

MAYOR AND COUNCIL

MINUTES

JUNE 1, 2021

6:00 PM

Mayor Mark Walsifer, Councilman Thomas Brennan, Councilman James McCracken, Councilman Thomas Carvelli, Council President Patricia Wann, Borough Attorney Patrick Varga, 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 December 2, 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.

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE: Our troops and their families, first responders and Retired Police Captain Patrick Magovern

WORKSHOP DISCUSSION:

Mayor Walsifer stated the Borough bid on the first aid building for the amount it was appraised for. There was a higher bid by Bill Merkler however once it was explained to him the importance of the building for the Borough Mr. Merkler stated he will withdraw his bid.

Mayor Walsifer explained the resolutions for permit parking and paid parking along the railroad tracks. These changes will help the boat owners by J Dock as well as clean up the parking spaces along the railroad.

Mayor Walsifer announced we will be returning to live meetings beginning June 15th.

PETITIONS: Ms. Claudio received a petition against Park Mobile.

APPROVAL OF MINUTES: Councilman Carvelli made a motion to approve the minutes of the May 18, 2021 meeting, which was seconded by Councilman Brennan and approved unanimously.

REPORTS OF COUNCIL

Councilman Carvelli: Attended the Howard Rowland dedication. The mural of him is very impressive. Memorial Day services were well attended.

Councilman McCracken: Attended the Memorial Day services. Library will be reopening after they do some repairs. Asked Chief Scott about the pop-up cars. Chief Scott stated once they are aware the cars are in town, the county and state are notified. They will continue to issue summonses for noise and equipment violations. Shade Tree Commission meetings June 16th. The Housing Authority meets on the 7th.

Councilman Brennan: Memorial Day Service is always moving. Howard Rowland dedication was a great event. Can't speak highly enough of Suzanne Anan, the artist. Commended the Police Department for their work over the weekend.

Councilwoman Wann: ADA resource guide is on the website and at the Library. Thanked Carol Cupoli, Claire Deicke and Louie Anderson for their help. Memorial Day ceremony was very touching.

Mayor Walsifer: The Academy Charter School event at Memorial Field for the Negro Baseball League was very nice. Howard Rowland event was nice. It is very fitting to name the pavilion after him. Manasquan VFW did a great job with the Memorial Day service. Ships have been installed at the two beach playgrounds. The two new bathrooms are being delivered. The tennis and pickle ball courts at Maclearie look fabulous.

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

Gene Creamer, 4th Avenue, questioned resolution 2021-133.

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

CONSENT AGENDA #1 - 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.

Mayor Walsifer offered the following resolutions for adoption:

No. 2021-128 RESOLUTION AUTHORIZING PAYMENT OF BILLS

No. 2021-133 RESOLUTION ADOPTING THE MUNICIPAL EXCESS LIABILITY JOINT INSURANCE FUND VOLUNTEER HANDBOOK

No. 2021-134 RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF BELMAR, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, APPOINTING ADDITIONAL VENDORS IN CONJUNCTION WITH UTILIZATION OF THE TAYLOR PAVILION

No. 2021-136 RESOLUTION ESTABLISHING A PERMIT PARKING AREA FOR MARINA SLIP HOLDERS ON RAILROAD AVENUE IN THE BOROUGH OF BELMAR, MONMOUTH COUNTY, NEW JERSEY

No. 2021-137 RESOLUTION ESTABLISHING PAID PARKING AREAS

No. 2021-138 RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF BELMAR, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AUTHORIZING THE SIGNING OF THE FOURTH AMENDMENT TO THE REDEVELOPMENT AGREEMENT

No. 2021-139 RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF BELMAR, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AUTHORIZING THE SIGNING OF AN AMENDED PARKING LICENSE

No. 2021-140 RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF BELMAR, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AUTHORIZING THE ENFORCEMENT OF TRAFFIC REGULATIONS (N.J.S.A. TITLE 39) ON PRIVATE PROPERTY

No. 2021-141 RESOLUTION APPROVING A TEMPORARY CAPITAL BUDGET

No. 2021-142 RESOLUTION APPOINTING SPECIAL POLICE OFFICERS FOR 2021

No. 2021-143 RESOLUTION APPROVING MEMBERSHIP APPLICATIONS FOR THE BELMAR FIRE DEPARTMENT

Seconded by Councilman Brennan and approved by the following vote:

AYES: Brennan, McCracken, Carvelli, Wann and Walsifer

CONSENT AGENDA #2 - RESOLUTIONS:

Mayor Walsifer offered the following resolutions for adoption:

No. 2021-129 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, 2022

No. 2021-130 RESOLUTION AUTHORIZING ISSUANCE OF A PLENARY RETAIL CONSUMPTION LICENSE NO. 1306-33-001-013 FOR CHEFS INTERNATIONAL INC. FOR THE PERIOD ENDING JUNE 30, 2022

No. 2021-131 RESOLUTION AUTHORIZING ISSUANCE OF A RETAIL CONSUMPTION LICENSE TO THE IRISH CURSE, LLC DBA 10TH AVENUE BURRITO LICENSE NO. 1306-33-007-005, FOR THE PERIOD ENDING JUNE 30, 2022

No. 2021-132 RESOLUTION TO ALLOW STATE OF NEW JERSEY DIVISION OF A.B.C TO RENEW CLUB LICENSE TO THE ORDER OF THE FRIENDLY SONS OF THE SHILLELAGH

No. 2021-135 RESOLUTION AUTHORIZING ISSUANCE OF PLENARY RETAIL CONSUMPTION LICENSE TO KLEIN'S FISH MARKET, INC. FOR THE PERIOD

ENDING JUNE 30, 2022

Seconded by Councilman Carvelli and approved by the following vote:

AYES: McCracken, Carvelli, Wann and Walsifer

ABSTAIN: Brennan

ORDINANCES:

ORDINANCE 2021-11 *Second Reading & Public Hearing*

BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF REAL PROPERTY, AND APPROPRIATING \$1,500,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,425,000 BONDS AND NOTES TO FINANCE A PORTION OF THE COSTS THEREOF, AUTHORIZED IN AND BY THE BOROUGH OF BELMAR, IN THE COUNTY OF MONMOUTH, NEW JERSEY

Public Hearing: Paul Elia, 106 19th Avenue, asked what this was for. Mayor Walsifer stated it is for the purchase of the First Aid building.

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

Councilman Brennan offered Ordinance 2021-11 for adoption, which was seconded by Councilman Carvelli and approved by the following vote:

AYES: Brennan, Wann, Carvelli, McCracken and Walsifer

ORDINANCE 2021-13 *Second Reading & Public Hearing*

BOND ORDINANCE AMENDING IN PART BOND ORDINANCE NO. 2020-42 ADOPTED ON DECEMBER 1, 2020, AS AMENDED BY BOND ORDINANCE NO. 2021-02 ADOPTED ON FEBRUARY 2, 2021, PROVIDING FOR THE REPLACEMENT OF A WATER MAIN LOCATED ALONG FIFTEENTH AVENUE FROM EAST RAILROAD AVENUE TO D STREET, IN ORDER TO INCREASE THE APPROPRIATION THEREFOR BY \$100,000 FOR A TOTAL APPROPRIATION OF \$500,000, TO INCREASE THE AUTHORIZED BONDS AND NOTES TO BE ISSUED TO FINANCE A PORTION OF THE COSTS THEREOF BY \$100,000 FOR A TOTAL DEBT AUTHORIZATION OF \$500,000, IN AND BY THE BOROUGH OF BELMAR, IN THE COUNTY OF MONMOUTH, NEW JERSEY

Public Hearing: None

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

Councilman McCracken offered Ordinance 2021-13 for adoption, which was seconded by Councilman Carvelli and approved by the following vote:

AYES: Brennan, Wann, Carvelli, McCracken and Walsifer

ORDINANCE 2021-14 *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: Gerald Buccafusco, 409 5th Avenue, asked for an explanation of the ordinance in plain language. Mayor Walsifer stated this ordinance is done every year in conjunction with the budget adoption.

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

Councilman Carvelli offered Ordinance 2021-14 for adoption, which was seconded by Councilwoman Wann and approved by the following vote:

AYES: Brennan, Wann, Carvelli, McCracken and Walsifer

ORDINANCE 2021-15 *Second Reading & Public Hearing*

ORDINANCE ESTABLISHING PROCEDURES AND STANDARDS REGARDING DEPLOYMENT OF SMALL WIRELESS FACILITIES IN PUBLIC RIGHTS-OF-WAY IN THE BOROUGH OF BELMAR

Public Hearing: Gene Creamer, 4th Avenue, questioned the language. Mayor Walsifer explained the ordinance gives the Borough control of placement and aesthetics. Mr. Creamer felt this ordinance was much better than the previous one. He asked if there are insurance requirements for the neighbors. Mayor Walsifer felt that would be negotiated during the contract review.

Rob Elia, 106 19th Avenue, asked if any research has been done on environmental impact. Mr. Varga stated there are laws and cases in other states, but they are not binding in NJ. Mr. Elia questioned why 5G is needed. Mr. Varga stated the law allows for it.

Mark Fitzgerald, Surf Avenue, felt the ordinance is meant to speed up the process for the Mayor and Council and that should be made clear. Mr. Varga stated the ordinance does specify the process and time clock.

Cy Reitmeyer, 5th Avenue, asked about the Verizon lawsuit. Mr. Varga stated it is active litigation that can't be discussed.

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

Councilwoman Wann offered Ordinance 2021-15 for adoption, which was seconded by Councilman Carvelli and approved by the following vote:

AYES: Brennan, Wann, Carvelli, McCracken and Walsifer

ORDINANCE 2021-16 *First Reading & Introduction*

BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF A FIRE TRUCK, APPROPRIATING \$500,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$475,000 BONDS AND NOTES TO FINANCE A PORTION OF THE COSTS THEREOF, AUTHORIZED IN AND BY THE BOROUGH OF BELMAR, IN THE COUNTY OF MONMOUTH, NEW JERSEY

Councilwoman Wann offered Ordinance 2021-16 for first reading and introduction, which was seconded by Councilman Brennan and approved by the following vote:

AYES: Brennan, Wann, Carvelli, McCracken and Walsifer

PUBLIC SESSION:

Katrina Clapsis, 1304 B Street, asked what a red tag on a car is for. Mayor Walsifer stated it is a warning. Ms. Clapsis stated there is a spot on the street near her where the yellow is faded and was concerned people will park there.

Cheri Russo, Briarwood Road, asked for the process to reserve the pickleball courts. Mayor Walsifer advised her to contact the Recreation Director. Ms. Russo questioned the budget and why there is no COVID money. Mayor Walsifer stated we haven't received the COVID funds yet. Ms. Russo was disappointed the budget didn't decrease to lower taxes.

Ms. Sharkus, 4th Avenue, suggested the 5th Ave Chapel might be a good location to do a Park Mobile partnership with. She was concerned about the rentals at 504 and 506 13th Avenue. She suggested a community policing meeting with the property owners.

Edward Grimes, Sativa Cross, asked the Mayor and Council to consider permitted medical cannabis dispensaries.

Sarah Tantillo, 505 13th Avenue, was concerned about the tenants and violations at 504 and 506 13th Avenue.

Jeff King, Eatontown, would also like to see a medical dispensary in Belmar.

Jennifer O'Neill, 500 13th Avenue, was concerned about garage and recycling piling up behind 504 and 506 13th Avenue.

Jamie Van Saver, Sativa Cross, would like to attend the ADA meetings to advocate for the rights of medical patients.

Denise Tomlinson, 507 13th Avenue, was concerned about her quality of life because of 504 13th Avenue.

Maria Rondinaro, 1246 Pinetree Way, said John Sabia is doing a fantastic job with the website and social media. She would like to see council meetings be virtual and in person.

Keith Hunsinger, Wall Township, stated Wall Township is banning cannabis but would like to see Belmar permit it because the voters wanted it.

Linda Sharkus, 4th Avenue, mentioned the 200 Club awards to the police officers recognized at the Howard Rowland dedication. Mayor Walsifer stated this was for the rescue of a child that got buried in the sand last year.

Cy Reitmeyer, 5th Avenue, was concerned about electric bikes doing wheelies on the streets. Chief Scott will look into it. Mr. Reitmeyer discussed his concerns about the tree ordinance and the owners responsibility to maintain the street trees. Mr. Varga explained the ordinance to him.

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