

**MAYOR AND COUNCIL
AGENDA**

JULY 23, 2019

6:00 PM

Mayor Mark Walsifer, Council President Thomas Brennan, Councilman James McCracken, Councilman Thomas Carvelli, Councilwoman Patricia Wann, Borough Attorneys Jerry Dasti and Chuck Schlager, Acting Business Administrator Edward Kirschenbaum 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 July 2, 2019 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

WORKSHOP DISCUSSION:

- Monmouth County Freeholder Kiely spoke about the county ACTS program (Assisting Community Through Services).
- Mayor Walsifer asked Chief Huisman to talk about the accident near the Senior Housing on 8th Avenue last month. The crosswalk is marked but unfortunately this instance was a driver error. Has met with Transit and DOT officials to come up with ideas to make the area safer. DPW has repainted the yellow markings, expanded the no parking area and added additional signs. Considering relocating the crosswalk or using flashing light crosswalks. Have done a bunch of crosswalk stings over the last three weeks and issued 32 summonses. Councilman McCracken stated he met with the Housing Authority and noticed only one person using that crosswalk, but a lot of other people crossed 8th Avenue in other areas that don't have crosswalks. It might make sense to move it closer to Main Street.
- Mayor Walsifer stated our CFO did calculations on the parking meters and there will not be enough money to cover the costs of the meters and personnel enforcing them. She has asked that we increase the price to \$2. An ordinance has been added for introduction to tonight's agenda.

PETITIONS: A petition was submitted requesting installation of a speed bump on 8th Avenue in front of the senior building.

APPROVAL OF MINUTES: Councilman Brennan made a motion to approve the minutes of the regular and executive session meetings held on June 18, 2019, which was seconded by Councilwoman Wann and approved unanimously.

REPORTS OF COUNCIL:

Councilman Carvelli stated emergency services have been doing a great job keeping up during the warm weather and last night's storm. Toured the Housing Authority with Councilman McCracken and met with the staff. Belmar 5 and fireworks had a great turnout.

Councilman McCracken attended Belmar Housing Authority meeting and BBP office ribbon cutting on July 1st.

Councilwoman Wann stated there is a cute little gazebo near 5th and D Street. Lights are being added to the rear of the Library. Memorial Benches are moving forward. Community Policing program is going very well. Tennis courts are a mess, working on a putting together a committee of volunteers to look for money and help to replace them. Tax bills are online and will be mailed next week.

Councilman Brennan stated our DPW, police, first responders, OEM and Borough Hall staff did a great job handling this storm. Social Media really let people know what was happening. Harbor Commission met and brainstormed a lot of outside the box ideas. Suggested they do the research and present a real recommendation to the Mayor and Council. The Environmental Commission met and discussed the Environmental Resources Inventory, stormwater management, and a grant to finish the plantings on the beach.

Mayor Walsifer stated Steve Schueler, our Prosecutor for 13 years, has retired. Worked with Judge to come up with a replacement. Visited Washington, D.C. and met with HUD to explain issues with grant for Lake Como pipe project. Trying to get them to release the \$600,000 they owe us. It was a positive meeting but still waiting for a response from them. Belmar won the Lifeguard Tournament. The Police Department took first place in the Policeman's Shooting Tournament for the third year in a row. Officer Kevin Jones shot a perfect score. Attended the Circle of Friends golf outing. Bob and Carol Cupoli do unbelievable work for those special need's

adults.

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

Joan Corallo, A Street, asked about the seasonal liquor license. Ms. Claudio stated it is the pocket license held by D'Jais.

Councilwoman Wann made a motion to close the public session, which was seconded by Councilman Brennan and approved unanimously.

Mayor Walsifer stated we are having a problem with the credit card machines at the beach. We are going to do an emergency resolution to put ATM machines next to the ticket booths so we can finish up the beach season. Mr. Dasti stated the Borough will receive \$6,000 for the placement of 7 machines. Mr. Dasti asked for authorization to write a resolution and approve it authorizing this contract.

Mayor Walsifer offered the following resolution for adoption:

No. 2019-157 RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF BELMAR, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AUTHORIZING AN AGREEMENT TO PROVIDE ATM MACHINES AT BELMAR BEACHES

Seconded by Councilwoman Wann and approved by the following vote:

AYES: Walsifer, Wann, Brennan, McCracken and Carvelli

CONSENT AGENDA #1:

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.

Councilman Brennan stepped down.

Mayor Walsifer offered the following resolutions for adoption:

No. 2019-132 RESOLUTION AUTHORIZING ISSUANCE OF SEASONAL PLENARY RETAIL CONSUMPTION ALCOHOLIC BEVERAGE LICENSE FOR CSL BELMAR LLC FOR PERIOD ENDING JUNE 30, 2020 TO BE HELD IN POCKET

No. 2019-147 RESOLUTION AUTHORIZING PLACE-TO-PLACE TRANSFER OF SEASONAL RETAIL CONSUMPTION LICENSE NO. 1306-34-011-010 1000 MAIN LIQUOR LICENSE LLC FOR THE PERIOD ENDING JUNE 30, 2020

Seconded by Councilman Carvelli and approved by the following vote:

AYES: Walsifer, Wann, Carvelli and McCracken

CONSENT AGENDA #2:

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.

Councilman Brennan offered the following resolutions for adoption:

No. 2019-148 RESOLUTION AUTHORIZING PAYMENT OF BILLS

No. 2019-149 RESOLUTION APPOINTING AN ELECTRIC SUBCODE OFFICIAL AND INSPECTOR

No. 2019-150 RESOLUTION APPOINTING DEPUTY MUNICIPAL COURT ADMINISTRATOR

No. 2019-151 RESOLUTION OF THE BOROUGH OF BELMAR APPOINTING MUNICIPAL PROSECUTOR AND ALTERNATE MUNICIPAL PROSECUTORS

No. 2019-152 RESOLUTION AUTHORIZING REFUNDS

No. 2019-153 RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF BELMAR, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AUTHORIZING AND APPROVING AN AMENDMENT TO THE LEASE AGREEMENT WITH M2 CONCESSIONS, LLC

No. 2019-154 RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF BELMAR, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, APPOINTING AND SELECTING THREE VENDORS IN CONJUNCTION WITH UTILIZATION OF THE TAYLOR PAVILION

No. 2019-155 RESOLUTION BY THE MAYOR AND COUNCIL AUTHORIZING THE TAX COLLECTOR TO EXTEND THE GRACE PERIOD FOR THIRD QUARTER PROPERTY TAXES

No. 2019-156 RESOLUTION APPROVING SPECIAL EVENTS

Seconded by Councilwoman Wann and approved by the following vote:

AYES: Walsifer, Brennan, Wann, Carvelli and McCracken

ORDINANCES:

ORDINANCE NO. 2019-24

Second Reading & Public Hearing

ORDINANCE OF THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF BELMAR, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER XVIII OF THE BOROUGH CODE ENTITLED "BEACH FRONT AND MARINE REGULATIONS", IN PARTICULAR SECTION 18-2.5 (FEES AND CHARGES)

Public Hearing: None

Mayor Walsifer made a motion to close the public hearing, which was seconded by Councilman Carvelli, and approved unanimously.

Councilman Brennan made a motion to adopt Ordinance 2019-24, which was seconded by Councilwoman Wann and approved by the following vote:

AYES: Walsifer, Wann, Brennan, Carvelli, and McCracken

ORDINANCE NO. 2019-25

Second Reading & Public Hearing

ORDINANCE OF THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF BELMAR, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, ESTABLISHING NEW CHAPTER XLIII, ESTABLISHING A DEVELOPMENT FEE ORDINANCE FOR AFFORDABLE HOUSING PURPOSES

Public hearing: Gene Creamer, 4th Avenue, questioned the fees section for residential development.

Councilman Brennan had some concerns about the wording in the ordinance as well.

Mayor Walsifer made a motion to close the public hearing, which was seconded by Councilwoman Wann, and approved unanimously.

Councilman Brennan made a motion to table the ordinance, which was seconded by Mayor Walsifer and approved by the following vote:

AYES: Walsifer, Wann, Brennan, Carvelli, and McCracken

ORDINANCE 2019-26

Second Reading & Public Hearing

ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER XXXV, FLOOD DAMAGE PREVENTION OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF BELMAR

Public Hearing: None

Mayor Walsifer made a motion to close the public hearing, which was seconded by Councilman Brennan, and

approved unanimously.

Mayor Walsifer made a motion to adopt Ordinance 2019-26, which was seconded by Councilman McCracken and approved by the following vote:

AYES: Walsifer, Wann, Brennan, Carvelli, and McCracken

CONSENT AGENDA #3 – ORDINANCES

First Reading & Introduction of the following ordinances:

Mayor Walsifer offered the following ordinances for first reading and introduction:

ORDINANCE 2019-27

ORDINANCE OF THE BOROUGH COUNCIL, BOROUGH OF BELMAR, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, CREATING NEW SECTION, HAZARDOUS MATERIALS COLLECTION AND DISPOSITION IN CHAPTER XXIII IN THE REVISED GENERAL ORDINANCES

ORDINANCE 2019-28

ORDINANCE OF THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF BELMAR, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER XXVI OF THE BOROUGH CODE ENTITLED PROPERTY MAINTENANCE, ADDING SECTION 26-12

ORDINANCE 2019-29

ORDINANCE OF THE BOROUGH COUNCIL OF THE BOROUGH OF BELMAR, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 31 OF THE BOROUGH OF BELMAR REVISED GENERAL ORDINANCES PERTAINING TO THE SHADE TREE COMMISSION

ORDINANCE 2019-30

ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER XIX, TRAFFIC, SECTION 19-40.1 PARKING METER ZONES AND REGULATIONS, OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF BELMAR, IN THE COUNTY OF MONMOUTH, NEW JERSEY

Seconded by Councilwoman Wann and approved by the following vote:

AYES: Walsifer, Wann, Brennan, Carvelli and McCracken

PUBLIC SESSION:

George Komitas, Third Avenue, stated he will donate \$300 towards whatever is done to help the senior building with the traffic.

Aileen Fahy, 5th Avenue and Lisa Morello, 15th Avenue, asked what is being done to help the schools with those that have PILOT payments. Mayor Walsifer stated everyone will get their fair share of the money. It will be a different type of PILOT moving forward. Will have one at the next meeting that will be explained in detail. Ms. Fahy would like Belmar to write an ordinance that states a certain percentage of PILOT payments be shared with the school. Ms. Morello suggested looking into what Woodbridge has done. School needs a lot of repairs that will cost a lot of money.

Jim Bean, 16th Avenue, the temporary speed bumps at the senior building would be cheaper than having a police officer there. Doesn't see the state pushing back if we tell them a citizen was hurt.

Gene Murray, 8th Avenue, thanked all of the first responders and DPW for doing a great job last night. Thanked Jim Bean for coming to bat for them. Hopes to see the speed bumps go down. Thanked Ms. Claudio for a wonderful bus trip to Yankee Stadium.

Tom Dilberger, 1000 River Road, was not in favor of the stop for pedestrian law when it first came about. The issue is people using gadgets while driving. People don't have awareness when driving.

Gene Cory, Beach Director, thanked Mayor and Council for approving the ATM machines. It will avoid a lot of the confusion and make it a better operation. Thanked Mayor Walsifer and Councilmen Carvelli and McCracken for handing out water to the beach staff this past weekend.

Sandy Caputo, Surf Avenue, spoke about her concerns about large men playing with frisbees, balls, etc. on the

beach and not watching out for children. It gets worse every year. No lifeguard or officer stops anyone.

Tom Asfar, 304 10th Avenue, 43 years ago ball playing wasn't allowed and was highly enforced. It's an unsafe issue. Mayor Walsifer stated we spoke to the lifeguards at the start of the season. Chief Huisman will speak to the beach police again. Mr. Kirschenbaum stated he will speak to the staff and put it in writing to them.

John Cap, 212 North Blvd., suggested putting a sign on the boardwalk stating no footballs. Suggested along Ocean Avenue there be a 5% sales tax.

Linda Sharkus, 4th Avenue, has been attending a lot of zoning board meetings and noticed that parking spaces are being lost with installation of pools. Would like to see the board maintain the required parking requirements.

Angela Pheiffer, 5th Avenue, thought there would be no PILOT programs. The school has been short shifted. Was surprised there were only three vendors that submitted for the Taylor Pavilion list. Mayor Walsifer stated we will advertise it again in the future. Councilman Brennan stated some people might be waiting to see how it works out first. Ms. Pheiffer asked for the details on outdoor dining. Mayor Walsifer stated it is by ordinance that they have 4 ft of clearance. He added we might have to revisit the ordinance.

Pat Puleo, 207 18th Avenue, was here in April to appeal to change the direction of Snyder Avenue. It's becoming a hazard. Chief Huisman stated there have been four accidents since 2017 to present in this area. None of them had anything to do with the direction of travel. Snyder, Surf, 20th and 19th Avenue are an issue. Ms. Puleo stated there is a petition started to correct this. Chief Huisman stated that entire area needs a traffic study. Had a solution but it was reversed by the prior administration. Agrees Google and Waze are not up to date.

Ms. Puleo asked if we ever considered residential parking permits.

Aileen Fahy, River Avenue, asked who would pay for a guardrail along the Hwy 35 sidewalk. Mayor Walsifer stated we would need to speak to the State. Trying to do something with the crosswalks there too. She would like to see an additional surfer's beach. She asked why we can't plan Christmas trees in the dunes. Councilman Brennan explained how Bradley Beach has done it and how it works for them. If we would do the same thing you wouldn't see the ocean from the boardwalk, the dunes would be too high. Mike Campbell, DPW, stated the State is not allowing permanent or temporary dunes in our beach management plan.

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

Respectively submitted,

April Claudio
Municipal Clerk