

“GOD BLESS AMERICA”

REGULAR MEETING

FEBRUARY 6, 2018

A Regular Meeting of the Mayor and Council of the Borough of Belmar held on the above date at 6:00 PM at the Belmar Municipal Building, 601 Main Street.

PRESENT: Mayor Doherty, Councilman Brennan, Councilman Walsifer, Councilman Magovern, Councilwoman Nicolay, Borough Attorney Greg Cannon, Esq., Business Administrator Colleen Connolly, and Borough Clerk April Claudio

The Borough Clerk stated “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 December 7, 2017 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

SPECIAL PRESENTATION:

- Honoring Jade Glab
- Police Officer Larry Kelly & Dispatcher Anita Leather

WORKSHOP DISCUSSION:

- Verizon – Oceanfront Project
 - o Bob McGukin was present. Ms. Connolly explained Verizon’s proposal which would include free Wi-Fi on the beach for five years with a right of way agreement for 40 years. They would also like the authority to add ten nodes throughout the Borough in the future to support their cell service.
 - o Mayor Doherty stated he would like to see free Wi-Fi for ten years. He asked why they need a 40-year agreement because the technology could be significantly different in 40 years.
 - o Mr. McGukin stated it is their standard term length. Gives them security to be confident in their investment.
 - o Council member Nicolay asked what would happen in year six. Ms. Connolly stated there would be a discussion at that point to determine the next steps, such as keeping the equipment, ending the Wi-Fi, or charging a fee for the Wi-Fi.
 - o Mr. McGukin stated the 40 years is for the space to be used, not necessarily for the equipment in the space.
 - o Council member Magovern stated the light poles are there and going to be there so as long as the lights turn on what does it matter if there’s an antenna on it.
 - o Mr. McGukin added that if they determine the poles are no longer needed they would restore the light poles to what they previously were.
 - o Council member Walsifer felt we should consider other companies to see if they would want to do the same and see what they would offer before we decide.
 - o Mr. McGukin stated Verizon chose Belmar specifically to do this.
 - o Mayor Doherty stated we have considered doing Wi-Fi at the beach and it’s expensive.
 - o Mr. Cannon stated they have the right under state statute to put equipment in the right of way, however the Mayor and Council have rights to grant the permission and restrict the look of the equipment.
 - o Mayor Doherty would like to take time to learn more about the 10 nodes they would want to place in the future and think about the new terms presented. Mr. McGukin stated they would like to have this in place before Memorial Day so waiting might cause Verizon to rethink the project if deadlines cannot be met.
 - o Council member Walsifer would like to know if any CAFRA permits will be required as well.
 - o Council member Magovern felt this is a great opportunity and believes if another cell provider such as AT&T wanted to do this they would have presented an offer as well.
 - o Council member Walsifer would like to see it done right.
 - o Mayor Doherty stated he would like to see it done too but would like to take two weeks to get more public feedback and get all the facts.
 - o Council member Brennan agreed we want free Wi-Fi but we also want to make sure it’s done right.

- Mayor Doherty added that it's a lot cleaner of a process to have Verizon do the Wi-Fi rather than the Borough providing it.
 - Mr. Cannon would like more time as well so he can discuss this with the Zoning Board Attorney.
- Council member Walsifer asked to discuss the shakeup of the lifeguard staff that was added to the agenda today. Seems excessive to get rid of everyone including the brass because he feels whoever would oversee the lifeguards should have some input on who is hired. Mayor Doherty stated this was the Chief of Police's decision. He added through this process we could select the head person first and then have that person help with picking the others. Ms. Connolly agreed that is the intent. Council member Walsifer felt that the resolution was not worded that way.

PETITIONS: None

APPROVAL OF MINUTES: Council member Magovern offered a motion to approve the January 17, 2018 meeting minutes, which was seconded by Council member Brennan and approved unanimously.

REPORTS OF COUNCIL:
Council member Magovern: Last week visited the JCP&L power center and learned about how they prepare for storms. They will be attending a Shade Tree Commission meeting to talk about their tree pruning schedule. Next Tuesday at the new Community Center is a Show and Tell presented by the Historical Society. Reminded everyone about the Operation Reassurance Program the Police Department runs. Only 14 people on the list, encouraged others to sign up.

Council member Walsifer: No report.

Council member Brennan: Attended fundraiser this weekend for 8th grade class trip to Washington D.C. Karen Shelton of the PTO did a great job organizing it.

Council member Nicolay: Little League registration is underway. Recreation is running a bus trip to Marvel Live. Arts Council has a Blue exhibit running now. Encouraged everyone to buy local.

Mayor Doherty: Addressed rumor of him being offered the position of Chief Administrator of Motor Vehicles. It is true; however, he has declined the offer.

PUBLIC SESSION: Public Session on resolutions only on the Agenda.
None

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

RESOLUTIONS:
The Mayor shall abstain from voting on the following Resolutions by reason of his or her "General Ineligibility" as provided by Belmar Ord. No. 9-5.

Council member Magovern offered **2018-34, RESOLUTION AUTHORIZING PAYMENT OF BILLS**, for adoption, which was seconded by Council member Brennan and approved by the following vote:

AYES: Magovern, Brennan, Nicolay and Walsifer
(Council member Walsifer abstained from the bill for Vendor #93453 only)

PAYMENT OF BILLS: certification that the vouchers listed on the warrant register numbering 1614 thru 1712 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	\$1,291,652.99
11	Water/Sewer Account	\$60,342.38
21	Beach Utility Account	\$2,178.91
25	Beach Capital Account	\$200.00
41	Dog License Account	\$150.00
55	Trust Fund Account	\$4,065.21
61	Tourism Development Account	\$4,792.31
	Total:	\$1,363,381.80

Mayor Doherty offered, **2018-35, RESOLUTION AUTHORIZING THE SEARCH FOR 2018 LIFEGUARDS AND THE ESTABLISHMENT OF A SELECTION COMMITTEE ALONG WITH 2018 PAY RATES**, for adoption, which was seconded by Council member Magovern and approved by the following vote:

AYES: Doherty, Brennan, Nicolay and Magovern
NAYS: Walsifer

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:

2018-36, RESOLUTION OPPOSING OFFSHORE OIL AND GAS ACTIVITIES

2018-37, RESOLUTION AUTHORIZING THE SUBMISSION OF A RECYCLING TONNAGE GRANT APPLICATION FOR THE BOROUGH OF BELMAR

2018-38, RESOLUTION AUTHORIZING THE COUNTY OF MONMOUTH MOSQUITO CONTROL DIVISION TO CONDUCT AERIAL MOSQUITO CONTROL OPERATIONS WITHIN THE BOROUGH OF BELMAR

2018-39, RESOLUTION APPROVING DRIVERS OF FIRE APPARATUS FOR UNION FIRE COMPANY NO. 1 FOR 2018

2018-40, RESOLUTION APPROVING DRIVERS OF FIRE APPARATUS FOR GOODWILL HOSE FIRE CO. FOR 2018

2018-41, RESOLUTION APPROVING DRIVERS OF FIRE APPARATUS FOR HOOK & LADDER FIRE COMPANY NO. 1 FOR 2018

2018-42, RESOLUTION AUTHORIZING REFUNDS

2018-43, RESOLUTION AUTHORIZING THE BUSINESS ADMINISTRATOR OF THE BOROUGH OF BELMAR TO EXECUTE AN AGREEMENT WITH CWA 1032 UNION OF THE BOROUGH OF BELMAR

2018-44, RESOLUTION AUTHORIZING TRANSFER OF CERTAIN SURPLUS PROPERTY TO ANOTHER NEW JERSEY MUNICIPALITY

2018-45, RESOLUTION PERMITTING SPECIAL EVENTS

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

AYES: Magovern, Walsifer, Brennan, Nicolay, and Doherty

ORDINANCES: None

PUBLIC HEARING: SPECIAL IMPROVEMENT DISTRICT BUDGET

- Public Hearing
 - o Council member Walsifer recused himself during this presentation because he owns property in the SID.
 - o BBP member Tom Burke gave a presentation on their 2018 budget. Other members Gail O'Reilly, Sal Marchese, Christine Cardelino, John Sabia, and Pat Tecza were also in attendance.
 - o Budget remains unchanged.
 - o Over the past 7 years they have replaced trash and recycling cans, added and replaced signage, holiday lighting, seasonal banners, welcome flags, provided fit out grants and façade grants to businesses, new benches, new bike racks, new website, expanded marketing, and more.
 - o 2018 planned activities include expanding the public private partnership by creating a community events guide and calendar,
 - o Council member Magovern asked who is responsible for maintaining the live plantings that were done on Main Street. Mr. Burke stated the BBP worked with DPW to help water them. Council member Magovern asked if the businesses could help.

- Patricia Tecza, BBP Trustee, stated they paid money to DPW to maintain them because it would be easier but could consider it. Mr. Burke stated they've tried it in the past and it doesn't work. Ms. Connolly stated it causes inconsistency.
- Council member Magovern asked how information is distributed to the stakeholders. Mr. Burke stated they have an annual meeting.
- Council member Brennan stated he likes they are using social media. Asked for more details on the St. Patrick's Day store decorating contest.
- Ms. Tecza stated this is a new idea they hope to expand to other holidays. So far, they have four applications.
- John Sabia, chair of Marketing for the BBP, discussed their improvements on social media. Working with businesses to help them market their stores.
- Mayor Doherty made a motion to close the public hearing, which was seconded by Council member Nicolay and approved unanimously.

Mayor Doherty offered **2018-46, RESOLUTION APPROVING THE CALENDAR YEAR 2018 SPECIAL IMPROVEMENT DISTRICT BUDGET AND ASSESSMENT ROLL**, for adoption, which was seconded by Council member Brennan and approved by the following vote:

AYES: Magovern, Brennan, Nicolay and Doherty

PUBLIC SESSION:

Bill Merkler, 219 2nd Avenue, stated he is glad that Council member Magovern and Ms. Connolly have taken into consideration the plants on Main Street. He asked about the tree replacement project on Main Street that was supposed to take place years ago. Ms. Connolly stated there are still trees to be replaced as part of the Main Street sidewalk project. Mr. Merkler asked why dead trees were left on Main Street and not replaced sooner. Council member Magovern stated the Shade Tree Commission purchased a lot of gator bags last year to help with the trees when they do get replaced. Mr. Merkler asked if they will maintain the trees once they are replaced. Ms. Connolly stated it is in their contract to do so for one year.

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

Respectively submitted,

April Claudio
Municipal Clerk