

“GOD BLESS AMERICA”

REGULAR MEETING

JULY 3, 2018

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

PRESENT: Mayor Magovern, Councilman Brennan, Councilman Levis, Councilman Walsifer, Councilwoman Nicolay, Borough Attorney Greg Cannon, Esq., Business Administrator Colleen Connolly, 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 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 and Dr. Diedre Sieck

PROCLAMATIONS: Honoring Richard Carroll

WORKSHOP DISCUSSION:

Council member Walsifer asked for an update on the tree memorial program. Ms. Connolly stated they are making progress. Mayor Magovern stated the Shade Tree Commission made up a form for people to fill out. He suggested October would be a good time to plant trees.

PETITIONS: None

APPROVAL OF MINUTES: Council member Nicolay made a motion to approve the minutes of the June 19, 2018 meeting, which was seconded by Mayor Magovern and approved by the following vote:

AYES: Magovern, Walsifer, Nicolay and Levis

ABSTAIN: Brennan

REPORTS OF COUNCIL:

Council member Levis: Last week met with DEP to come up with a plan to mitigate sewer overflow near L Street beach. Starting soon the DEP will be working with our DPW to see if there are any cross connections between storm sewer and sanitary sewer. Also speaking with them about using nonedible mussels in the Shark River. Last chance to sign up for soccer is this week. Circle of Friends golf outing registration is coming up.

Council member Walsifer: June 14th is the 5-mile run. Been receiving a lot of emails about enforcement around town. Police Department is doing a great job. Police Chief is working on making adjustment as issues arise.

Council member Brennan: Attended Environmental Commission meeting where they discussed the Borough’s Environmental Resources Inventory. They feel it needs to be updated.

Council member Nicolay: Encouraged everyone to go to the Circle of Friends golf outing. Summer camp is going well. Town is busy for summer. Shop local.

Mayor Magovern: Doughboy statue is going to be returned soon.

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

None

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

RESOLUTIONS:

Council member Brennan recused himself from voting on the next two resolutions:

Mayor Magovern made a motion to adopt **2018-99, RESOLUTION AUTHORIZING A ISSUANCE OF**

PLENARY RETAIL CONSUMPTION ALCOHOLIC BEVERAGE LICENSE WITH “BROAD PACKAGE PRIVILEGE” FOR DCJ BELMAR, INC. FOR PERIOD ENDING JUNE 30, 2019 TO BE HELD IN POCKET (INACTIVE), which was seconded by Council member Walsifer and approved by the following vote:

AYES: Magovern, Nicolay, Levis and Walsifer

Mayor Magovern made a motion to adopt **2018-100, RESOLUTION AUTHORIZING THE ISSUANCE OF CLASS C LIQUOR TO TWO DAWGS, INC T/A THE BOATHOUSE BAR AND GRILL FOR PERIOD ENDING JUNE 30, 2019**, which was seconded by Council member Walsifer and approved by the following vote:

AYES: Magovern, Nicolay, Levis and 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 Magovern offered the following resolutions for adoption:

2018-101 RESOLUTION AUTHORIZING PAYMENT OF BILLS

PAYMENT OF BILLS: certification that the vouchers listed on the warrant register numbering 2469 thru 2557 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	\$750,640.17
03	Grant Account	\$190.40
11	Water/Sewer Account	\$6,341.38
21	Beach Utility Account	\$26,258.95
41	Dog License Account	\$1,464.00
55	Trust Fund Account	\$6,971.16
61	Tourism Development Account	\$9,202.00
	Total:	\$801,068.06

2018-102 RESOLUTION AUTHORIZING REFUNDS

2018-103 RESOLUTION APPROVING MEMBERSHIP APPLICATIONS FOR GOODWILL FIRE DEPARTMENT

2018-104 RESOLUTION AUTHORIZING SALE OF PERSONAL PROPERTY AT AUCTION

2018-105 RESOLUTION APPOINTING SPECIAL POLICE OFFICERS FOR 2018

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

AYES: Magovern, Nicolay, Brennan, Walsifer and Levis

ORDINANCES:

Second Reading & Public Hearing

ORDINANCE 2018-08 (REVISED)

ORDINANCE OF THE BOROUGH OF BELMAR AMENDING THE REVISED GENERAL ORDINANCE CHAPTER 19: “TRAFFIC” TO CLARIFY CERTAIN PARKING RESTRICTIONS

Public Hearing: None

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

Mayor Magovern made a motion to adopt Ordinance 2018-08, which was seconded by Council member Nicolay and approved by the following vote:

AYES: Magovern, Brennan, Nicolay, Levis and Walsifer

PUBLIC SESSION:

Tom Dilberger, 1000 River Road, asked if the one-way streets near Lake Como are just for the summer or year-round because it makes it difficult to get around. Mayor Magovern stated we have no control over Lake Como's one-way streets however the Belmar one-way streets will be permanently one direction. Mr. Dilberger felt we need to coordinate with Lake Como.

Gavin O'Day, 1903 Snyder Avenue, thought the town did a great job this past weekend. Asked if we ever considered a fountain for Como Lake. Council member Brennan stated we would have to work with the other towns. Mayor Magovern stated it wouldn't work because the lake is too shallow. Mr. O'Day was glad the path along the lake is done but there are still no garbage cans. Would like to see the flag pole at the triangle at A Street and Snyder be put back up. He spoke about the pending senate bill regarding seasonal liquor licenses which would allow those licenses to operate almost every weekend in the off season. Asked if the Council or Zoning Board has any power to manage this. Feels we should look at the bill in its current form and how it affects the Borough. Mayor Magovern felt D'Jais in the winter would be different than D'Jais in the summer. Mr. O'Day was concerned about someone new operating D'Jais in the future that may run it differently.

David Schneck, 302 C Street, asked what the closed session will be on. Mr. Cannon stated we will be discussing the 10th Avenue Freeze out litigation.

Michelle Prothers, Belmar Parasail, been at the marina for five years and been happy there. Has a long-standing issue with signage. Her sign application was denied and Mike Campbell, DPW, removed her banner. Would like someone to work with her to give her some signage. Would only have the signs up when she is open. Mayor Magovern stated we will consider it. Council member Levis stated the Harbor Commission discussed a sign in the marina directing everyone to all the businesses in the marina.

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

CLOSED SESSION:

Mayor Magovern made a motion to adopt, **2018-106, RESOLUTION AUTHORIZING CLOSED MEETING**, which was seconded by Council member Levis and approved unanimously.

After the Closed Session, the Mayor and Council returned to the public meeting to adjourn the meeting. Mayor Magovern made the motion to adjourn, which was seconded by Council member Brennan and approved unanimously.

Respectively submitted,

April Claudio
Municipal Clerk