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“GOD BLESS AMERICA”

REGULAR MEETING

JANUARY 20, 2010

A Regular Meeting of the Mayor and Council of the Borough of Belmar was held on the above date at 8:00 p.m. in the Municipal Building.

PRESENT: Mayor Pringle, Councilwoman Brennan, Councilwoman Deicke, Councilman Wright, Councilman Doherty, Karl Kemm, Esq., Administrator Robbin Kirk, and Acting 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 28, 2009 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

PETITIONS:

APPROVAL OF MINUTES:

REPORTS OF MAYOR AND COUNCIL:

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

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:

RESOLUTION CERTIFYING TO THE LOCAL FINANCE BOARD THAT ALL MEMBERS OF THE BOROUGH COUNCIL HAVE REVIEWED, AS A MINIMUM, THE SECTION OF THE ANNUAL AUDIT ENTITLED: COMMENTS-RECOMMENDATIONS

RESOLUTION MAKING FINDINGS AND DETERMINATIONS ON LEGALIZED GAMES OF CHANCE APPLICATION NUMBERS 2009-52, 53 & 2010-01, 02

RESOLUTION GRANTING TAXICAB OWNERS & DRIVER’S LICENSE FOR THE YEAR 2010

RESOLUTION AUTHORIZING PAYMENT OF BILLS FOR JANUARY 20, 2010

PUBLIC SESSION:

ADJOURN

RESOLUTION NO. 2010-

**RESOLUTION MAKING FINDINGS AND DETERMINATIONS ON
LEGALIZED GAMES OF CHANCE APPLICATION NUMBER
2009-52, 53 & 2010-01, 02**

WHEREAS, the Borough Council has received from the Chief of Police a written report for the following named applicant for Legalized Games of Chance.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Belmar that it is their Findings and Determinations that the following has qualified for the Raffle License:

<u>APPLICANT</u>	<u>APPL. NO.</u>	<u>PREMISES</u>	<u>DATE</u>	<u>TIME</u>
West Belmar School PTA	2009-52, 53	Waterview	2/26/10	6:00-11:00
St. Rose High School PTA	2010-01 02	Taylor Pavilion	2/13/10	6:00-11:00
Goodwill Hose Company	2010-03	Goodwill Hose Co.	3/07/10	Noon-5:00
Goodwill Hose Company	2010-04	Silver Lake	7/10/10	11:00 am

BE IT FURTHER RESOLVED that said licenses are granted and the Clerk of the Borough of Belmar is authorized to issue said licenses upon the payment of required fee, and the Borough Clerk is authorized to file Findings and Determinations Form LGCC5A with the Legalized Games of Chance Commission as the verifying official.

Council member offered the above resolution and moved its adoption. Seconded by Council member and adopted by the following vote on roll call:

Council members:	AYES	NAYS	ABSENT	ABSTAIN
Mrs. Deicke				
Mrs. Brennan				
Mr. Doherty				
Mr. Wright				
Mayor Pringle				

Adopted:

RESOLUTION NO. 2010-

**RESOLUTION GRANTING TAXICAB OWNERS & DRIVER'S
LICENSE FOR THE YEAR 2010**

WHEREAS, applications have been received for 2010 Taxicab Owner's and Driver's Licenses for the person listed below under the provisions of Chapter XXI of the Revised General Ordinances of the Borough of Belmar for Taxi Driver's Licenses; and

WHEREAS, said applications appear to conform to the regulations as set forth in Borough Ordinances; and

WHEREAS, said applications have been reviewed by the Police Department as required by Borough ordinance and no objections have been received.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Belmar that the following persons have applied for Taxicab Owner's and Driver's Licenses and have been approved by the Police Dept.

Jack Elhoushi
Michael Meehan
Eric Saltzman
Robert Cioffi

Council member offered the above resolution and moved its adoption. Seconded by Council member and adopted by the following vote on roll call:

Council Members: AYES NAYS ABSTAIN ABSENT
Mrs. Deicke
Mrs. Brennan
Mr. Doherty
Mr. Wright
Mayor Pringle

Adopted:

RESOLUTION NO. 2010-

**RESOLUTION CERTIFYING TO THE LOCAL FINANCE BOARD
THAT ALL MEMBERS OF THE BOROUGH COUNCIL HAVE
REVIEWED, AS A MINIMUM, THE SECTION OF THE ANNUAL
AUDIT ENTITLED: COMMENTS-RECOMMENDATIONS**

WHEREAS, N.J.S.A. 40A:5-4 required the governing body of every local unit to have made an annual audit of its books accounts and financial transaction, and

WHEREAS, the Annual Report of Audit for the year 2008 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S. 40A:5-6, and a copy has been received by each member of the governing body, and

WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34, and

WHEREAS, the Local Finance Board has promulgated a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, at a minimum, the sections of the annual audit entitled:

General Comments
Recommendations

and,

WHEREAS, the members of the governing body have personally reviewed at a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled:

General Comments
Recommendations

as evidenced by the group affidavit form of the governing body, and

WHEREAS, such resolution of certification shall be adopted by the governing body no later than forty-five days after receipt of the annual audit, as per the regulations of the Local Finance Board, and

WHEREAS, all members of the governing body have received and have familiarized themselves with at least the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit as provided by the Local Finance Board, and

WHEREAS, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52 to wit:

R.S. 52:27BB-52 - "A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of The Director (Director Of Local Government Services) Under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office."

NOW, THEREFORE, BE IT RESOLVED, that the governing body of the Borough of Belmar, hereby states that is has complied with the promulgation of the Local Finance Board of State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

Council member offered the above resolution and moved its adoption.

Seconded by Council member and adopted by the following vote on roll call:

Council members:	AYES	NAYS	ABSTAIN	ABSENT
Mrs. Deicke				
Mrs. Brennan				
Mr. Doherty				
Mr. Wright				
Mayor Pringle				

Adopted:

“GOD BLESS AMERICA”

REGULAR MEETING

JANUARY 20, 2010

A Regular Meeting of the Mayor and Council of the Borough of Belmar was held on the above date at the Municipal Complex at 8:00 pm.

PRESENT: Mayor Pringle, Council President Brennan and Councilwoman Deicke, Councilman Wright, Councilman Doherty, Karl Kemm, Esq., Borough Administrator Robbin Kirk, and Acting Borough Clerk April Claudio

ABSENT:

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, 2009. 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 victims in Haiti

PRESENTATION: Council President Brennan and Mary Brabazon of the Tourism Commission presented prizes to the Buy in Belmar Campaign winners:

First Place – Wendy & Steve Baker
Second Place – Christine & Dennis Coughlin
Third Place – Janis Keown-Blackburn & Harry Ashcroft
Fourth Place – Gene Roddy
Fifth Place – Maria Boccia

PETITIONS: None

APPROVAL OF MINUTES: Council President Brennan moved for approval of minutes for the regular meeting held on December 28, 2009 and January 6, 2010 and the workshop meeting held on January 11, 2010, seconded by Council member Doherty and approved by the following vote:

AYES: Deicke, Brennan, Doherty, Wright, and Pringle

REPORTS OF MAYOR AND COUNCIL:

Council member Deicke: Carey McCormick, former Principal of Manasquan High School, is working with the Jersey Shore Community Advisory Committee on creating a wellness center to prevent teen suicide. She will be attending a meeting for this on January 28th. Monmouth County Discount Health cards are available at the library. The boat ramp at the marina will be worked on soon. Wellness Committee will be posting nutritional recipes on the Borough’s website. Belmar Cares is putting together comfort kits for chemo patients. Belmar Cares will be holding a fundraiser at Taylor Pavilion on April 12th with a performance by the Atlantic Wind Ensemble. Belmar Elementary School is holding a book drive. Their goal is to collect 100 books by June. Read DPW report.

Council President Brennan: Tourism Commission has been working hard on building a relationship with the Chamber of Commerce, the monthly newsletter, more family events year round such as the Celtic Run, which is the day before the parade, Mary Brabazon has been attending trade shows, they are working on several mural projects with the Arts Council, an LED sign on Route 35 will be purchased soon, and there will be many new events in 2010. Mike Campbell and has also been working hard in the Recreation Department. He has done a good job providing programs for all ages and has ideas for many more. There has been discussion about holding Sunday night movies in Taylor

Pavilion on rainy nights. The Environmental Commission has also been working hard, which people may not notice. They have been working on the NJ Sustainable Community Certification, the water conservation pilot, energy audit, Ecowatch, garden seminars, the magical garden, etc. She then announced that effective at the end of tonight's meeting she would be resigning from her position on the Council. Due to personal reasons she feels she cannot devote the time needed to be on the Council, which would not be fair to the residents. She plans to remain involved in other activities as much as possible. Thanked her family for their support during her Council term. Wished the rest of the Council and her successor best of luck.

Council member Wright: Wished Council President Brennan best wishes and stated everyone recognizes her work and contributions and she will be missed.

Council member Doherty: Stated Council President Brennan has been a mentor to him. She has a way of getting things done while keeping things family oriented. Her resignation is a giant loss and will create a void. Thanked her for all her work and wished her the best of luck.

Mayor Pringle: Stated he values his friendship with Council President Brennan and her passion for the environment, her intellectual level and her belief in the importance of keeping Belmar place for families to live. He further stated it has been an honor to know her and work with her.

Council member Deicke: She admires Council President Brennan's great intellect, her ability to solve problems and clarify issues, and her incite into the community. She will be missed.

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

Mike Marino, 202 Eighth Avenue, asked what the comments and recommendations were in the audit.

Ms. Kirks stated it was a clean audit and there were no recommendations.

Mr. Marino stated a good auditor can always provide recommendations.

Mayor Pringle explained that the recommendations section of the audit lists violations and the comments section would provide any suggestions. He stated the audit is available online for anyone to view. He further stated one of the comments was that there are some fees being charged for services that aren't listed in the ordinances, which needs to be addressed.

Mayor Pringle moved that the Public Hearing be closed, seconded by Council member Doherty and approved unanimously.

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:

Council member offered Wright the following Resolutions and moved them for adoption:

2009-28

RESOLUTION CERTIFYING TO THE LOCAL FINANCE BOARD THAT ALL MEMBERS OF THE BOROUGH COUNCIL HAVE REVIEWED, AS A MINIMUM, THE SECTION OF THE ANNUAL AUDIT ENTITLED: COMMENTS-RECOMMENDATIONS

2009-29

**RESOLUTION MAKING FINDINGS AND DETERMINATIONS ON
LEGALIZED GAMES OF CHANCE APPLICATION NUMBER 2009-52, 53 &
2010-01, 02, 03, 04**

2009-30

**RESOLUTION GRANTING TAXICAB OWNERS & DRIVER'S LICENSE FOR
THE YEAR 2010**

2009-31

RESOLUTION AUTHORIZING PAYMENT OF BILLS FOR JANUARY 20, 2010

PAYMENT OF BILLS: certification that the vouchers listed on the warrant register numbering 51170 thru 51254 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	\$1,399,018.21
11	Water/Sewer Account	\$307,936.42
05	General Capital Account	\$12,500
21	Beach Utility Account	\$6,446.27
23	Parking Utility	\$300.00
41	Dog License Account	\$1,385.31
55	Trust Fund Account	\$2,025.69
61	Tourism Development Account	\$919.00
	Total:	\$1,730,530.90

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

	AYES	NAYS	ABSTAIN	ABSENT
Mrs. Deicke	X			
Mrs. Brennan	X			
Mr. Doherty	X			
Mr. Wright	X			
Mayor Pringle	X			

PUBLIC:

Carol Davies, 603 15th Avenue, thanked Council President Brennan for her voice and involvement in the community.

Neil Scheck, 410 Fourth Avenue, asked for details on the Celtic Run. Mayor Pringle stated it will be on March 6th on the beach and registration begins at 9:30 a.m.

Mr. Scheck suggested that only small tables be permitted at the pier concession because tall tables give off a bar type atmosphere. He stated the new pavers across the street in front of the paint store look nice but can it be required that they use nonbeveled pavers. Ms. Kirk stated the brick pavers they use for the Main Street project would become the standard. She did speak to the paint store about this and they had already ordered their own pavers.

Mr. Scheck stated there is a new law that says vehicles have to stop for pedestrians rather than yield. Mayor Pringle stated they would need to replace the yield signs on Ocean Avenue with stop signs.

David Schneck, C Street, asked to discuss the smoking ban on the beach. Mayor Pringle suggested Mr. Schneck email his recommendations to him and he forward it to the rest of the Council for review. Mr. Schneck asked to discuss the new bill that requires smaller towns to merge. Mayor Pringle stated the problem is that every town has a police chief, police department, school, tax assessor, court, etc. and the answer is to consolidate services and not towns.

Mayor Pringle stated that 100 years ago today Albert Pringle landed on Ellis Island and started the Pringle clan.

ADJOURN: Council President Brennan closed the public session and adjourned the regular meeting, which was seconded by Mayor Pringle and approved unanimously.

Respectively submitted,

April Claudio
Acting Borough Clerk