

MAYOR AND COUNCIL

MINUTES

JULY 9, 2020

6:00 PM

Mayor Mark Walsifer, Council President Thomas Brennan, Councilman James McCracken, Councilman Thomas Carvelli, Councilwoman Patricia Wann (arrived at 7:00 p.m.), Borough Attorney Jerry Dasti, 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 June 1, 2020 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. Meeting held via Zoom.

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE: Our troops and their families, first responders and William Quackenbush

WORKSHOP DISCUSSION:

Mayor Walsifer stated we received \$296,000 for reimbursement of COVID-19 expenses through the CARES Act. Mr. Kirschenbaum stated we will be submitting another application for reimbursement.

Mayor Walsifer stated there is a new program from the County available to businesses which will provide them with \$10,000.

Mr. Kirschenbaum stated we are continuing to work on social distancing. We are reviewing the new indoor dining rules and making sure the outdoor dining areas are in compliance.

Mayor Walsifer stated there is a resolution on the agenda tonight to transfer the Jack's Tavern liquor license to Beach Haus Brewery. Police Captain Cox stated the occupancy was determined by the Fire Marshal and has not increased. Seating charts have been submitted and are on file. They will be utilizing the restaurant formally occupied by Massuto's but will now be able to provide food throughout the brewery. Mayor Walsifer stated we want to put the right language in the resolution to ensure it doesn't become a nightclub. Joel Brudner, property owner, stated the occupancy will be the same as it always was. Councilman Carvelli wanted to clarify how much live music would be permitted. The resolution would currently permit three separate acts throughout the building. Suggested limiting it to one. Mr. Brudner stated it will not be a club atmosphere and all music will be contained within the four walls. He added the large room will be used as brewery overflow with the picnic tables or for special events just like it is used now. Mr. Brudner suggested he not be limited to having only a three-piece band because he does have special events with local bands for fundraisers. The resolution will be tabled to allow further review of the restrictions.

PETITIONS: None

APPROVAL OF MINUTES: Councilman Brennan made a motion to approve the June 16, 2020 minutes, which was seconded by Mayor Walsifer and approved unanimously.

REPORTS OF COUNCIL:

Councilman Carvelli: TDRC reviewed 11th Avenue project. BBP met yesterday. Planning Board meets on the 20th. Will be meeting with the CFO to review the budget. Asked how the problems at the south end of town have been. Mr. Kirschenbaum stated they have been working with the Chief and the police department is enforcing ordinances and we are responding to residents. Chief Scott stated the police department issued 591 summonses in the last three weeks. Noise complaints are going down.

Councilman McCracken: Housing Authority had four units turn over. They have enhanced their cleaning schedule. There are no reported COVID cases there. Shade Tree Commission is reviewing the ordinance and policies and procedures. Four new trees were planted at Schroeder Park. There is a new invasive species in town called the tree of heaven. It spreads like bamboo. Will be looking into an ordinance to prevent it. Beach revenues are doing well but would like to know if the increase in labor costs due to the minimum wage increase.

Councilman Brennan: Environmental Commission Chairman Ed Lippincott was quoted in the Coast Star about climate change. Still part of the Friendship Force which is going really well. People have been really good about social distancing on the beach.

Mayor Walsifer: Working with Verizon to bring 5G to the beach. DPW is doing a fabulous job cleaning up. Police Department and all Borough employees are doing a great job.

Mr. Kirschenbaum stated there are currently 7 COVID cases in Belmar.

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

Vicky Renner, 1106 D Street, asked if Beach Haus Brewery needed planning board approval for their changes. Mayor Walsifer stated it is already approved for restaurant use. She questioned why her property needed planning board approval for change of use. Mayor Walsifer explained if they were expanding the use, they would require planning board approval, but they are not.

Joan Corallo, A Street, asked about the change order for 12th Avenue. Mayor Walsifer stated it is a contract decrease.

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

CONSENT AGENDA - RESOLUTIONS:

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. 2020-132 RESOLUTION AUTHORIZING PAYMENT OF BILLS

No. 2020-133 RESOLUTION AUTHORIZING REFUNDS

No. 2020-134 RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF BELMAR, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, APPOINTING MEMBERS TO THE BELMAR HOUSING AUTHORITY

No. 2020-135 RESOLUTION AUTHORIZING THE EXECUTION OF A COMMODITY RESALE AGREEMENT WITH THE COUNTY OF MONMOUTH

No. 2020-136 RESOLUTION AUTHORIZING THE EXECUTION OF A MUNICIPAL ASSISTANCE/SHARED SERVICES AGREEMENT WITH THE COUNTY OF MONMOUTH

No. 2020-137 RESOLUTION PURSUANT TO N.J.A.C. 5:30-14.4 ET SEQ. CHANGE ORDER NUMBER ONE FOR THE 12TH AVENUE IMPROVEMENTS PROJECT

No. 2020-138 RESOLUTION AMENDING 2020 TEMPORARY BUDGET

No. 2020-139 RESOLUTION AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION FOR THE TRANSPORTATION TRUST FUND MUNICIPAL AID PROGRAM

No. 2020-140 RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF BELMAR, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, ACCEPTING AND AUTHORIZING THE EXECUTION OF A CERTIFICATE OF COMPLETION FOR LOTS 6, 7,& 8, BLOCK 55, A/K/A 500 MAIN STREET, BELMAR, NJ

No. 2020-141 RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF BELMAR, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, ACCEPTING AND AUTHORIZING THE EXECUTION OF A CERTIFICATE OF COMPLETION FOR PARCELS 1 THRU 6, 6b, 7 THRU 9, AND 11 THRU 19, A/K/A 10TH AVENUE, BELMAR, NJ

No. 2020-146 RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF BELMAR, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, APPROVING CHANGE ORDER NO. 7 (FINAL) WITH REGARD TO THE LAKE COMO STORMWATER OUTFALL IMPROVEMENT PROJECT

Seconded by Councilman Carvelli and approved by the following vote:

AYES: Carvelli, McCracken, Brennan and Walsifer

RESOLUTIONS:

Mayor Walsifer offered the following resolution for adoption:

No. 2020-142 RESOLUTION AUTHORIZING ISSUANCE OF PLENARY RETAIL CONSUMPTION LICENSE NO. 1306-33-010-008 TO WATERVIEW PAVILION, INC.T/A RIVERVIEW PAVILION, WATERVIEW PAVILION FOR PERIOD ENDING JUNE 30, 2021

Seconded by Councilman McCracken and approved by the following vote:

AYES: Carvelli, McCracken, and Walsifer

ABSTAIN: Brennan

Councilman Carvelli offered the following resolution for adoption:

No. 2020-143 RESOLUTION TO ALLOW STATE OF NEW JERSEY DIVISION OF A.B.C TO RENEW CLUB LICENSE TO THE BELMAR FISHING CLUB FOR PERIOD ENDING JUNE 30, 2021

Seconded by Mayor Walsifer and approved by the following vote:

AYES: Carvelli, McCracken, and Walsifer

ABSTAIN: Brennan

Mayor Walsifer offered the following resolution for adoption:

No. 2020-144 RESOLUTION AUTHORIZING ISSUANCE OF PLENARY RETAIL CONSUMPTION LICENSE FOR MBLIQ LLC FOR PERIOD ENDING JUNE 30, 2021

Seconded by Councilman Carvelli and approved by the following vote:

AYES: Carvelli, McCracken, and Walsifer

ABSTAIN: Brennan

Mayor Walsifer offered to table the following resolution:

No. 2020-145 RESOLUTION AUTHORIZING PERSON-TO-PERSON TRANSFER AND PLACE TO PLACE TRANSFER OF PLENARY RETAIL CONSUMPTION LICENSE NO. 1306-33-014-007 MBLIQ LLC TO EAST COAST BREWING CO. LLC FOR THE PERIOD ENDING JUNE 30, 2021

Seconded by Councilman Carvelli and approved by the following vote:

AYES: Carvelli, McCracken, and Walsifer

ABSTAIN: Brennan

ORDINANCES:

ORDINANCE NO. 2020-29 *Second Reading & Public Hearing*

ORDINANCE OF THE BOROUGH OF BELMAR, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)

Public Hearing: none

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

Mayor Walsifer offered Ordinance 2020-29 for adoption, which was seconded by Councilman Brennan and approved by the following vote:

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

ORDINANCE NO. 2020-30 *First Reading & Introduction*

ORDINANCE OF THE BOROUGH OF BELMAR AMENDING THE REVISED GENERAL ORDINANCE CHAPTER 16 POLICE REGULATIONS SECTION 18 FEES FOR POLICE DEPARTMENT SERVICES

Mayor Walsifer made a motion to offer Ordinance 2020-30 for first reading and introduction, which was seconded by Councilman Brennan and approved by the following vote:

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

ORDINANCE NO. 2020-31 *First Reading & Introduction*

ORDINANCE OF THE BOROUGH OF BELMAR AMENDING THE REVISED GENERAL ORDINANCE CHAPTER 33 PORTABLE STORAGE UNITS AND DUMPSTERS

Mayor Walsifer made a motion to offer Ordinance 2020-31 for first reading and introduction, which was seconded by Councilman Carvelli and approved by the following vote:

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

ORDINANCE NO. 2020-32 *First Reading & Introduction*

ORDINANCE OF THE BOROUGH OF BELMAR AMENDING THE REVISED GENERAL ORDINANCE CHAPTER 44 STORMWATER CONTROL

Councilman Brennan made a motion to offer Ordinance 2020-32 for first reading and introduction, which was seconded by Mayor Walsifer and approved by the following vote:

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

PUBLIC SESSION:

Linda Sharkus, 4th Avenue, thanked the Mayor and Council and everyone working to keep the town safe. She suggested increase the daily beach badge and seasonal beach badge price because we are the lowest in the area. Also suggested changing the badge age to 12. Mayor Walsifer stated we are working with the Beach Director to make some changes for next summer. She stated Lake Como made an announcement that they are lowering taxes and wondered if we are undercharging them for the services we provide. Mayor Walsifer stated we have to honor the current contracts. She asked about the physical therapy building on Tenth Avenue that has all their windows covered with signage. Mr. Kirschenbaum will look into it. She asked if there are any plans for the Jacks Tavern building. Mayor Walsifer stated we have not heard anything yet. She asked when an ADA meeting will be held. Councilwoman Wann stated they are working on scheduling one to be held outside.

John Walsh Sr., B Street, felt there was not enough signage on Ocean Avenue about the parking. Finds the increase parking for 14th Avenue south after 7 pm is offensive. He can't figure out the parking app and calling the phone number doesn't work. Mayor Walsifer stated it is premium parking and there is other parking available that is free. Mr. Walsh asked about life rings on the beach. Mayor Walsifer stated he will speak to the Chief Lifeguard but recalls there was a reason why they were removed.

Nancy DiLorenzo, 17th Avenue, thanked Chief Scott, she has seen a difference in her neighborhood. There is one house that has an issue with noise. Asked what else can be done. Mayor Walsifer suggested she give the address to the Police so they can monitor it. Councilwoman Wann also would like the address so she can give it to the Community Policing.

Gerald Buccafusco, 409 5th Avenue, would like to see a budget narrative prior to the next meeting so the public can understand it. Would like to know the goals, strategies and how it's reflected in the budget. He wanted to know if there are concerns about loss of revenue and would like a discussion on debt and a capital plan. He would also like to know why some appropriations increased. Mayor Walsifer stated the CFO and Auditor will be at the next meeting.

Cheri Russo, 1218 Briarwood Road, asked how much the tax increase will be. Mayor Walsifer did not have the numbers in front of him but recalled on a \$500,000 home it would increase about \$100. He reiterated that all our professionals will be at the next meeting to explain the budget.

Vick Renner, 1106 D Street, spoke to Chief Scott about striping on 12th Avenue. Felt the engineer should review the plans and sign off because there are problems with the striping and yellow lines.

Tom Volker, 527 8th Avenue, asked if any benches could be added back. Mayor Walsifer replied hopefully soon. Mr. Volker thanked Ms. Claudio for assisting him and the other poll workers with closing out the election. He was also concerned about noisy cars. Gave kudos to those cleaning up the beach each day.

Cyrus Reitmeyer, 400 5th Avenue, reiterated his concerns about the Finance Committee. Mayor Walsifer stated this is a brand-new committee that hasn't even met yet. They will eventually get together and there may be some changes to it. Mr. Reitmeyer asked if they had input on the budget. Mayor Walsifer stated the committee will be reviewing contracts and other stuffs not necessarily the budget. Mr. Reitmeyer agreed we should increase beach badge fees. He asked about street sweeping on 5th Avenue. Mr. Campbell stated it is done 7 days a week and the schedule is on the website. Mr. Reitmeyer asked about the responsibility of trees. Councilman McCracken stated he will send him the ordinance. Mr. Reitmeyer was concerned about the gym at 5th and Main Street blocking the sidewalk. Mr. Kirschenbaum stated they have meet with the gym owner once already and will speak to them again.

Sharon Russell, 11th Avenue, suggested garbage cans throughout the towns nears the intersections to help with the garbage. The library is starting pickup next week.

Kelly Lang, 301 19th Avenue, was concerned about fireworks going off daily after 11 pm. Chief Scott stated she will have patrol monitor that area.

Lynn Amore, 317 12th Avenue, asked if any actions are being taken against neighboring towns who are encouraging people to come to our beach instead of theirs. Mayor Walsifer stated it is up to the Attorney General to enforce. She filed a citizen's complaint. She also suggested increase parking fines.

Ms. Renner agreed parking fines should be increased.

Gene Creamer, 4th Avenue, asked why the 12th Avenue contract price decreased. Mayor Walsifer stated he would have to find out. Mr. Creamer felt it was possibly due to no concrete gutters being installed. Mayor Walsifer will discuss it with the engineer.

Mr. Reitmeyer gave accolades to Chief Scott and Mr. Campbell. He was concerned about a sink hole on 5th Avenue which Mr. Campbell said they are aware of and working on.

Joan Corallo, A Street, asked about ball playing on the beach. Mayor Walsifer stated it is still prohibited. Chief Scott will remind the Special Officers about it. She was also concerned about people locking their bikes to handrails rather than bike racks.

Maria Rondinaro, Pinetree Way, asked if we will have online badge sales this year. Mayor Walsifer stated we are still meeting with vendors and it won't be in place until next year. She was worried about lines on the boardwalk and people not wearing masks. She wondered how the Governor's new mask mandate would affect us. Mayor Walsifer stated we are waiting for the details on the mandate to be released. Chief Scott stated the Special Police Officers were told they have to tell people in line to wear a mask or remove themselves from the line.

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

Respectively submitted,

April Claudio, Municipal Clerk