

RESOLUTION NO. 2022-148

RESOLUTION OF THE BOROUGH OF BELMAR FOR MONMOUTH COUNTY OPEN SPACE GRANT- PASSIVE RECREATIONAL IMPROVEMENTS TO LAKE COMO

WHEREAS, the Monmouth County Board of Chosen Freeholders has approved an Open Space Grant Trust Fund and established a Municipal Open Space Program to provide Program Grant funds in connection with municipal acquisition of lands for County park, recreation conservation and farmland preservation purposes, as well as for County recreation and conservation development and maintenance purposes; and

WHEREAS, the Governing Body of the Borough of Belmar desires to obtain County Open Space Trust Funds in the amount of \$200,000.00 to fund Passive Recreational Improvements to Lake Como, located on North Boulevard, between B Street and Ocean Avenue, Block 210 Lot 1; and

WHEREAS, the total cost of the project including all matching funds is \$400,000.00; and

WHEREAS, the Borough of Belmar is the owner of and controls the project site.

NOW, THEREFORE, BE IT RESOLVED BY the Borough of Belmar **THAT**:

1. Edward D. Kirschenbaum, Sr., Borough Administrator or his/her successor is authorized to (a) make an application to the County of Monmouth for Open Space Trust Funds, (b) provide additional application information and furnish such documents as may be required for the Municipal Open Space Grants Program and (c) acts as the municipal contact person and correspondent of the above-named municipality; and
2. The Borough of Belmar is committed to this project and will provide the balance of funding necessary to complete the project as described in the grant application in the form of non-county matching funds as required in the Policy and Procedures Manual for the Program; and
3. If the County of Monmouth determines that the application is complete and in conformance with the Monmouth County Municipal Open Space Program and the Policy and Procedures Manual for the Municipal Grants Program adopted thereto, the municipality is willing to use the approved Open Space Trust Funds in accordance with such policies and procedures, and applicable federal, state and local government rules, regulations and statutes thereto; and
4. Edward D. Kirschenbaum, Sr., Borough Administrator or his/her successor is hereby authorized to sign and execute any required documents, agreements, and amendments thereto with the County of Monmouth for the approved Open Space Trust Funds; and
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
Mayor Walsifer				
Mr. Brennan				
Mr. McCracken				
Ms. Kinney				
Mr. Carvelli				

Adopted:

**BOROUGH OF BELMAR
COUNTY OF MONMOUTH**

I, April Claudio do hereby certify that the forgoing is a true copy of a resolution adopted by the Governing Body of the Borough of Belmar at a meeting held on the 6TH day of September, 2022.

In Witness Whereof, I have hereunder set my hand and official seal of the municipality this 6TH day of September, 2022.

MAYOR MARK WALSIFER

APRIL CLAUDIO, BOROUGH CLERK

RESOLUTION NO. 2022-149

RESOLUTION APPOINTING SPECIAL POLICE OFFICERS FOR 2022

THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Belmar that the following are hereby appointed as a Class II Special Officer after attending the Ocean County Police Academy for Special Law Enforcement Class II, September 23, 2022 through May 2023:

Christian J. Chambers
Joseph T. Lacobone
Joshua A. James
Christopher J. Kinnie
Kyle K. Krimin
Michael P. Roote

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:

April Claudio
Municipal Clerk

RESOLUTION NO 2022-150

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:

Christine Bell
1000 River Road Unit 5L
Belmar, NJ 07719
Marriage License \$28

Mimi Lusardi
1005 13th Avenue
Belmar, NJ 07719
Soccer Registration \$55

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 2022-151

**RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF BELMAR
ESTABLISHING RECREATION FEES**

WHEREAS, the Mayor and Council of the Borough of Belmar wish to establish fees for recreation programs; and

WHEREAS, the following fees shall be established:

All Around Fitness Class for Seniors \$5 per class

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Belmar that the above fees shall be in effect immediately.

BE IT FURTHER RESOLVED, these 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. Kinney				
Mr. Brennan				

Adopted:

RESOLUTION NO. 2022-152

RESOLUTION TO AMEND 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, Resolution No. 2022-118 was adopted by the Borough Council of the Borough of Belmar on July 12, 2022, for the purpose of adopting and confirming the Findings and Determination Report of the Sidewalk Assessment Commissioners with respect to the 2016-2018 Sidewalk Improvement Project and setting the initial payment date without incurring interest and penalties as September 1, 2022; and,

WHEREAS, due to unforeseen problems with the preparation of the Special Assessment billing, the Tax Collector has requested that the initial payment date without incurring interest and penalties be changed to October 15, 2022.

NOW, THEREFORE, BE IT RESOLVED that the initial payment date for the Sidewalk Assessment billing without incurring interest and penalties be set as October 15, 2022.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be provided to the Borough's Tax Collector and Chief Financial Officer for their information and further action.

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. 2022-153

**RESOLUTION PERMITTING SPECIAL EVENTS AS PER BOROUGH
ORDINANCE 16-14.4**

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

St. Rose HS Walk-a-thon: Wednesday, October 19, 2022. Event will begin at 8:00AM and end by Noon. Participants will begin walking at St. Rose HS, go on the boardwalk to Spring Lake and return to the HS. No additional Borough resources are required.

St. Rose Parish “Rosary Rally”: Saturday, October 15, 2022. Event will begin at 11:00AM and end by 1:30PM. Event will take place at the Huisman Gazebo. No additional Borough resources are required.

Belmar Farmers Market: Event will take place at Memorial Field on Main Street between 12th and 13th Avenue. Events will occur weekly and begin at 4:00PM and end at 8:00PM. This is a rain or shine event. Event dates are every Wednesday Beginning June 14 to August 30, 2023. No additional Borough resources are required.

Friday Night Concerts: Fridays beginning Memorial Day weekend and ending on Friday of Labor Day weekend 2023. Event will begin around 6:00PM and end by 9:30PM. No additional Borough resources are required.

New Jersey Sandcastle Contest: Wednesday, July 12, 2023 (rain date July 13th). Event will begin at 8:00AM and end by 1:00PM. Event will take place on Belmar Beach between 14th & 18th Avenue. No additional Borough resources are required.

Movies on the Beach: Every Thursday (weather permitting) beginning July 6th and ending August 24, 2023. Event will begin at dusk. No additional Borough resources are required.

Belmar Pro Surf: Wednesday-Sunday, September 6 – 10, 2023. Event will take place on Belmar Beach between 15th and 17th Avenue. Event organizers will leave the beach in the same condition in which it was found. Borough resources will be assigned closer to the date of the event.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Belmar that permission be and is either granted or denied for these 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. Brennan				
Mr. McCracken				
Ms. Kinney				
Mr. Carvelli				

Adopted:

RESOLUTION NO. 2022-154

RESOLUTION AWARDING CONTRACT FOR THE PURCHASE OF A MEDIX MSV-11 157 TYPE 1 AMBULANCE

WHEREAS, the Borough of Belmar participates in the Houston-Galveston Area council cooperating purchasing program (H-GAC), ILC #:13-3347, and

WHEREAS, the Borough of Belmar wishes to purchase one (1) Medix MSV-II 157 Type 1 Ambulance, #22-L052 per selected and specified Published and Non Published Options through the Houston-Galveston Area Council cooperating purchasing program per N.J.S.A. 52:34-6.2(b)(3); and

WHEREAS, the purchase price is \$258,990.

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

NOW, THEREFORE, BE IT RESOLVED by the Borough Council on this 6th day of September 2022, that a contract be awarded to Defender Emergency Products, 126 South Main Street, Farmingdale, NJ 07727 in the amount of \$258,900.00

CERTIFICATION AS TO AVAILABILITY OF FUNDS

I herewith certify that, as of September 6, 2022 the free and unencumbered balance in the appropriation accounts 2-01- -124-201 entitled LEAP EMS IMPLEMENTATION GRANT and that there are adequate funds available for the proposed contract noted above.

Lorraine Carafa
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
Mayor Walsifer				
Mr. Brennan				
Mr. McCracken				
Mr. Carvelli				
Ms. Kinney				

Adopted:

BOROUGH OF BELMAR

RESOLUTION NO. 2022-155

RESOLUTION AWARDING CONTRACT FOR IMPROVEMENTS TO RIVER AVENUE WATER MAIN

WHEREAS, on August 16, 2022 the Borough of Belmar received bids for Improvements to River Avenue Water Main; and

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

NOW, THEREFORE, BE IT RESOLVED by the Borough Council on this 6th day of September 2022 that:

1. Contract is awarded to: MSP Construction Corp., 19 Minneakoning Road Unit B, Flemington, NJ 08822.
2. Contract amount is \$498,292.00.

BE IT FURTHER RESOLVED, this resolution shall take effect September 6, 2022.

CERTIFICATION AS TO AVAILABILITY OF FUNDS

I herewith certify that, as of September 6, 2022, there are adequate, unencumbered funds available in the following Capital Accounts of the Borough, W-15- -060-201 to fund said contract award.

Lorraine P. Carafa
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
Mayor Walsifer				
Mr. Brennan				
Mr. McCracken				
Mr. Carvelli				
Ms. Kinney				

I, APRIL CLAUDIO, CLERK OF THE BOROUGH OF BELMAR, Monmouth County, and the State of New Jersey do hereby Certify that the foregoing Resolution is a true copy of the Original Resolution duly passed and adopted by a majority of the full membership of the Governing Body at its meeting of September 6, 2022.

APRIL CLAUDIO, RMC
MUNICIPAL CLERK

RESOLUTION NO. 2022-156

RESOLUTION AUTHORIZING THE ISSUANCE OF CLASS C LIQUOR LICENSE TO TWO DAWGS, INC T/A THE BOATHOUSE BAR AND GRILL FOR PERIOD ENDING JUNE 30, 2023

WHEREAS, application has been made to the Borough Council for a Class C License No. 1306-33-002-007 by for the premises located at 1307-1309 Main Street, Belmar, New Jersey; and

WHEREAS, said application is accompanied by reports from the borough inspection officials, health inspector and Chief of Police if applicable.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Belmar that the Class C License No.1306-33-002-007, be granted to TWO DAWGS, INC., t/a Boathouse Bar & Grill for effective July 1, 2022 to June 30, 2023.

WHEREAS, the Borough Council finds the following:

1. Licensee will designate clean up crew for neighborhood Railroad Ave. to C St., 12th to 15th Ave. This clean up crew shall wear Boathouse shirts and the hours of operation shall be at closing.
2. Licensee shall be prohibited on the distribution of pre-mixed drinks, such as Jello shots.
3. Licensee shall maintain a counting system at each entrance and exit on Fridays, Saturdays and any special promotional nights. The only entrance for patrons shall be the Main Street entrance (south entrance) near 15th Ave. One counter for people entering and one for people leaving will be maintained at that location.
4. No alcoholic beverages shall be sold, served, delivered or consumer in the licenses premises during such time as the number of persons, exclusive of employees, occupying the licensed premise exceeds the occupancy limit established by the fire official. Occupancy for this premise shall be Four Hundred Twenty 21 (421) Inside and Seventy (70) Outside. Occupancy may be recalculated and designated on a per room basis.
5. The licensee will have posted a minimum of two (2) security personnel, floor men, outside the vestibule of the main entrance to ensure unruly persons are not permitted to enter the establishment and to check the identification of all persons entering the licenses premises. This requirement shall be in effect on Tuesdays, Fridays and Saturdays as well as on high volume Holidays/Sundays as needed in coordination with the Belmar Police Department
6. The licensee will ensure that any fraudulent identification presented at the door will be immediately confiscated and the Police Department shall be immediately notified to respond. The licensee and their employees will make every reasonable attempt to detain the person presenting the identification pending police arrival. If this is not possible, they will provide the responding officers with a description of the person and the direction of travel.
7. It is a requirement that all employees licensed to handle alcoholic beverages undergo TAMS training within 30 days of being hired; records for this requirement must be maintained by the licensee. The Licensee shall maintain the CCTV System for surveillance of inside/outside the establishment.
8. The licensee shall cease all music, live or canned, at 1:30 AM bar time. As stipulated in the establishment's regulations, bar time is calculated as 15 minutes prior to EST.
9. Live entertainment shall be permitted as follows: The current rotation of bands consisting of four (4) to five (5) members. Any other live entertainment consisting of more than four (4) members including instrumentalists and vocalists must be approved by the Borough Council.
10. Live Music in the outdoor bar/dining area will be permitted provided that it shall be limited to 3 pieces (without heavy percussion) and DJ's (with amplification) and shall conclude by no later than 10:00 pm. Live music is inside the bar/dining area shall be permitted with the

condition of garage doors and/or windows shall be closed.

11. The licensee shall ensure that all incidents such as fights, disorderly patrons, etc. are immediately reported to Police Headquarters.
12. The licensee shall ensure that any line outside the establishment does not interfere with persons using the sidewalk. A minimum of two (2) security employees of the establishment shall be posted outside to control the line whenever present and ask any disorderly person to leave prior to entering the establishment.
13. The licensee shall continue use of Shush Patrols from Memorial Day weekend through and including Labor Day weekend. The Shush Patrols shall be coordinated with and approved by the Police Department. A minimum of two (2) employees of the establishment will be designated for Shush Patrol from 9pm to 2:30am from 13th Avenue to 15th Avenue from Main Street to D Street. This requirement shall be in effect on Tuesdays, Fridays and Saturdays as well as on high volume Holidays/Sundays when the required number of Shush Patrol shall be increased to four (4).
14. All outside personnel must be attired in Boathouse shirt and/or jacket with clearly marked, in a minimum of 2" lettering, on back of shirt/jacket "Boathouse Staff".
15. The licensee shall maintain a no entry list, which is a list of persons who the licensee does not permit in the establishment.
16. Between the months of March and October the licensee will schedule a monthly meeting with the Chief of Police to review any incidents at the establishment the preceding month.
17. The licensed premise must comply with all State, County, and Local guidelines as it pertains to health department regulations.

offered the above resolution and moved its adoption. Seconded by 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: