

Proclamation

50th ANNIVERSARY OF MUNICIPAL CLERKS WEEK

May 5 - 11, 2019

Whereas, The Office of the Municipal Clerk, a time honored and vital part of local government exists throughout the world, and

Whereas, The Office of the Municipal Clerk is the oldest among public servants, and

Whereas, The Office of the Municipal Clerk provides the professional link between the citizens, the local governing bodies and agencies of government at other levels, and

Whereas, Municipal Clerks have pledged to be ever mindful of their neutrality and impartiality, rendering equal service to all.

Whereas, The Municipal Clerk serves as the information center on functions of local government and community.

Whereas, Municipal Clerks continually strive to improve the administration of the affairs of the Office of the Municipal Clerk through participation in education programs, seminars, workshops and the annual meetings of their state, provincial, county and international professional organizations.

Whereas, It is most appropriate that we recognize the accomplishments of the Office of the Municipal Clerk.

Now, Therefore, the Mayor and Council of the Borough of Belmar do hereby recognize the week of May 5 through May 11, 2019, as Municipal Clerks Week, and further extend appreciation to our Municipal Clerk, April Claudio and to all Municipal Clerks for the vital services they perform and their exemplary dedication to the communities they represent.

Dated this _____ day of _____, 2019

Mayor

Attest: _____

RESOLUTION NO. 2019-98

RESOLUTION APPROVING PAYMENT OF BILLS LIST ON MAY 7, 2019

BE IT RESOLVED that the bills as presented as by the Borough Clerk, all having been certified and approved by the Borough Clerk to be complete as to form, goods having been delivered and/or services performed and sufficient funds being available for payment for said bills, be paid.

Certification that the vouchers listed on the warrant register numbering thru 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	\$
11	Water/Sewer Account	\$
21	Beach Utility Account	\$
41	Dog License Account	\$
55	Trust Fund Account	\$
61	Tourism Development Account	\$
	Total:	\$

offered the above resolution and moved its adoption.

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

Council members:	AYES	NAYS	ABSTAIN	ABSENT
Mr. Carvelli				
Mr. McCracken				
Ms. Wann				
Mr. Brennan				
Mayor Walsifer				

Adopted:

RESOLUTION NO 2019-99

RESOLUTION AUTHORIZING REFUNDS

BE IT RESOLVED, by the Mayor and Borough Council that the following refunds are hereby authorized upon certification by the Chief Financial Officer to the following:

LONGWOOD GARDENS BUS TRIP \$65 EACH

ALICE BRENNAN
4 DIANNE DRIVE
NEPTUNE, NJ 07753

NANCY SCHLEICHER
117 WALNUT DRIVE
SPRING LAKE HEIGHTS, NJ 07762

JOAN ROBERTO
404 THE TERRACE
SEA GIRT, NJ 08750

CLAIRE DAPRILE
182 TENNIS COURT
WALL, NJ 07719

CAROL MURRAY
314 4TH AVENUE
BELMAR, NJ 07719

BEVERYL POUSTY
283 GRANDVIEW AVENUE
SUFFERN, NY 10901

SUZANNE BONGIOVANNI
534 WOODLAND AVENUE
BRIELLE, NJ 08730

DONNA TURNER
21 SYLVAN BLVD
HOWELL, NJ 07731

LONGWOOD GARDENS BUS TRIP \$130 EACH

SANDRA CARLET
612 CENTRAL AVENUE
SPRING LAKE HEIGHTS, NJ 07762

CATHY GRAHAM
1921 GEVE AVENUE APT 3
SPRING LAKE, NJ 07762

SUSAN KOWLSKI
300 JOHNSON STREET
WALL, NJ 07719

MAUREEN MADDEN
107 RIVERVIEW AVENUE APT 113
NEPTUNE, NJ 07753

DIANE VALERIE
601 BEACH AVENUE

BRADLEY BEACH, NJ 07720

LORI KEMPER
15 ATLANTIC AVENUE
OCEAN GROVE, NJ 07756

LONGWOOD GARDENS BUS TRIP \$260

HELEN THORPE
49 BROADWAY
OCEAN GROVE, NJ 07756

LONGWOOD GARDENS BUS TRIP \$195

DONNA WILSON
3805 HERBERTSVILLE ROAD
POINT PLEASANT, NJ 08742

TAYLOR PAVILION SECURITY DEPOSITS

MICHELE DECARLO MCGOWAN
15 NEWMAN STREET
RED BANK, NJ 07701
\$500

JONATHAN GAMBOA
209 CAROL DRIVE
TOMS RIVER, NJ 07753
\$500

JAMES FLYNN
53A BRANDYWYNE EAST
BRIELLE, NJ 08730
\$500

JACQUELINE KLOSEK
433 EUCLID AVENUE
MANASQUAN, NJ 08736
\$250

ANTHONY TROUBLEFIELD
7 KNOX BLVD
NEPTUNE, NJ 07732
\$500

FIRE PERMITS - \$54

SONNY'S GRILLE – ANTHONY LATEMPA
6 HAUSERMANN ROAD
SAYREVILLE, NJ 08872

JEANNA PETERSEN
605 WARREN AVE
SPRING LAKE HEIGHTS, NJ 07762

SEAFOOD FESTIAVL VENDOR \$1500

MIKE TURCO
251 FINLAY STREET
STATEN ISLAND NY 10307

offered the above resolution and moved its adoption.

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

Council members:	AYES	NAYS	ABSTAIN	ABSENT
Mr. Carvelli				

Mr. McCracken
Ms. Wann
Mr. Brennan
Mayor Walsifer

Adopted:

RESOLUTION NO. 2019-100

RESOLUTION AUTHORIZING SALE OF PERSONAL PROPERTY AT AUCTION

BE IT RESOLVED by the Mayor and Borough Council of the Borough of Belmar as follows:

- Pursuant to N.J.S.A. 40A:12-13(a), a sale at public auction shall be conducted by the Belmar Municipal Clerk or designee at Dempsey Park, 16th Avenue and Railroad, Belmar, New Jersey of certain personal property such as:

	<u>Item Description</u>	<u>Minimum Bid</u>
1	Two 2003 Honda TRX350FM – condition unknown	\$200 each
2	Two 1996 Honda TRX300FW – condition unknown	\$200 each
3	1988 Unimog	\$3500
4	1998 25ft Boston Whaler and Trailer – poor condition	\$3000
5	12 Pallets of pavers – used condition	\$5 per pallet
6	2012 John Deere Gator 550 – poor condition	\$150
7	Two 3 Wheel Bicycles	\$5 each
8	2001 Chevy Express Van 2500 – poor condition	\$250
9	36’ Bobcat Walk Behind Mower	\$150
10	Pile of broken Tanaka weed whackers and demo saw	\$25
11	2003 Lagersoll Rand Light Tower – condition unknown	\$50
12	Wacker Light Tower – condition unknown	\$50
13	2003 Military Light Tower – condition unknown	\$50
14	MPH Trailer Sign	\$25
15	5x10 Enclosed Trailer	\$250

- Said items are no longer needed for public use and said sale shall take place on **Friday, May 24, 2019 at 10:00 am** prevailing time.
- In each instance, the sale of personal property shall be made at public auction, item by item, as is, with a minimum bid as listed above, and shall be sold in each case to the highest bidder for cash and the monies received from said sales shall be turned over to the Chief Financial Officer for deposit in the General Municipal Treasury.
- Items can be inspected the day of the auction beginning at 15 minutes prior to the start of the auction and during the auction.
- The Borough Clerk shall publish in a newspaper circulating within the Borough of Belmar, County of Monmouth, State of New Jersey, on May 9, 2019 and May 16, 2019 and a notice of the aforementioned sales of the personal property, listing the items for sale, shall be posted on the bulletin board in the Municipal Complex.

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

Council members:	AYES	NAYS	ABSTAIN	ABSENT
Mr. Carvelli				
Mr. McCracken				
Mr. Brennan				
Ms. Wann				
Mayor Walsifer				

Adopted:

RESOLUTION NO 2019-101

**RESOLUTION AUTHORIZING THE PAYMENT OF UNCLAIMED
CHECKS IN THE BELMAR MUNICIPAL COURT TO THE
BOROUGH OF BELMAR**

WHEREAS, Patricia White, Municipal Court Administrator has provided a listing of outstanding and unclaimed checks from the court accounts;

Bail Account \$713
General Account \$47.00

WHEREAS, the Municipal Court has utilized every effort to forward these checks to the individuals who are entitled to the funds; and

WHEREAS, all of the checks are at least six (6) months old and may no longer be processed by TD Bank.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Belmar that the Municipal Court Administrator is directed to turn over the above amount of \$760.00 from the regular municipal court accounts, to the Certified Municipal Finance Officer; and

BE IT FURTHER RESOLVED, that if any individual should attempt to claim these funds that same will be refunded from the Borough of Belmar by voucher.

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

Council members:	AYES	NAYS	ABSTAIN	ABSENT
Mr. Carvelli				
Mr. McCracken				
Mr. Brennan				
Ms. Wann				
Mayor Walsifer				

Adopted:

RESOLUTION NO. 2019-102

RESOLUTION ESTABLISHING GASOLINE, DIESEL FUEL, MOTOR OIL AND OTHER LUBRICANTS RATES IN THE BOROUGH OF BELMAR, MONMOUTH COUNTY, NEW JERSEY

WHEREAS, Borough Code Section 18-4.3 provides for the establishment of Gasoline, Diesel Fuel, Motor Oil and other Lubricant rates by resolution;

NOW, THEREFORE, BE IT RESOLVED by the Borough of Belmar, County of Monmouth, New Jersey, that the following Rates are hereby established effective May 8, 2019.

Processing Fee for pleasure and commercial boats to be calculated on the total cost per gallon, including borough purchase price, taxes and borough flat rate fee:
10 Percent of the calculated price per gallon

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Borough of Belmar, County of Monmouth, New Jersey, that the forgoing shall remain in effect for future years until superceded by a subsequent Resolution.

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

Council members:	AYES	NAYS	ABSTAIN	ABSENT
Mr. Carvelli				
Mr. McCracken				
Mr. Brennan				
Ms. Wann				
Mayor Walsifer				

Adopted:

RESOLUTION NO. 2019-103

RESOLUTION APPOINTING SPECIAL POLICE OFFICERS FOR 2019

Therefore be it resolved by the Mayor and Borough Council of the Borough of Belmar that the following persons are hereby appointed and confirmed effective immediately:

Class One Specials

Sean Powers

Class One Specials: Pursuant to N.J.S.A. 40A:14-146.11, the above persons shall not commence their duties as a special law enforcement officer until they have successfully completed the Academy training course.

William L. Barron
Hermilo Nicolas-Guzman
Pete L. Manata Jr.

offered the above resolution and moved its adoption.

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

Council members:	AYES	NAYS	ABSTAIN	ABSENT
Mr. Carvelli				
Mr. McCracken				
Ms. Wann				
Mr. Brennan				
Mayor Walsifer				

Adopted:

RESOLUTION 2019-104

**RESOLUTION ESTABLISHING A PERMIT PARKING AREA FOR MARINA SLIP
HOLDERS IN THE BELMAR MARINA IN THE BOROUGH OF BELMAR,
MONMOUTH COUNTY, NEW JERSEY**

NOW, THEREFORE, BE IT RESOLVED by the Borough of Belmar, County of Monmouth, New Jersey that:

Permit parking shall be in effect from April 1st to November 15th annually. One (1) permit parking tag/decal shall be issued for each Belmar marina slip holder. The permitted areas shall be as follows:

- 15 Parking Spaces on the north side of the K Street pier.
- 5 Parking Spaces across from D dock on the east side.
- 6 Parking Spaces in front of the comfort station.

Parking in the permitted area is available on a first-come, first-serve basis. Appropriate signage shall be installed as required by Borough Code.

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Borough of Belmar, County of Monmouth, New Jersey, that the forgoing permit parking area shall remain in effect until superseded by a subsequent Resolution.

offered the above resolution and moved its adoption.

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

Council members:	AYES	NAYS	ABSTAIN	ABSENT
Mr. Carvelli				
Mr. McCracken				
Ms. Wann				
Mr. Brennan				
Mayor Walsifer				

Adopted:

RESOLUTION 2019-105

RESOLUTION ESTABLISHING FEES FOR MEMORIAL BENCHES

BE IT RESOLVED, by the Mayor & Council of the Borough of Belmar, that a fee of \$1,000 shall be set for the purchase of memorial benches to be placed at Silver Lake or Maclearie Park.

Councilman Brennan offered the above resolution and moved its adoption.

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

Council members:	AYES	NAYS	ABSTAIN	ABSENT
Mr. Carvelli				
Mr. McCracken				
Ms. Wann				
Mr. Brennan				
Mayor Walsifer				

Adopted:

RESOLUTION NO 2019-106

RESOLUTION AWARDING CONTRACT FOR IMPROVEMENTS TO TWELFTH AVENUE (ROUTE 35 TO MAIN STREET)

WHEREAS, on April 30, 2019 the Borough of Belmar received bids for Improvements to 12th Avenue (Route 35 to Main Street); and

WHEREAS, "Certification As To Availability Of Funds" is annexed hereto.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council that:

1. Contract is awarded to: Earle Asphalt, P.O. Box 556, Farmingdale, NJ 07727
2. In the amount of \$232,513.13.

CERTIFICATION AS TO AVAILABILITY OF FUNDS

I herewith certify that, as of May 7, 2019 funds will be available in the 2019 Budget for the proposed contract noted above.

Christine Manolio
Chief Financial Officer

offered the above resolution and moved its adoption.

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

Council members:	AYES	NAYS	ABSTAIN	ABSENT
Mr. Carvelli				
Mr. McCracken				
Ms. Wann				
Mr. Brennan				
Mayor Walsifer				

Adopted:

RESOLUTION NO. 2019-107

RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF BELMAR, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, APPROVING AND AFFIRMING THE AMENDMENT TO THE EXISTING MANUFACTURER AND WHOLESALER APPLICATION DATED MARCH 8, 2019 FILED BY EAST COAST BREWING, CO., LLC, ON BEHALF BEACH HAUS BREWERY

WHEREAS, the Mayor and Borough Council of the Borough of Belmar, County of Monmouth, State of New Jersey (hereinafter referred to as the “Borough”) has received an application for an Amendment to the Manufacturer and Wholesaler Application dated March 8, 2019 filed by East Coast Brewing Co., LLC, on behalf of Beach Haus Brewery; and

WHEREAS, the purpose is set forth in the application, and generally is to allow the first floor of the building to be utilized as a taproom; and

WHEREAS, the application if approved will not require any increase in Police services, Borough services, or any modification to the existing footprint of the Beach Haus Brewery; and

WHEREAS, the application request has been reviewed by the Borough and its professional staff, in concert with meeting with East Coast Brewery Co., LLC; and

WHEREAS, the Borough finds that application and request is reasonable, and will not adversely impact the citizens or taxpayers of the Borough:

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Belmar, County of Monmouth, State of New Jersey, as follows:

1. The Borough accepts the recommendations of its professional staff and approves and grants affirmative approval to the Amendment to the existing Manufacturer and Wholesaler Application, which Amendment is dated March 8, 2019.

2. The Borough acknowledges that this amended application has been approved by the New Jersey Division of Alcoholic Beverage Control, in accordance with correspondence from NJABC dated March 14, 2019 from Tia Johnson, Executive Assistant to the Licensing Bureau of NJABC.

3. The Borough authorizes and directs the Mayor, Borough Clerk, Borough Administrator and Chief of Police to execute any and all necessary documents in order to implement the intent of this Resolution.

4. A certified copy of this Resolution shall be forwarded by the Borough Clerk to the following:

(a) Honorable Mark Walsifer, Mayor;

- (b) Andrew Huisman, Chief of Police;
- (c) Edward D. Kirschenbaum, Sr., Borough Administrator;
- (d) Jerry J. Dasti, Esquire; and
- (e) East Coast Brewing Co., LLC.

offered the above resolution and moved its adoption.

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

Council members:	AYES	NAYS	ABSTAIN	ABSENT
Mr. Carvelli				
Mr. McCracken				
Ms. Wann				
Mr. Brennan				
Mayor Walsifer				

CERTIFICATION

I certify that the foregoing Resolution was duly adopted by the Borough Council of the Borough of Belmar at a regular meeting held on the ____ day of May, 2019, a quorum being present and voting in the majority.

APRIL CLAUDIO, Municipal Clerk

RESOLUTION NO. 2019-108

RESOLUTION AUTHORIZING EXECUTIVE SESSION

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, there was adequate notice to the public of this meeting; and

WHEREAS, the Borough Council is of the opinion that such circumstances presently exist.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Belmar, County of Monmouth, State of New Jersey, as follows:

1. The Public shall be excluded from discussion of and action upon the hereinafter-specified subject matter.
2. The general nature of the subject matter to be discussed is pending litigation.
3. Minutes will be kept of the closed session.
4. It is anticipated at this time that the above subject matter will be made public when the need for the confidentiality no longer exists.
5. This Resolution shall take effect immediately.

offered the above resolution and moved its adoption.

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

Council members:	AYES	NAYS	ABSTAIN	ABSENT
Mr. Carvelli				
Mr. McCracken				
Ms. Wann				
Mr. Brennan				
Mayor Walsifer				

Adopted: