

SECTION 2 - UPON ADOPTION FOR YEAR 2022

RESOLUTION

Be it Resolved by the COUNCIL MEMBERS of the BOROUGH
of BELMAR, County of MONMOUTH that the budget hereinbefore set forth is hereby
adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

- (a) \$ 8,340,360.72 (Item 2 below) for municipal purposes, and
- (b) \$ - (Item 3 below) for school purposes in Type I School Districts only (N.J.S.A. 18A:9-2) to be raised by taxation and,
- (c) \$ - (Item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in
Type II School Districts only (N.J.S.A. 18A:9-3) and certification to the County Board of Taxation of
the following summary of general revenues and appropriations.
- (d) \$ - (Sheet 43) Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy
- (e) \$ - (Sheet 44) Arts and Culture Trust Fund Levy
- (f) \$ 684,667.00 (Item 5 Below) Minimum Library Tax

RECORDED VOTE
(Insert last name)

	Ayes	Nays		Abstained	
				Absent	

SUMMARY OF REVENUES

1. General Revenues				
Surplus Anticipated		08-100	\$	2,841,293.47
Miscellaneous Revenues Anticipated		13-099	\$	7,961,023.27
Receipts from Delinquent Taxes		15-499	\$	375,000.00
2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSED (Item 6(a), Sheet 11)				
		07-190	\$	8,340,360.72
3. AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY:				
Item 6, Sheet 42		07-195	\$	-
Item 6(b), Sheet 11 (N.J.S.A. 40A:4-14)		07-191	\$	-
TOTAL AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY				
\$ -				
4. To Be Added TO THE CERTIFICATE FOR THE AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY:				
Item 6(b), Sheet 11 (N.J.S.A. 40A:4-14)		07-191		
5. AMOUNT TO BE RAISED BY TAXATION MINIMUM LIBRARY TAX				
		07-192	\$	684,667.00
Total Revenues		13-299	\$	20,202,344.46

SUMMARY OF APPROPRIATIONS

5. GENERAL APPROPRIATIONS:	XXXXXX	XXXXXXXXXXXXXXXXXX
Within "CAPS"	XXXXXX	XXXXXXXXXXXXXXXXXX
(a & b) Operations Including Contingent	34-201	\$ 14,270,940.00
(e) Deferred Charges and Statutory Expenditures - Municipal	34-209	\$ 1,342,769.92
(g) Cash Deficit	46-885	\$ -
Excluded from "CAPS"	XXXXXX	XXXXXXXXXXXXXXXXXX
(a) Operations - Total Operations Excluded from "CAPS"	34-305	\$ 1,864,283.67
(c) Capital Improvements	44-999	\$ 170,000.00
(d) Municipal Debt Service	45-999	\$ 2,034,025.00
(e) Deferred Charges - Municipal	46-999	\$ -
(f) Judgments	37-480	\$ -
(n) Transferred to Board of Education for Use of Local Schools (N.J.S.A. 40:48-17.1 & 17.3)	29-405	\$ -
(g) Cash Deficit	46-885	\$ -
(k) For Local District School Purposes	29-410	\$ -
(m) Reserve for Uncollected Taxes	50-899	\$ 520,325.87
6. SCHOOL APPROPRIATIONS - TYPE I SCHOOL DISTRICT ONLY (N.J.S.A. 40A:4-13)	07-195	
Total Appropriations	34-499	\$ 20,202,344.46

It is hereby certified that the within budget is a true copy of the budget finally adopted by resolution of the Governing Body on the _____ day of _____, 2022. It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the 2022 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

Certified by me this _____ day of _____, 2022, _____, Clerk

Signature

RESOLUTION NO. 2022-118

**RESOLUTION ADOPTING AND CONFIRMING THE FINDINGS AND
DETERMINATION REPORT OF THE SIDEWALK
ASSESSMENT COMMISSIONERS WITH RESPECT TO THE 2016-2018
SIDEWALK IMPROVEMENT PROJECT**

WHEREAS, pursuant to the provisions of *N.J.S.A. 40:56-30* the Borough Council of the of the Borough of Belmar, in the County of Monmouth, will consider the Findings and Determination Report of the Sidewalk Assessment Commissioners in connection with and related to the local improvement completed in this Borough under the authority of Bond Ordinance No. 2016-09 and Bond Ordinance No. 2017-20, respectively, of this Borough; and,

WHEREAS, the notices required by *N.J.S.A. 40:56-30* to be posted and mailed were so posted and mailed in proper time and manner by the Municipal Clerk.

WHEREAS, the said Municipal Clerk has filed her proper affidavit of such posting and mailing and which affidavit is a part of the public record in the proceedings of said local improvement; and

WHEREAS, this governing body has held a public hearing to give all interested persons an opportunity to be heard on any or all of the items, subjects and findings contained in the Finding and Determination Report of the Sidewalk Assessment Commissioners in said local improvement matter and no person has shown any good and sufficient reason why the said Report should not be adopted and confirmed as submitted.

NOW, THEREFORE, BE IT RESOLVED, BY THE BOROUGH COUNCIL OF THE BOROUGH OF BELMAR, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, on this 12th day of July, 2022 as follows:

1. The Findings and Determination Report of the Sidewalk Assessment Commissioners in relation to and in connection with the completed local improvement made in this Borough under and by authority of Bond Ordinance No. 2016-09 and Bond Ordinance No. 2017-20, respectively, of the Borough is hereby adopted and confirmed without alteration, as authorized by *N.J.S.A. 40:56-30*.

2. The adoption and confirmation of said Report is final and conclusive.

3. Pursuant to *N.J.S.A. 40:56-30*, the Municipal Clerk is hereby directed to forthwith deliver to the Municipal Tax Collector

(a) A certified copy of said Report of Assessment; and,

(b) A certified copy of this Resolution of adoption and confirmation of said report.

4. The assessments shall be deemed payable upon delivery to the Borough Tax Collector, as set forth in Paragraph 3. The Tax Collector shall forthwith send out by mail or deliver to the owners of such real estate, bills for such assessment in accordance with the provisions of *N.J.S.A. 40:55-31*. At the option of the owner of the real estate affected by the assessment, the assessment may be paid in full or paid in ten (10) annual equal installments, the balance of said installments to bear interest at the same interest rate as charged upon unpaid real estate taxes in the Borough. The Borough Tax Collector shall properly record the date and amount of each payment on the duplicate as a credit to the taxpayer and shall also enter therein a designation of the property on which the tax was paid, the total amount of the assessment and the interest and penalty charged, all in accordance with the provisions of *N.J.S.A. 40:56-31*. Such information shall be open at all reasonable times to public inspection. The Borough Tax Collector or other tax search officer of this municipality shall furnish a proper municipal lien search on any of the

real estate covered by said liens imposed by reason of said local improvement, provided that the applicant pays the proper fee for such municipal lien search. Each such search shall show the balance then due on the premises in question for both assessment, costs and interest or other penalty as the case may be. Stated otherwise, any assessment may be paid by September 1st, without interest or penalty; but if any assessment is not paid by September 1st interest shall be charged at the same interest rate as charged upon unpaid real estate taxes in this municipality.

5. Pursuant to the provision of *N.J.S.A. 40:56-33*, each and every one the assessments for local improvements, together with interest thereon and all costs and charges connected therewith, shall after this confirmation by the governing body of the Borough, be a first lien upon the real estate described in the assessments, paramount to all prior or subsequent alienations and descents of such real estate or encumbrances thereon, except subsequent taxes or assessments.

6. The Municipal Clerk shall forthwith send a certified copy of this resolution to Borough Collector of Taxes and Tax Search 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
Mayor Walsifer				
Mr. Brennan				
Mr. McCracken				
Ms. Kinney				
Mr. Carvelli				

Adopted:

RESOLUTION NO 2022-120

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:

Jonathan Lu
300 Woodlawn Ave.
Wellesley, MA 02481
\$200.00 - Security Deposit Huisman Gazebo

Terry Barahona
22 Harvard Ave.
Neptune, NJ 07753
\$50.00 - Farmers Market Refund

John Kelly Mechanical
932 Fourth Avenue
Neptune, NJ 07753
\$500.00 - 104 River Avenue Street Opening Deposit
\$500.00 – 511 5th Avenue Street Opening Deposit
\$500.00 – 605 7th Avenue Street Opening Deposit

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. Brennan				
Mr. McCracken				
Ms. Kinney				
Mr. Carvelli				

Adopted:

RESOLUTION NO. 2022-121

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:

FSOTS 8th Annual 5K: Saturday, October 8, 2022. Event begins and ends at Bar Anticipation in Lake Como. Set-up can begin no earlier than 8:30am and race **MUST** begin at 9:00am. Race organizers must direct all participants who have not finished the race by 11:30am that they must move to the sidewalk as the streets will begin to open. Event organizers must inform all residents by the event of street closure. Event organizers must comply with a route approved by the Belmar Police Department. Organizers must supply The Borough of Belmar with proof of approval from other towns impacted by this event.

Fallen Heroes 5K Walk: Saturday, September 10, 2022. Event begins and ends at Bar Anticipation in Lake Como. Set-up can begin no earlier than 8:30am and race **MUST** begin at 9:00am. Race organizers must direct all participants who have not finished the race by 11:30am that they must move to the sidewalk as the streets will begin to open. Event organizers must inform all residents by the event of street closure. Event organizers must comply with a route approved by the Belmar Police Department. Organizers must supply The Borough of Belmar with proof of approval from other towns impacted by this event.

Cupid’s Chase 5K: Saturday, February 11, 2023. Event begins and ends at Bar Anticipation in Lake Como. Set-up can begin no earlier than 8:30am and race **MUST** begin at 9:00am. Race organizers must direct all participants who have not finished the race by 11:30am that they must move to the sidewalk as the streets will begin to open. Event organizers must inform all residents by the event of street closure. Event organizers must comply with a route approved by the Belmar Police Department. Organizers must supply The Borough of Belmar with proof of approval from other towns impacted by this event. Costs will be assigned following the event.

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. Brennan				
Mr. McCracken				
Ms. Kinney				
Mr. Carvelli				

Adopted:

RESOLUTION 2022-122

RESOLUTION AUTHORIZING THE SUBMISSION OF A NJDOT GRANT APPLICATION

WHEREAS, the State of New Jersey, Department of Transportation has notified all municipalities of the availability of funding under the Transportation Trust Fund Municipal Aid Program for the Fiscal Year 2023; and

WHEREAS, the Borough of Belmar is desirous of submitting an application under this program for the following purpose:

- Fifth Avenue Phase I

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of Belmar, County of Monmouth, State of New Jersey, formally approves the grant application for the above stated project; and

FURTHER BE IT RESOLVED that the Borough Engineer, Mayor and Municipal Clerk are hereby authorized to submit an electronic grant application identified as MA-2023 – Improvements to Fifth Avenue Phase I 00500 to the New Jersey Department of Transportation on behalf of the Borough of Belmar; and

FURTHER BE IT RESOLVED that the Mayor and Municipal Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Belmar and that their signatures constitute acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

ROLL CALL:

CERTIFICATION

I hereby certify that this is a true copy of a resolution passed by the Borough of Belmar Governing Body at their meeting held on _____, 2022.

April Claudio
Borough Clerk

My signature and the Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

Attest and Affix Seal

April Claudio
Borough Clerk

Mark Walsifer
Mayor

RESOLUTION NO. 2022-123

RESOLUTION APPOINTING SPECIAL POLICE OFFICER FOR 2022

THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Belmar that Ryan E. Braswell is hereby appointed as a Class II Special Officer effective July 1st 2022.

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. Brennan				
Mr. McCracken				
Mr. Carvelli				
Ms. Kinney				

Adopted: July 12, 2022

RESOLUTION NO. 2022-124

**RESOLUTION AUTHORIZING PLACE TO PLACE TRANSFER OF PLENARY
RETAIL CONSUMPTION LICENSE FOR EAST COAST BREWING CO. LLC**

WHEREAS, application has been made for a place-to-place transfer of Plenary Retail Consumption License No. 1306-33-014-008 by EAST COAST BREWING CO LLC; and

WHEREAS, East Coast Brewing Co., LLC desires to extend its Plenary Retail Consumption License to its proposed rooftop bar;

WHEREAS, said application was accompanied by the requisite construction permit and plans which are pending final approval; and

WHEREAS, East Coast Brewing is requesting conditional approval of the expansion of its liquor license to its proposed rooftop bar, and that such approved shall lose its “conditional” designation upon the issuance of a Certificate of Occupancy by the Borough’s Construction Official; and

WHEREAS, East Coast Brewing acknowledges that it shall be prohibited from selling, distributing, or permitting its patrons from consuming alcoholic beverages within its rooftop bar until it obtains a Certificate of Occupancy.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council that the place-to-place transfer for license 1306-33-014-008, East Coast Brewing CO. LLC for the premises at 801 Main Street be approved for the period of July 1, 2022 to June 30, 2023 both dates inclusive.

BE IT FURTHER RESOLVED that the following conditions shall be placed on the license:

1. Occupancy of the Rooftop shall be 168 persons.

_____ 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. Brennan				
Mr. McCracken				
Mr. Carvelli				
Ms. Kinney				

Adopted: