which was seconded by Council member Brennan and approved by the following vote:

AYES: Magovern, Keown-Blackburn, Nicolay and Brennan

Mayor Doherty rejoined the Council on the dais.

CONSENT AGENDA:

All matters listed in the Consent Agenda are considered to be routine by the Borough Council and will be enacted by one motion. There will be no separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

RESOLUTIONS BY CONSENT:

Mayor Doherty offered the following resolutions for adoption:

**2016-188
RESOLUTION SETTING 2017 MEETING DATES**

**2016-189
RESOLUTION APPROVING ELECTION OF DEPARTMENTAL OFFICERS FOR THE FIRE DEPARTMENT 2017**

**2016-190
RESOLUTION AUTHORIZING MARINA FEES FOR THE YEAR 2017 AT THE BELMAR MARINA**

**2016-191
RESOLUTION ESTABLISHING SEASONAL BEACH BADGE FEES FOR THE 2017 SEASON IN THE BOROUGH OF BELMAR, MONMOUTH COUNTY, NEW JERSEY**

**2016-192
RESOLUTION PERMITTING SPECIAL EVENTS**

**2016-193
RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF BELMAR ESTABLISHING VARIOUS FEES**

**2016-194
RESOLUTION APPOINTING SPECIAL POLICE OFFICERS**

**2016-195
RESOLUTION OF THE BOROUGH OF BELMAR TO CANCEL IMPROVEMENT AUTHORIZATIONS**

**2016-196
RESOLUTION AUTHORIZING REFUNDS**

Seconded by Council member Brennan and approved by the following vote:

AYES: Magovern, Keown-Blackburn, Nicolay, Brennan, and Doherty

ORDINANCES:

Second Reading & Public Hearing:

**ORDINANCE 2016-12
ORDINANCE OF THE BOROUGH OF BELMAR, COUNTY OF MONMOUTH, NEW JERSEY AUTHORIZING THE EXECUTION OF AN AMENDED FINANCIAL AGREEMENT WITH 5TH AND MAIN URBAN RENEWAL, LLC**

Mayor Doherty stepped off the dais.

Public Hearing: no comments

Council member Magovern made a motion to close the public hearing, which was seconded by Council member Nicolay and approved unanimously.

Council member Magovern made a motion to adopt ordinance 2016-12, which was seconded by Council member Brennan and approved by the following vote:

AYES: Magovern, Keown-Blackburn, Nicolay and Brennan

Mayor Doherty rejoined the Council on the dais.

PUBLIC SESSION:

Robert Forte, 114 8th Avenue, stated the food trucks this past summer looked tacky and violated the Borough's sign ordinance. Asked what the proposal is for next season now that the pavilions are built. Mayor Doherty stated we said all along that the food trucks were temporary. It is our intention that they will not be there in 2017, however that is not a unanimous decision of the Council. Mr. Forte asked if there will be lightning rods on the pavilions. Ms. Connolly stated she doesn't think so but would look into it. Mr. Forte discussed the Jersey City beach day and asked what we get in return for providing this event. Mayor Doherty stated it's to gain exposure for our town in Hudson County. Mr. Forte asked if it will be done for any other towns. Mayor Doherty stated not at this time.

Tom Volker, 527 8th Avenue, thankful that the jury sided with the police department on that lawsuit. Believes the police department probably saved her life. Thanked Council and DPW for the sidewalk program that's going on. Mayor Doherty and Mr. Volker talked about a successful BBP meeting and the possibility of a Chamber of Commerce being reinstated.

Lenny Klein, 306 11th Avenue, would like to get information on the sidewalk assessment program.

Council member Nicolay stated the Boy Scouts dropped off yellow bags at residences seeking canned goods to be donated to the food bank. Also mentioned the Santa toy delivery event for Belmar children.

Bruce Blattner, 407 9th Avenue, this Saturday the First Aid is having a blood drive, the 17th is their senior brunch and also on the 17th is the Fire Department toy event at the school.

Mayor Doherty made a motion to close the public session and adjourn the meeting, which was seconded by Council member Nicolay and approved unanimously.

Respectively submitted,

April Claudio
Municipal Clerk