

“GOD BLESS AMERICA”

REGULAR MEETING

FEBRUARY 1, 2012

A Regular Meeting of the Mayor and Council of the Borough of Belmar on the above date at 6:00 p.m. in the Belmar Municipal Building.

PRESENT: Mayor Doherty, Councilwoman Nicolay, Councilman Bean, Councilwoman Deicke, Councilman Magovern, Michael DuPont, Esq., Borough Administrator William Young, and Borough Clerk April Claudio

ABSENT: None

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 January 24, 2012 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

PRESENTATION:

- Special Resolution presented to Mary McDermott
- Prizes presented to the “Buy In Belmar” Winners
- NJ Mayor’s Wellness Campaign presented Belmar with the Healthy Town Designation

WORKSHOP DISCUSSIONS:

- Edward Hayden and Felicia Stratton, Jersey Shore Skim Camp, presented a proposal to offer a skim boarding class at the 20th Avenue beach.
- R. J. Langbein, 511 Main Street, and his partner David Keady presented a proposal to build a garden/nursery center behind Belmar Paint. The only construction required would be a small shade structure for certain plants and a removable greenhouse. They anticipate opening by April 1st.
 - o Council member Deicke felt this would be great for the community.
 - o Council member Bean agreed.
 - o Mayor Doherty explained they will be amending the Seaport Redevelopment Plan to allow this type of use.
- David Bettencourt, Mike Tennyson, and their architect Conrad Broncatti, presented illustrated renderings of the proposed marina building, pier concession, and miniature golf course. They stated they would contract with local building equipment suppliers as well as sub-contractors.
 - o Council member Deicke asked if the projects would be ADA compliant. Mr. Broncatti replied yes.
 - o Council member Magovern asked what the timeframe for completion is. Mr. Tennyson stated the miniature golf course and pier concession would be open by the summer and the building would be completed by the end of the year. He hopes to have 50% of the building leased by March 1, 2013.
 - o Council member Magovern asked if parking would be a problem. Mr. Tennyson stated he feels the existing parking is sufficient and they will also offer valet service on busy days. Council member Bean suggested looking into leasing specific parking spaces to them.
 - o Beth Rogers, 1200 Bayview, stated she would love to see this done.
 - o Judy Rokoszak, 1223 Oakwood Road, suggested NJDOT be contacted about adding an additional traffic light on Route 35 since traffic will increase.
 - o Connie Dallaportas, 1002 Main Street, stated the project looks beautiful.
 - o Teri Raskauskas, 912 13th Avenue, stated there are parking and flooding problems now and is concerned they will increase. Mr. Broncatti stated the project would not affect existing flooding conditions.

- Cathy Stisso, 1220 Maplewood, stated she is all for the project but is concerned about litter when there are high winds.
- Tabitha Falcone, 1000 River Road, stated is a great idea but is concerned that the building may block some people's view. Mr. Broncatti explained the building would be no higher than the Belmar Motor Lodge which is across the street and the building would not be directly in front of Marina View Towers; it's more to the North West.
- Carol Moore, 1206 Oakwood, suggested also speaking to NJDOT about the overpass from Rte 138 onto Route 35 because it is a dangerous area.
- Sheila Lamagra, 1003 13th Avenue, asked what the long term affects of this building are on the tax payers.
- Mayor Doherty stated the lease is still being negotiated but he anticipates a 30 year lease with rent of \$200,000 per a year for the first three years, \$235,000 for the fourth and fifth year and with an increase of 3% each year after. These revenues will help offset property taxes. The projects should bring in more transient slip rentals which will add to the revenue as well.
- Harry Ashcroft, River Court, asked about insurance. Bill Northgrave, Belmar's Redevelopment attorney, stated the developer would have to list the Borough as an additional insurer on their policy.
- Mike Kalina, Eighth Avenue, thanked the Mayor and Council for this project as he feels the marina is an untapped resource.
- Dennis Autenrieth, 1238 Maplewood Road, sent an email to the Mayor & Council prior to the meeting which stated he did not want to see a restaurant on the pier as he felt the pier would be better used with benches so people can observe and enjoy the environmental and nature aspects of the marina. He also felt there should be more educational facilities at the marina.
- Mr. Northgrave stated there have been amendments made to the seaport redevelopment plan which make the plan less restrictive. There is a resolution on tonight's agenda authorizing the amendments to go to the Planning Board for review.
- Mr. DuPont stated BMIA has withdrawn all tax appeals and therefore the Declaration of Restriction for the Belmar Plaza parking lot is ready to be signed and filed with the County.

PETITIONS: None

APPROVAL OF MINUTES: Council member Deicke moved for approval of minutes for the regular meeting held on January 18, 2012, seconded by and approved by Mayor Doherty the following vote:

AYES: Deicke, Bean, Nicolay, Doherty, and Magovern

REPORTS OF MAYOR AND COUNCIL:

Council member Magovern: Congratulated the Historical Society on receiving their first grant, which was for \$2,718 for archival supplies. The Historical Society dedicated the display case in the lobby to former resident Claire Archer who was an artist. The Tourism Commission launched the 2012 Belmar magazine. DPW and the Environmental Commission will be offering a free paper shredding day at Dempsey Park on April 15th. Each person is entitled to shred 100 pounds of paper for free.

Council member Deicke: Met with Tina Connelly, Recreation Director to discuss programs. ADA Committee held a meeting to discuss the new playground as well as preparing a list of activities and events available for the disabled. A healthy heart discussion will be presented on April 16th on behalf of the Mayor's Wellness Campaign. Thanked Mayor Doherty for sending his recent letter to all the residents.

Council member Bean: Toured the water/sewer utility with Mike Campbell and Richie Brand last Saturday. He is concerned about the age of the pipes and will be working on a corrective action plan to present to the Mayor and Council. Reminded everyone about the charity hockey event in Avon coming up this Sunday.

Council member Nicolay: Announced her NJELEC financial report was amended to remove

the donation received by Luis Pulido. The Youth Club purchased new equipment and has received 28 registrants for the ski trip. Junior Youth Club will start this weekend. Little League registration begins next week. The Recreation Department now offers alerts via email or text message. The BBP has a request for proposal out for a new Belmar logo. The BBP has arranged for the sidewalks along Main Street to be vacuumed. They also installed more cigarette receptacles.

Mayor Doherty: DPW has been doing an outstanding job. Recreation and the Belmar Elementary School are working together on programs and sharing facilities. Hopes to expand the recreation alerts system to allow for alerts from other departments.

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

None

Mayor Doherty moved that the Public Hearing be closed, seconded by Council member Deicke and approved unanimously.

RESOLUTIONS:

Council member Deicke offered the following resolution for adoption, **Resolution 2012-39 RESOLUTION PERMITTING SPECIAL PERMIT FOR A SOCIAL AFFAIR FOR FRIENDLY SONS OF THE SHILLELAGH**, which was seconded by Council member Magovern and approved by the following vote:

AYES: Deicke, Bean, Nicolay, and Magovern

ABSTAIN: Doherty

Council member Magovern offered the following resolution for adoption, **Resolution 2012- 40, RESOLUTION OF THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF BELMAR, IN THE COUNTY OF MONMOUTH, NEW JERSEY, REFERRING REVISIONS TO THE SEAPORT REDEVELOPMENT PLAN TO THE BOROUGH PLANNING BOARD FOR REVIEW AND RECOMMENDATION**, which was seconded by Mayor Doherty and approved by the following vote:

AYES: Deicke, Bean, Nicolay, Doherty, and Magovern

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 as amended and moved them for adoption:

2012-41

RESOLUTION AWARDING CONTRACT FOR MID-GRADE ULTRA LOW NO LEAD GASOLINE AND ULTRA LOW SULFUR PREMIUM DIESEL

2012-42

RESOLUTION AWARDING CONTRACT FOR BOARDWALK LUMBER

2012-43

RESOLUTION TEMPORARILY ALLOWING THE USE OF OUTDOOR EATING AREAS DURING THE BELMAR & LAKE COMO ST. PATRICK'S DAY PARADE FOR THE BOROUGH OF BELMAR, MONMOUTH COUNTY, NEW JERSEY

2012-44

RESOLUTION PERMITTING SPECIAL EVENTS

2012-45

RESOLUTION GRANTING TAXICAB OWNERS & DRIVERS LICENSES FOR THE YEAR 2012

2012-46

RESOLUTION MAKING FINDINGS AND DETERMINATIONS ON LEGALIZED GAMES OF CHANCE APPLICATION NUMBER 2012-03, 04

2012-47

RESOLUTION PERMITTING SPECIAL PERMIT FOR A SOCIAL AFFAIR FOR ST. ROSE HIGH SCHOOL ALUMNI ASSOCIATION

2012-48

RESOLUTION APPROVING PAYMENT OF BILLS LIST FOR FEBRUARY 1, 2012

PAYMENT OF BILLS: certification that the vouchers listed on the warrant register numbering 56029 thru 56163 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	\$2,496,619.46
03	Grant Account	\$1,300.00
05	General Capital Account	\$106,576.56
11	Water/Sewer Account	\$50,622.41
21	Beach Utility Account	\$85,472.55
23	Parking Utility Fund	\$656.15
41	Dog License Account	\$2,871.38
55	Trust Fund Account	\$9,940.38
61	Tourism Development Account	\$9,252.97
Total:		\$2,763,311.86

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

	AYES	NAYS	ABSTAIN	ABSENT
Mrs. Deicke	X			
Mr. Magovern	X			
Mr. Bean	X			
Mrs. Nicolay	X			
Mayor Doherty	X			

ORDINANCES:

Second Reading & Public Hearing

ORDINANCE 2012-01

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER XVII ALCOHOLIC BEVERAGE CONTROL OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF BELMAR, IN THE COUNTY OF MONMOUTH, NEW JERSEY TO AMEND HOURS OF OPERATION

Public Hearing: None

Mayor Doherty made a motion to close the public hearing, which was seconded by Council member Deicke and unanimously approved.

Mayor Doherty made a motion to offer Ordinance 2012-01 for adoption, which was seconded by Council member Nicolay and approved by the following vote:

AYES: Deicke, Bean, Nicolay, Doherty, and Magovern

PUBLIC SESSION:

Mr. DuPont stated the Mayor and Council are permitted to set a policy setting a five minute time limit per a person if they choose to do so.

Anne Uricoli, 301 13th Avenue, asked about the cameras on the new traffic lights on Main Street. Mayor Doherty explained they are not red light cameras; they are just sensors to monitor traffic.

Tom Dillberger, 1000 River Road, stated having a time limit doesn't stop a person from coming back up to the microphone a second time and speaking again. Mr. DuPont agreed.

Mike Seebeck, 110 Second Avenue, stated Mayor Doherty filed a NJELEC report that had a contribution on it from the State Troopers Association which is a conflict based upon the Borough's ordinance. He gave a copy of the report to Mayor Doherty so he could review it further.

Rob Wall, 12th Avenue, asked if the wires on Main Street would be placed underground. Mr. Young explained that JCP&L would only be removing 8 poles. Mayor Doherty explained the cost from JCP&L to remove all of the poles is very expensive.

Mr. Wall asked how the restriction on the plaza parking lot benefits the town. Mayor Doherty explained the owner of the building has withdrawn their tax appeals which would have resulted in the Borough losing a lot of money if they went through the process as well as the fact there will be improvements to the parking lot.

Joan Corallo, A Street, asked if the School Board voted to move the school election to November. Mayor Doherty replied yes.

Cathy Stisso, 1220 Maplewood, asked if DPW has recycle cans for residents to purchase. Mike Campbell, DPW Director, stated he does not have cans but has large stickers that residents can have to place on their own cans.

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

Respectively submitted,

April Claudio
Borough Clerk