

RESOLUTION NO 2020-194

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:

Mark Trehella
184 Gould Avenue
North Caldwell, NJ 07006
1707 A Street - Street opening deposit, \$500

JJW 216 LLC
1506 Main Street
Belmar, NJ 07719
216 12th Animal House Bond, \$2000

Myron & Amy Suseck
114 Ninth Avenue
Belmar, NJ 07719
114 Ninth Avenue – Street opening deposit, \$500

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 2020-195

RESOLUTION AUTHORIZING REFUND OF ANIMAL HOUSE BOND FOR 205 TENTH AVENUE

WHEREAS, Kelly Mashini, 205 10th Ave Belmar LLC, 110 Chestnut Ridge Road # 195, Montvale NJ 07645, owner of 205 10th Avenue, has sold the property which contains an Animal House Bond; and

WHEREAS, the current balance of the Animal House Bond is \$407.13 with an amount of \$2,092.87 due prior to issuance of a summer rental license; and

WHEREAS, said bond and Animal House designation is set to expire on October 26, 2021.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Belmar hereby agree to refund Kelly Mashini/205 10th Ave Belmar LLC, the balance of the bond in the amount of \$407.13.

BE IT RESOLVED, it further resolved, that the new property owners shall be required to post the remaining balance of \$2,092.87 in 2021 prior to the issuance of any summer rental license.

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 2020-196

RESOLUTION AUTHORIZING MARINA FEES AT THE BELMAR MARINA

BE IT RESOLVED, by the Mayor & Council of the Borough of Belmar, that the slip rental fees shall be as follows:

KAYAK RACK

Belmar Resident	\$150.00 per rack – Jan. 1 st to Dec. 31 st
Non-Belmar Resident	\$200.00 per rack – Jan. 1 st to Dec. 31 st

JET SKIS

Belmar Resident	\$650.00 per slip – April 15 th to Dec. 14 th
Non-Belmar Resident	\$900.00 per slip – April 15 th to Dec. 14 th

WOODEN DOCKS (DOCKS AA, BB, CC)

Season Rate	\$85.00 per foot of the boat – Apr. 15 th to Dec. 14 th
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**An additional 5% discount will be offered for residents of the Borough of Belmar*

CONCRETE FLOATING DOCKS (DOCK B THROUGH L)

Season - 30ft	\$131.33 per foot of slip – Apr. 15 th to Dec. 14 th
Season - 35, 40, 45, 50 & 60ft	\$139.73 per foot of slip – Apr. 15 th to Dec. 14 th
Annual - (30, 35, 40, 45, 50 & 60)	\$144.98 per foot of slip – Jan. 1 st to Dec. 31 st

**An additional 5% discount will be offered for residents of the Borough of Belmar*

BEACH LAUNCH/STORAGE

Season	\$ 50.00 per vessel - May 15 th – October 15 th
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BOAT RAMP

Daily Rates	\$25.00
Annual Rates	\$375.00
Dealers/Boat Haulers	\$900.00

TRANSIENT FEES

Daily Rate	\$2.25 per foot of boat
Weekly Rate	\$2.00 per foot of boat

WINTER WET STORAGE

Winter Rate	\$25.00 per foot of slip - Dec. 15, 2019 to Apr. 14, 2020
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PARTY BOATS

Party Boat Slip 1	\$27,656.14
Party Boat Slip 2	\$27,656.14
Party Boat Slip 3	\$27,656.14
Party Boat Slip 4	\$27,656.14
Party Boat Slip 5	\$27,656.14
Party Boat Slip 6	\$27,656.14
Party Boat Slip 7	\$18,069.04
Party Boat Slip 8	\$18,069.04

Party Boat Slip 9	\$13,828.00
Party Boat Slip 10	\$13,828.00

CHARTER BOATS

1-6 Passenger – 50’ Slip	\$ 6,857.53
7-15 Passenger – 50’ Slip	\$ 7,637.51
7-15 Passenger – 60’ Slip	\$ 9,164.59
16+ Passenger Boat – 50’ Slip	\$ 9,198.11
16+ Passenger Boat – 60’ Slip	\$10,725.19
16+ Passenger Boat – 70’ Slip	\$12,252.27

RATE – SAME RATE AS RENTAL OF A 25FT SLIP MAXIMUM

H-13	35 foot slip – accommodates a 25 foot vessel only- Navigation Issues
H-14	35 foot slip – accommodates a 25 foot vessel only- Navigation Issues
H-15	35 foot slip – accommodates a 25 foot vessel only- Navigation Issues

RATE – 50% OF THE RENTAL RATE OF A WOODEN DOCK

B-1	Outboard Only, Wall, Navigation Issues
C-18	No Piling
C-19	No Piling
D-15	Outboard Only, Low Water (Mud), Wall, Floating Debris Collection (Impeller)
F-38	Outboard Only, Low Water, Wall, Floating Debris Collection (Impeller)
H-31	Outboard Only, Low Water, Wall, Floating Debris Collection (Impeller)
H-A	No Slip, Outboard Only, Low water, Wall, Floating Debris Collection (Impeller)
G-1	Outboard Only, Low Water, Wall
G-2	Outboard Only, Low Water
J-1	Outboard Only, Low Water, Wall, Floating Debris Collection (Impeller)
J-22	Outboard Only, Low Water, Wall, Floating Debris Collection (Impeller)
K-1	Outboard Only, Low Water, Wall, Floating Debris Collection (Impeller), Navigation Issues
K-22	Outboard Only, Low Water, Wall, Floating Debris Collection (Impeller)
L-22	Outboard Only, Low Water, Wall, Floating Debris Collection (Impeller)

BE IT FURTHER RESOLVED, the aforementioned fees shall remain in effect until superseded by a new resolution of the Mayor and Council.

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. 2020-197

**RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF
BELMAR, COUNTY OF MONMOUTH, STATE OF NEW JERSEY,
APPOINTING MEMBERS TO THE BELMAR HOUSING AUTHORITY**

BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Belmar, County of Monmouth, State New Jersey that the following persons are hereby appointed members of the Housing Authority as follows:

James McCracken with a term of January 1, 2021 to December 31, 2021
Maria Messano with a term of January 1, 2021 to December 31, 2025

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 2020-198

**RESOLUTION INDICATING CORRECTIVE ACTION PLAN/STATUS
REGARDING THE 2019 MUNICIPAL AUDIT REPORT**

BE IT RESOLVED by the Mayor and Borough Council of the Borough of Belmar that the attached corrective action plan/status developed to address the recommendations as noted in the 2019 Audit Report is hereby adopted.

BE IT FURTHER RESOLVED, that the Borough Clerk be and is hereby directed to file said resolution with the Director of the Division of Local Finance.

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:

CORRECTIVE ACTION PLAN

COUNTY Monmouth County

NAME OF MUNICIPALITY Borough of Belmar

TYPE OF AUDIT Municipal Audit

DATE OF MUNICIPAL MEETING 10/20/2020

CONTACT PERSON Ricardo D. Llanos CFO

TELEPHONE NUMBER 732-877-0829

RECOMMENDATION NUMBER	CORRECTIVE ACTION APPROVED BY THE GOVERNING BODY	PERSON RESPONSIBLE FOR IMPLEMENTATION	COMPLETION DATE OF IMPLEMENTATION
2019-01- In accordance with maintaining an internal control environment that is Effective in the prevention and/or Identification of potential financial Statement misstatement and/or Misclassification, the Borough should properly maintain a complete and accurate general ledger system.	The Borough has put new internal control policies and procedures in place to maintain a timely and accurate general ledger	Ricardo Llanos	January 2020
2019-02 Cash Reconciliations for one Bank account were not prepared timely Or accurately	Bank reconciliations are being done on a monthly basis and unreconciled items are being reviewed/solved	Sam Waters Christine Manolio Ricardo Llanos	1/1/20
2019-03- The Borough did not maintain a Fixed asset accounting system in Accordance with N.J.A.C 5:30:5.6.	Contract has been awarded but because of COVID it has been delayed	Vendor	January 2020
2019-04- Interfunds receivable and payable Are reflected on the various balance sheets Of the funds at December 31, 2019.	Interfund will be liquidated prior to year end.	Ricardo Llanos	1/1/20
2019-05- At December 31,2019 there exists 7 ordinances in the Borough's Water Sewer Capital fund with cash deficits in excess of Five years old.	Reviewed and will be funded through the budget process	Ricardo Llanos Christine Manolio	2020
2019-06- 3 of 25 Senior Citizens and Veterans applications requested could not Be located. 2 of 25 applications received Had names that differed from the original Application to the client provided adjustment Report. 4 of the 25 applications received Were missing tax assessor's signature On the approved application.	We will work on our record keeping. make sure we're filing the right applications. Have Tax Assessor sign all approved applications.	Al Jardine Bill Fitzpatrick	1/1/20

1/1/20

Samantha Waters
Christine Manolio
Ricardo Llanos

New Procedures for tracking payroll activity are being implemented

2019-07- Payroll accounted for on an Excel Spreadsheet, the financial statements were Not adjusted for the payroll account.

1/1/20

Al Jardine

New Tax Collector has reviewed this and it has been reconciled

2019-08- The third-party lien account Contains reconciling items from various Years as well as lien redemptions that Have not been paid out some of which date To prior to 2013.

2020

Ricardo Llanos

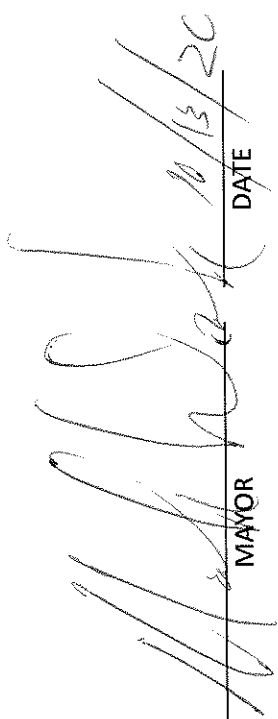
Council will make decision by year end

2019-09- The Borough has a Trust Assessment Fund which has been Inactive for years.


CHIEF FINANCIAL OFFICER

10/12/20

DATE


MAYOR

10/13/20
DATE

RESOLUTION NO 2020-199

RESOLUTION AWARDING CONTRACT FOR IMPROVEMENTS TO FIFTEENTH AVENUE PHASE I

WHEREAS, on October 8, 2020 the Borough of Belmar received bids for improvements to Fifteenth Avenue (Phase I); 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: Fernandes Construction Inc., 25 Stonegate Drive, Monroe, NJ 08831.
2. In the amount of: \$353,333.81.

CERTIFICATION AS TO AVAILABILITY OF FUNDS

I herewith certify that, as of November 4, 2020 funds will be available in the 2020 Accounts C-05- -155-203 (NJDOT Improvements to 15th Avenue Phase I) and C-05- -155-201 for the proposed contract noted above.

Ricardo Llanos
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 2020-200

**RESOLUTION DECLARING AN EMERGENT CONDITION AND
AUTHORIZING EMERGENCY CONTRACTS WITHOUT PUBLIC BIDDING
PURSUANT TO THE PROVISIONS N.J.S.A. 40A:11-6**

WHEREAS, an emergency condition developed throughout March 2020 as a result of the spread of coronavirus (COVID-19) in the State of New Jersey; and

WHEREAS, on March 16, 2020 Governor Phil Murphy issued Executive Order No. 104 imposing numerous restrictions throughout the State pursuant to the prior declaration of a state of emergency; and

WHEREAS, N.J.S.A. 40A:11-6 permits the Borough to award contracts without public bidding or quotes when an emergency affecting the health, welfare and safety of the public requires the immediate performance of services.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Belmar that authorization is hereby given to the appropriate Borough Officials to proceed with emergency contracts without public bidding pursuant to the provisions of N.J.S.A. 40A:11-6 and in compliance with N.J.S.A. 19:44A-20.12, until such time that the state of emergency is resolved.

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 2020-201

RESOLUTION AUTHORIZING THE SUBMISSION OF THE BEST PRACTICE INVENTORY

WHEREAS, the State of New Jersey, Division of Local Government Services is requiring all municipalities to file a best practice inventory worksheet; and

WHEREAS, the Borough of Belmar has complied with that request.

NOW, THEREFORE, BE IT RESOLVED, that the Borough of Belmar submit the completed best practice inventory worksheet to the Division of Local Government Services by the required due date and that the Chief Financial Officer and Municipal Clerk prepare the necessary certifications.

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. 2020-202

RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN THE BOROUGH OF BELMAR AND THE MONMOUTH COUNTY SCAT PROJECT FOR 2021

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 2021 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 2021 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
Mayor Walsifer				
Mr. Carvelli				
Mr. McCracken				
Ms. Wann				
Mr. Brennan				

Adopted:

RESOLUTION NO. 2020-203

**RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF
BELMAR, COUNTY OF MONMOUTH, STATE OF NEW JERSEY,
ACCEPTING AND AUTHORIZING EXECUTION OF A DEED OF
EASEMENT AFFECTING BLOCK 95, LOT 7, BELMAR, NEW JERSEY**

WHEREAS, Belmar is the owner of a 5’ sidewalk contiguous to northern boundary of property known and designated on the Borough of Belmar Tax Map as Lot 7, Block 95 (“Property”), pursuant to a Deed of Dedication recorded with the Monmouth County Clerk on or about November 29, 1939 at Deed Book 181, Page 80, which is shown on the attached plan prepared by Gregory S. Galls, PLS, and dated January 28, 2016, which is attached hereto as “Schedule A”;

WHEREAS, Sachem Pond, LLC was duly designated as Redeveloper of property identified as Lots 5 and 7, Block 95, by the Borough of Belmar on or about April 7, 2020, and entered into a Redevelopment Agreement in accordance with the Block 95 Redevelopment Plan; and

WHEREAS, Belmar Planning Board granted Preliminary and Final Major Site Plan Approval with Bulk Variance Relief to Grantee via resolution of approval adopted on September 21, 2020 permitting construction of a four story mixed-use building (“Site Plan Approval”); and

WHEREAS, in accordance with powers vested in Belmar pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq., Belmar hereby grants and conveys Sachem Pond, LLC this perpetual, exclusive easement permitting construction of improvements on, over and above the Property in accordance with Site Plan Approval and depicted on the Preliminary & Final Site Plan prepared by Richard DiFolco, PE, PP of JKR Engineering, dated March 20, 2020 as revised and the Floor Plans and Elevations, prepared by Laura C. Staines, RA of L&M Design, LLC dated April 5, 2019, as revised (collectively the “Approved Plans”) and;

WHEREAS, Belmar has determined that the Deed of Easement will not adverse the effect the surrounding Properties or traveling public, and will assist with the conditions of the Planning Board approval in order to better provide access to and around the subject Property; and

NOW, THEREFORE, BE IT RESOLVED this ____ day of November, 2020, by the Mayor and Council of the Borough of Belmar, County of Monmouth, State of New Jersey, as follows:

1. The Borough accepts and authorizes the execution of the forementioned Deed of Easement affecting property owned by Belmar known and designated as Lot 7, Block 95. A copy of the Deed of Easement is on file at the Office of the Borough Clerk and can be reviewed by the public during normal business hours.

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

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

- (a) Honorable Mark Walsifer, Mayor;
- (b) Edward D. Kirschenbaum, Sr., Administrator;
- (c) Jerry J. Dasti Esquire;
- (d) John A. Giunco, Esquire, attorney for Sachem Pond, LLC

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 November, 2020, a quorum being present and voting in the majority.

APRIL CLAUDIO, Municipal Clerk