

RESOLUTION NO. 2021-250

**RESOLUTION PURSUANT TO N.J.A.C. 5:30-14.4 ET SEQ. CHANGE ORDER
NUMBER TWO FOR THE 15TH AVENUE WATER MAIN PROJECT**

WHEREAS, the Borough Administrator has certified Change Order Number One to amend project costs by agreement with the contractor, James R. Ientile, Inc. for the 15th Avenue water main improvements project; and

WHEREAS, the Council of the Borough of Belmar has also received from the Mayor a request for this Change Order to amend the cost of the project as shown by the documentation attached to said request and having investigated the same and being assured that the change is necessary and that it will actually be carried out and the total net change for Change Order Number One is a net decrease of \$583.21.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Borough Clerk be and are hereby authorized to enter into written amendatory contract covering the change requested in the aforesaid project.

REQUEST PURSUANT TO 5:30-14.4 ET SEQ.

I am the Mayor of the Borough of Belmar and the changes are required to amend the bid specifications for the project as listed. No changes were authorized by me or the Council prior to this resolution for noted items and the change order requested by the Contractor and the Administrator is necessitated for the reasons given by them in the annexed documents and are permissible under Regulations of the Local Finance Board.

Mark Walsifer
Mayor

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. Wann				

Adopted:

APRIL CLAUDIO
MUNICIPAL CLERK

RESOLUTION 2021-251

RESOLUTION SETTING 2022 MEETING DATES

WHEREAS, subsection 2-2.6 of the Revised General Ordinances “Administrative Code” of the Borough of Belmar provides that the Mayor and Council determine the dates on which it shall meet by Resolution.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Belmar that Meetings of the Borough Council for **2022** will be held as follows:

Swearing in Ceremony Only: January 2, 2022 at 12:00 pm

Regular Meeting Schedule - meetings will begin at 6:30 PM:

January 4th (Reorganization Meeting)

January 18th

February 1st & 15th

March 1st & 15th

April 5th & 19th

May 3rd & 17th

June 7th & 21st

July 5th & 12th

August 2nd & 16th

September 6th & 20th

October 4th & 18th

November 1st & 29th

December 6th & 20th

and

December 26th at 10 am

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 2021-252

**RESOLUTION TO APPROVE
SHARED SERVICES/PURCHASE AGREEMENT WITH WALL TOWNSHIP**

WHEREAS, Wall Township in conjunction with Brielle, Sea Girt, Spring Lake Heights, Belmar, Lake Como, Avon and Manasquan, is offering a shared service/purchase agreement; and,

WHEREAS, A Shared Services/Purchase Agreement has been proposed for this purpose, pursuant to N.J.S.A. 40A:65-1 et seq.; and,

WHEREAS, It is in the best interest of the Borough of Belmar to enter into such an Agreement;

WHEREAS, said shared service/purchase agreement shall include, but not be limited to, labor, equipment, material, purchase of material, equipment and services in relation to the Department of Public Works.

NOW, THEREFORE, BE IT RESOLVED, By the Mayor and Council of the Borough of Belmar, that the Mayor and Clerk be and are hereby authorized to execute a shared service/purchase agreement with Wall Township, NJ.

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. Wann				

Adopted:

RESOLUTION 2021-253

RESOLUTION CERTIFYING THE 2020 ANNUAL AUDIT

WHEREAS, N.J.S.A. 40A: 5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2020 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A: 5-6, and a copy has been received by each member of the governing body; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled “Comments and Recommendations; and

WHEREAS, the members of the governing body have personally reviewed, as a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled “Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE BE IT RESOLVED, That the Council of the Borough of Belmar, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

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 2021-

**RESOLUTION INDICATING CORRECTIVE ACTION PLAN/STATUS
REGARDING THE 2020 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 2020 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:

RESOLUTION NO 2021-255

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:

Myron & Amy Suseck
13 Horshoe Drive
Hillsborough, NJ 08844
114 9th Street Opening Bond \$500

Paula Giglio
406 11th Avenue
Belmar, NJ 07719
Zoning Board Escrow \$550.50

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. 2021-256

RESOLUTION AUTHORIZING TRANSFERS OF APPROPRIATIONS

WHEREAS, the Local Budget Law, *N.J.S.A.* 40A-4:20, et seq., permits the transfer of funds from appropriations which have available balances to those that do not during the last two months of the fiscal year under certain circumstances; and,

WHEREAS, the Borough Council of the Borough of Belmar wishes to transfer funds as permitted by *N.J.S.A.* 40A:4-58, et seq. and as recommended by Chief Financial Officer.

NOW, THEREFORE, BE IT RESOLVED BY the Borough Council of the Borough of Belmar that transfers between appropriations as listed below are hereby authorized:

Current Fund:

Account No.	Appropriation Title	Transfer	
		Out	In
1-01- -007-113	Finance, S/W	\$ 5,000.00	
1-01- -007-299	Finance, Misc.	5,000.00	
1-01- -009-207	Assessor, OE, Computer Svs.	1,000.00	
1-01- -011-121	Collector, S/W	5,000.00	
1-01- -011-293	Collector, OE, Estimated Tax Bills	2,000.00	
1-01- -011-299	Collector, OE, Misc.	3,000.00	
1-01- -015-212	Legal Fees, OE	25,000.00	
1-01- -019-122	Buildings/Grounds, S/W	10,000.00	
1-01- -021-299	MLUL, OE, Misc.	4,000.00	
1-01- -051-236	Equipment Repair, Vehicles	7,500.00	
1-01- -038-123	First Aid, S/W	25,000.00	
1-01- -055-122	Recycling, S/W, P/T	10,000.00	
1-01- -056-257	Recycling, Tipping Fees	10,000.00	
1-01- -061-121	Housing Inspector, S/W	6,000.00	
1-01- -073-121	Parks/Playgrounds, S/W	10,000.00	
1-01- -073-131	Parks/Playgrounds, OE, Seasonal	5,000.00	
1-01- -073-238	Parks/Playgrounds, OE, Equipment	3,000.00	
1-01- -075-121	Recreation, S/W, Seasonal	10,000.00	
1-01- -079-254	Electricity	20,000.00	
1-01- -080-254	Street Lighting	10,000.00	
1-01- -081-251	Telephone	7,500.00	
1-01- -082-255	Natural Gas	7,500.00	
1-01- - 038-123	First Aid, S/W	4,000.00	
1-01- -038-299	First Aid, OE	5,000.00	
1-01- -001-299	Clerk, OE, Supplies		5,000.00
1-01- -017-215	Engineering, OE		25,000.00
1-01- -033-233	Fire, OE, New Equipment		500.00
1-01- -059-122	Uniform Fire Safety, S/W, P/T		4,000.00
1-01- -072-252	Marina Fuel, Diesel for Resale		60,000.00
1-01- -072-253	Marina Fuel, Gas for Resale		80,000.00
1-01- -072-258	Marina Fuel Tax		20,000.00
1-01- -120-111	Grant Matching Funds		6,000.00

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be provided to the Chief Financial Officer for 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. Carvelli
Mr. McCracken
Ms. Wann
Mr. Brennan

Adopted:

RESOLUTION NO 2021-257

**RESOLUTION APPOINTING AND CONFIRMING A PROFESSIONAL SERVICE
CONTRACT FOR ENVIRONMENTAL SERVICES**

WHEREAS, there exists a need for a licensed professional to provide environmental services to the Borough; and

WHEREAS, a contract for professional services pursuant to N.J.S. 40A:11-5(1)(a)(I) and N.J.S.19:44A-20.5 may be awarded without advertisement for bids or bidding in that the required services must be performed by persons authorized by law to practice a recognized profession, whose practice is regulated by law, and the performance of which requires knowledge of an advanced and specialized type.

WHEREAS, the Chief Financial Officer has certified that there are funds available in the appropriation entitled "Engineering, Other Expenses", account number 1-01- -017-215 to authorize this award.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Belmar that the following be and are hereby appointed and confirmed for an amount not to exceed \$22,855:

Gibson & Stattel Environmental LLC
P.O. Box 587
Burlington, NJ 08016

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				
Ms. Wann				
Mr. McCracken				
Mr. Carvelli				

Adopted: