"GOD BLESS AMERICA"
REGULAR MEETING
FEBRUARY 3, 2015

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, Councilwoman Keown-Blackburn, Councilman Magovern, Councilwoman Nicolay, Acting Borough Attorney Ed Washburne, 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 29, 2014 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 and Tracie Orsi

SPECIAL PRESENTATION:

- Home by Summer Donations:
  - Jersey Shore Chamber of Commerce - $4250
  - Maser Consulting - $5000
  - D'Jais - $5000

WORKSHOP DISCUSSION:

- Sidewalk Assessment
  - Tim McCorry, 417 12th, architect, does a lot of walking throughout town. Feels there is a need for the sidewalk assessment. A lot of the worst sidewalks are in front of some of the nicest homes. Having safe sidewalks makes the town a great town to walk in.
  - Mayor Doherty stated it is the homeowner's responsibility to maintain sidewalks and it will be voluntary to join the assessment, however if there are sidewalks that are continued to not be maintained summonses will be issued.
  - Mr. McCorry suggested looking at different options for the material of the sidewalks. It was discussed that concrete is probably the cheapest and best option because it lasts a long time.

- Snow Storm Response/Discussion
  - Ms. Connolly stated Public Works did an amazing job during last week's snow storm. Two factors contributed to this: the employees doing a great job with clean up and the residents moving their cars off the streets. She asked if the Mayor and Council would want to entertain an ordinance to force people to remove their cars from the street during a snow storm.
  - Council member Brennan stated he is not in favor of ticketing and towing but does agree there are people that need to move their cars.
  - Mayor Doherty suggested that letting people know that if they don't remove their cars they could be ticketed it may be an incentive to move their cars off the street.
  - Mike Campbell, Director of Public Works, was thankful for the Code Red alerts and thanked the residents who cooperated. He pointed out that if there is one car in the street it affects more than one property because the plows have to go around. He added that when people remove their cars they can plow curb to curb which makes it cleaner, they can do it quicker and it's better for emergency service vehicles.
  - Council member Keown-Blackburn stated she would be in favor of an ordinance. She suggested residents use driveways of summer homes if they don't have their own driveway.
  - Council member Magovern suggested looking for volunteers to help with snow removal from sidewalks for senior citizens.
  - Council member Magovern complimented DPW for a job well done with yesterday's snow storm.

- Metered Parking
  - Ms. Connolly stated we are always looking at ways to increase revenue in the budget and one of the suggestions is metered parking. She suggested looking into metered parking on the west side of Ocean Avenue, around Silver Lake, and around Schroeder Park.
  - Mayor Doherty pointed out that these areas are not in front of people's homes and would only be metered in the summer. These are parking spots that are regularly used by beachgoers.
  - Council member Nicolay suggested looking into angled parking near Schroeder Park since the

street is so wide; it would increase the number of spaces.
    - Council member Brennan was not in favor of metering the west side of Ocean Avenue.
    - Council member Magovern pointed out we lost some parking on the east side of Ocean Avenue which could be replaced with the west side of Ocean Avenue. He liked Council member Nicolay's suggestion about Schroeder Park. He suggested there may be an argument that parking along Lake Como be metered too. He is not in favor of metered parking along Silver Lake and Schroeder Park.
    - Council member Keown-Blackburn suggested looking in to recouping the number of spots we lost and see how that works before adding more.

- Redevelopment Committee Report
    - Ed Windas, Chairman of the Redevelopment Committee and Planning Board, discussed the final report of the Redevelopment Committee which was submitted to the Mayor and Council for review.
    - Mayor Doherty stated one of the points they sighted was expanding the redevelopment zone to 10th Avenue and labeling certain neighborhoods as different sections.
    - Mr. Windas stated they spent a lot of time discussing parking. He added they focused on how to make existing structures more aesthetically pleasing.

PETITIONS: none

APPROVAL OF MINUTES:
Council member Magovern made a motion to approve the minutes of the January 20, 2015 regular meeting, which was seconded by Mayor Doherty and approved by the following vote:

AYES: Magovern, Keown-Blackburn, Brennan, Nicolay, and Doherty

REPORTS OF COUNCIL:
Council member Magovern: Historical Society grand opening is April 11th. Their display case in Borough Hall lobby has aerial shots of Belmar. Maryna Mabrey was selected high school all American in basketball.

Council member Keown-Blackburn: Council received a nice letter about the police department from a resident. 9/11 Memorial bus trip is sold out. Winter Walking is in the gym on Tuesdays and Thursdays. Senior luncheon is on the 11th. Complimented everyone in town who cleared their sidewalks from snow.

Council member Brennan: Senator Beck's office is working on an out of the box solution on dredging but would not disclose details. Her office will keep us informed of the process and let us know if Belmar can help in any way to get the job done.

Council member Nicolay: Belmar Recreation has a bus trip to Phantom of the Opera. St. Rose High School is running a coat and soup drive. Belmar Elementary School working with Georgian Court University to have interns helping students with literacy. A fifth grader won the spelling bee and will go on to the regionals at Monmouth University. Adult ESL classes began last night. Announced several upcoming St. Rose Grammar School and Belmar Elementary school activities. Working with Claire Deicke on Paint the Town Pink for the month of May.

Mayor Doherty: The letter received complimenting the police department was actually from a State Trooper. Asked the Police Chief to make sure those police officers mentioned in the letter are thanked for doing a great job.

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, Fourth Avenue, asked about the change order for Silver Lake. Mayor Doherty stated it is a decrease.

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

RESOLUTIONS:
Mayor Doherty offered, **Resolution 2015-48, RESOLUTION MAKING FINDINGS AND DETERMINATIONS ON LEGALIZED GAMES OF CHANCE APPLICATION NUMBER 2014-01,02,03, 04, 05**, for adoption, which was seconded by Council member Magovern and approved by the following vote:

AYES: Magovern, Keown-Blackburn, Brennan, Nicolay, and Doherty

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:

2015-49
RESOLUTION AUTHORIZING THE CLERK OF THE BOROUGH OF BELMAR TO ADVERTISE FOR BIDS AND NOTICE TO BIDDERS FOR LEASES FOR TWO KITCHEN TRAILERS ON THE BELMAR BOARDWALK

2015-50
RESOLUTION AUTHORIZING STATE CONTRACT PURCHASE OF POLICE DEPARTMENT RECORDS MANAGEMENT SOFTWARE

2015-51
RESOLUTION AUTHORIZING PAYMENT OF BILLS

2015-52
RESOLUTION PURSUANT TO N.J.A.C. 5:30-14.4 ET SEQ. CHANGE ORDER NUMBER ONE FOR IMPROVEMENTS TO SILVER LAKE

2015-53
RESOLUTION AUTHORIZING REFUNDS OF ANIMAL HOUSE BONDS

2015-54
RESOLUTION ESTABLISHING A PERMIT PARKING AREA ON THE 700 BLOCK OF FIFTEENTH AVENUE IN THE BOROUGH OF BELMAR, MONMOUTH COUNTY, NJ

Seconded by Council member Keown-Blackburn and approved by the following vote:

AYES: Magovern, Keown-Blackburn, Brennan, Nicolay, and Doherty

PAYMENT OF BILLS: certification that the vouchers listed on the warrant register numbering 63086 thru 63137 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	$82,655.61
05 General Capital Account	$646,921.86
11 Water/Sewer Account	$3,443.91
21 Beach Utility Account	$4,257.37
55 Trust Fund Account	$3,895.50
61 Tourism Development Account	$7,973.64
Total	$749,147.89

ORDINANCES:

ORDINANE 2015-10
First Reading & Introduction
AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER XXI TAXICABS
Mayor Doherty offered Ordinance 2015-10 for first reading and introduction, which was seconded by Council member Brennan and approved by the following vote:

AYES: Magovern, Keown-Blackburn, Brennan, Nicolay, and Doherty

ORDINANCE 2015-11
First Reading & Introduction
AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER XXXIV SPECIAL IMPROVEMENT DISTRICT OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF

BELMAR, IN THE COUNTY OF MONMOUTH, NEW JERSEY
Mayor Doherty offered Ordinance 2015-11 for first reading and introduction, which was seconded by Council member Brennan and approved by the following vote:

AYES: Magovern, Keown-Blackburn, Brennan, Nicolay, and Doherty

ORDINANCE 2015-04
Second Reading & Public Hearing
AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER XI "PERSONNEL"SEC. 11-3, SCHEDULES "A-F", FIXING AND DETERMINING SALARIES OF CERTAIN OFFICERS, POSITIONS AND EMPLOYEES OF THE BOROUGH OF BELMAR, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AND REPEALING ALL OTHER ORDINANCES HERETOFORE ADOPTED WHICH ARE INCONSISTENT HEREWITH.

Public: none

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

Mayor Doherty made a motion to offer Ordinance 2014-04 for adoption, which was seconded by Council member Magovern and approved by the following vote:

AYES: Magovern, Keown-Blackburn, Brennan, Nicolay, and Doherty

ORDINANCE 2015-05
Second Reading & Public Hearing
AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER XVI POLICE REGULATIONS OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF BELMAR, IN THE COUNTY OF MONMOUTH, NEW JERSEY, SECTION 16-17

Public: Gene Creamer, Fourth Avenue, asked about language referencing "the act" and asked what is the act. Ms. Connolly stated she believes the word "act" should be "ordinance".

Mayor Doherty made a motion to amend the language in the ordinance as stated, which was seconded by Council member Brennan and approved unanimously.

Mayor Doherty made a motion to close the public hearing and offer Ordinance 2015-05 for adoption, which was seconded by Council member Brennan and approved by the following vote:

AYES: Magovern, Keown-Blackburn, Brennan, Nicolay, and Doherty

ORDINANCE 2015-06
Second Reading & Public Hearing
AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER XXVI HOUSING AND PROPERTY MAINTENANCE OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF BELMAR, IN THE COUNTY OF MONMOUTH, NEW JERSEY, SECTION 26-7

Public: Mayor Doherty pointed out there was a slight modification in this ordinance regarding fires.

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

Mayor Doherty made a motion to offer Ordinance 2014-06 for adoption, which was seconded by Council member Keown-Blackburn and approved by the following vote:

AYES: Magovern, Keown-Blackburn, Brennan, Nicolay, and Doherty

ORDINANCE 2015-07
Second Reading & Public Hearing
AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER III TOURISM DEVELOPMENT COMMISSION OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF BELMAR, IN THE COUNTY OF MONMOUTH, NEW JERSEY, SECTION 3-6.69, TOURISM FEE ASSESSMENT

Public: none

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

Mayor Doherty made a motion to offer Ordinance 2014-07 for adoption, which was seconded by Council member Magovern and approved by the following vote:

AYES: Magovern, Keown-Blackburn, Brennan, Nicolay, and Doherty

ORDINANCE 2015-08
Second Reading & Public Hearing
AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER XX LICENSES GENERAL OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF BELMAR, IN THE COUNTY OF MONMOUTH, NEW JERSEY, SECTION 20-15
Public: none

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

Mayor Doherty made a motion to offer Ordinance 2014-08 for adoption, which was seconded by Council member Keown-Blackburn and approved by the following vote:

AYES: Magovern, Keown-Blackburn, Brennan, Nicolay, and Doherty

Council member Brenann would like to revisit ordinance entirely. He doesn't understand how we can prohibit an establishment from filming in their business if they aren't making a fuss.

ORDINANCE 2015-09
Second Reading & Public Hearing
AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER XIX (TRAFFIC) OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF BELMAR, SECTIONS 19-46 HANDICAPPED PARKING SPACES

Public: none

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

Mayor Doherty made a motion to offer Ordinance 2014-09 for adoption, which was seconded by Council member Keown-Blackburn and approved by the following vote:

AYES: Magovern, Keown-Blackburn, Brennan, Nicolay, and Doherty

PUBLIC SESSION:
Gene Creamer, Fourth Avenue, agreed with Council member Brennan regarding the filming ordinance. Also need to consider filming laws regarding children. He suggested looking into requiring areas who don't have sidewalks that they install them.

Joan Corallo, A Street, stated she had an issue with snow, which public works addressed and when she told the story to her son he said she was very fortunate to work in a town where that could happen. She asked if the Belmar Inn gets the code red alerts because the residents there did not remove their cars. Asked why the red light at 12th and Main is so long. Mayor Doherty stated he could look into it but thought it might be because it's near a school.

David Schneck, 302 C Street, suggested people on corner lots be aware that they should dig out access to the street during snow as well. He is opposed to the filming ordinance. Asked if the expansion of the redevelopment zone would also be an expansion of redevelopment law. Mayor Doherty replied yes but there is no master developer and no use of eminent domain. He is okay with the five minute time limit to talk but each person should be allowed a second trip to the microphone after everyone has had the opportunity to speak. Asked when discussions are going to start about the 10th Avenue Pavilion.

Mark Levis, 904 13th Avenue, is in favor of the sidewalk assessment and would like to sign up for it. Also in favor of looking into the issue of removing cars from the street during snow storms.

Kyle Rizzitello, 14th Avenue, commended DPW for plowing. Remembers meters along the west side Ocean Avenue being there and it might not be a bad idea to do again. There's a water drainage problem on 14th

Avenue; water sits at the bottom of the street. Asked if the fundraising for the two families not home will cost the tax payers any dollars, asked why the banks are holding up their money, and asked if we raise money and the homes are finished what happens to the money the bank will then release.

Luis Pulido, Dina Manor, thanked DPW for doing a great job. He stated there is a lot of new technology and new options for sidewalks that should be looked into.

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

Respectively submitted,

April Claudio
Municipal Clerk