

RESOLUTION NO 2019-187

**RESOLUTION APPOINTING COORDINATOR AND MEMBERS TO THE
AMERICAN WITH DISABILITIES (ADA) FOR THE BOROUGH OF BELMAR**

BE IT RESOLVED by the Mayor and Council of the Borough of Belmar that the following persons be appointed members of The American with Disabilities Committee (ADA) for an unexpired term expiring December 31, 2019.

MEMBERS:

Mary Louise Anderson

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. Brennan				
Ms. Wann				
Mr. McCracken				
Mr. Carvelli				
Mayor Walsifer				

Adopted:

RESOLUTION NO. 2019-188

RESOLUTION PROVIDING FOR THE INSERTION OF A SPECIAL ITEMS OF REVENUE IN THE BUDGET OF THE BOROUGH OF BELMAR PURSUANT TO N.J.S.A. 40A:4-87 (CHAPTER 159, P.L. 1948)

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount, and

WHEREAS, the Borough of Belmar received a total of \$1000.00 from the Nj Chapter of the Society of Fire Protection Engineering Inc. and wishes to amend its 2019 Budget to include a portion of this amount as a revenue; and

NOW, THEREFORE, BE IT RESOLVED, that the council of the Borough of Belmar hereby requests the Director of the Division of Local Government Services to approve the insertion of items of revenue in the budget of the year 2019 in the sum of \$1000.00, which is now available as a revenue.

BE IT FURTHER RESOLVED, that like sums are hereby appropriated under the caption of: Fire Prevention Grant Expenses.

BE IT FURTHER RESOLVED, that the Clerk forward two copies of this resolution to the Director of Local Government Services.

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. 2019-189

RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN THE BOROUGH OF BELMAR AND THE MONMOUTH COUNTY SCAT PROJECT FOR 2020

WHEREAS, the Borough of Belmar has heretofore entered into an agreement with the Monmouth County Board of Chosen Freeholders, specifically the Office of Special Citizens Area Transportation System (SCAT) to provide certain services to senior citizens and handicapped individuals, among other, residing within the Borough of Belmar pursuant to an agreement between the Borough of Belmar and the Board of Chosen Freeholders of Monmouth County; and

WHEREAS, the Mayor and Borough Council wish to continue said service.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Borough Council of the Borough of Belmar that the aforesaid agreement be extended upon its same terms for calendar year 2020 as if the same has been set forth at length herein.

BE IT FURTHER RESOLVED that this Agreement is conditional upon the continued availability of funding in the 2020 Local Municipal Budget and through Title III of the Older Americans Act.

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. Brennan				
Mr. Carvelli				
Mr. McCracken				
Ms. Wann				
Mayor Walsifer				

Adopted:

RESOLUTION NO. 2019-190

RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR RECREATION PURPOSES

WHEREAS, permission is required of the Director of the Local Government Services for approval as a dedication by rider of revenues received by a county or municipality when the revenue is not subject to reasonably accurate estimates in advance; and

WHEREAS, NJSA 40A:4-39 provides that the Director of the Division of Local Government Services may approve expenditures or moneys by dedication by rider; and

NOW, THEREFORE, BE IT RESOLVED, by the council of the Borough of Belmar as follows:

1. The Mayor & Council of the Borough of Belmar hereby requests permission of the Director of the Division of Local Government Services to pay expenditures under the provision of NJSA 40A:4-39, as amended by P.L. 1999 c.292, for the exclusive purpose of depositing and expending funds paid by individuals to offset the costs of operating municipal “fee based” recreation programs.
2. The purpose of this dedication by rider is to accept and expend funds for recreation programs.
3. The Municipal Clerk is hereby directed to forward a certified copy of this resolution to the Director of the Division of Local Government Services.

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 2019-191

**COMMUNITY DEVELOPMENT BLOCK GRANT RESOLUTION AUTHORIZING
THE MAYOR AND CLERK TO EXECUTE A PROJECT AGREEMENT WITH
MONMOUTH COUNTY FOR PERFORMANCE AND DELIVERY OF FISCAL YEAR
2019 COMMUNITY DEVELOPMENT PROJECTS**

WHEREAS, certain federal funds are potentially available to Monmouth County under the Housing and Community Development Act of 1974, as amended; and

WHEREAS, the County of Monmouth expects to receive an allocation for Fiscal Year 2019 from the United States Department of Housing and Urban Development; and

WHEREAS, the County of Monmouth has submitted its Annual Plan for Fiscal Year 2019 to the U.S. Department of Housing and Urban Development, which included a project hereinafter referred to as Railroad Avenue Improvements Phase I with a grant allocation of \$158,889.00.

WHEREAS, the Borough of Belmar hereby met all the requirements for the release of funds to begin incurring costs for this project; and

WHEREAS, the Borough of Belmar has filed with the Monmouth County Community Development Program an acceptable timetable for completion and expenditure of grant funds, which is included as an appendix to the Project Agreement.

NOW, THEREFORE, BE IT ORDAINED, that the Mayor and Municipal Clerk are hereby authorized to execute with the County of Monmouth the attached Project Agreement on behalf of the Borough of Belmar.

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. Brennan				
Mr. Carvelli				
Mr. McCracken				
Ms. Wann				
Mayor Walsifer				

Adopted:

Certified by:

April Claudio
Municipal Clerk

RESOLUTION 2019-192

**COMMUNITY DEVELOPMENT BLOCK GRANT RESOLUTION AUTHORIZING
THE MAYOR TO SIGN A CERTIFICATION PROHIBITING THE USE OF
EXCESSIVE FORCE AND A CERTIFICATION PROHIBITING THE USE OF
FEDERAL FUNDS FOR LOBBYING**

WHEREAS, certain federal funds are potentially available to Monmouth County through the Housing and Community Development Act of 1974, as amended; and

WHEREAS, the United States Department of Housing and Urban Development has allocated funding to the County of Monmouth for Fiscal Year 2019; and

WHEREAS, the County is making some of these funds available to certain participating municipalities and non-profit agencies; and

WHEREAS, it is required that the Borough of Belmar execute a Project Agreement with Monmouth County to undertake a project known as Railroad Avenue Improvements Phase I and WHEREAS, the U.S. Department of Housing and Urban Development is requiring that the Mayor of the Borough of Belmar sign additional certifications in order to receive these funds; and

WHEREAS, the Borough of Belmar has adopted a policy prohibiting the use of excessive force by its law enforcement agency (police force) within its jurisdiction against any individuals engaged in non-violent civil rights demonstrations; and

WHEREAS, a copy of that policy is attached to and made part of this resolution.

NOW, THEREFORE, BE IT ORDAINED, that the Borough of Belmar has met the conditions of receiving a Fiscal Year 2019 allocation by adopting a policy prohibiting the use of excessive force and by not using federal funds for lobbying or by disclosing that funds have been used for lobbying.

BE IT FURTHER RESOLVED, that the Mayor of the Borough of Belmar is hereby authorized to sign the attached certifications which will become part of the Fiscal Year 2019 Project Agreement.

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. Brennan				
Mr. Carvelli				
Mr. McCracken				
Ms. Wann				
Mayor Walsifer				

Adopted:

Certified by:

April Claudio
Municipal Clerk

RESOLUTION NO. 2019-193

RESOLUTION PERMITTING SPECIAL EVENTS

WHEREAS, applications have been received by the Special Events Committee as per Ordinance 16-14.4 “Permits and Special Event Permits;” and

WHEREAS, said applications have been reviewed by the Special Events Committee and by the Borough Council; and

WHEREAS, the following events are recommended for approval with conditions if applicable:

New Jersey Seafood Festival: Friday, Saturday & Sunday, May 15-17, 2020. Event will take place in Pyanoe Plaza parking lot. Costs will be assigned closer to the event.

The New Jersey Sandcastle Contest: Wednesday, July 15th (rain date Thursday, July 16th) 2020. Event will take place on Belmar Beach between 17th and 19th Avenues. No additional Borough resources are required.

Annual Feast of San Gennaro: Saturday and Sunday, September 19th & 20th 2020. Event will take place on Main Street between 10th and 12th Avenue. Costs will be assigned closer to the event.

VNA/Library Fashion Show: Wednesday, October 23rd, 2019. Event will take place at Taylor Pavilion. There are no additional Borough costs.

St. Rose GS Trunk or Treat: Friday, October 25, 2019. Event will take place on 6th Avenue between Main Street and E Street. Event will begin at 6:00PM and end by 9:00PM. No additional Borough resources are required.

St. Rose GS Polar Plunge: Saturday, January 18, 2020. Event will take place on Belmar Beach between 5th and 6th Avenue, and in Taylor Pavilion. Event will begin at 10:00AM and end by 1:00PM. Event organizer will reach out to Belmar Water Rescue and Belmar First Aid to make sure that adequate precautions are taken for this event. Event organizers will reach out to DPW in advance of this event to discuss the process of protecting the floors at the Taylor Pavilion. Pavilion must be left in the same condition in which it was found. No additional Borough resources are required.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Belmar that permission is granted for the special events as noted above with conditions if cited.

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
Mayor Walsifer				
Mr. Carvelli				
Mr. McCracken				
Ms. Wann				
Mr. Brennan				

Adopted:

RESOLUTION NO 2019-194

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:

Chuck Sellers – DQ Events
316 Crestwood Avenue
Haddonfield, NJ 08033
Taylor Pavilion/Huisman Gazebo Security Deposit \$200

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
Mayor Walsifer				
Mr. Carvelli				
Mr. McCracken				
Ms. Wann				
Mr. Brennan				

Adopted:

RESOLUTION NO 2019-195

RESOLUTION AUTHORIZING ELECTRONIC TAX SALE

WHEREAS, NJSA 54:5-19.1 authorizes electronic tax sales pursuant to rules and regulations to be promulgated by the Director of the Division of Government Services, and

WHEREAS, the Director of the Division of Local Government Services has promulgated rules and regulations for electronic tax sales, and

WHEREAS, the Director of the Division of Local Government Services has approved NJ Tax Lien Investors/RealAuction.com to conduct electronic tax sales, and

WHEREAS, an electronic tax sale is innovative and provides a greater pool of potential lien buyers, thus creating the environment for a more complete tax sale process, and

WHEREAS, the Borough of Belmar wishes to participate in an electronic tax sale.

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the Borough of Belmar, New Jersey, that the Tax Collector is hereby authorized to participate in an electronic tax sale and submit same to the Director of the Division of Local Government Services if necessary.

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Tax Collector, Chief Financial Officer, and Auditor.

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
Mayor Walsifer				
Mr. Carvelli				
Mr. McCracken				
Ms. Wann				
Mr. Brennan				

Adopted:

RESOLUTION 2019-196

RESOLUTION ESTABLISHING A FEE FOR MAILING OF TAX SALE NOTICES

WHEREAS, NJSA 54:5-19.1 authorizes electronic tax sales pursuant to rules and regulations to be promulgated by the Director of the Division of Local Government Services, and

WHEREAS, the rules and regulations require a municipality to send two (2) notices of tax sale to all properties included in said sale; and

WHEREAS, the rules and regulations allow said municipality to charge a fee of \$25.00 per notice for the creation, printing and mailing of said notice; and

WHEREAS, in an effort to more fairly assign greater fiscal responsibility to delinquent taxpayers, the Borough of Belmar wishes to charge \$25.00 per notice mailed which will be assessed specifically to the delinquent accounts that are causing the need for a tax sale and not to the general tax base.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Belmar that a fee of \$25.00 per notice be established and is hereby authorized and directed to be charged for each notice of tax sale that is sent in conjunction with the 2019 electronic tax sale.

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
Mayor Walsifer				
Mr. Carvelli				
Mr. McCracken				
Ms. Wann				
Mr. Brennan				

Adopted: