

RESOLUTION NO 2021-200

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:

Mark & Kelly Connors
23 Bayberry Street
Monmouth Beach, NJ 07750
215 18th Avenue Summer Rental License \$315

Lindsay Hood
132 Tunes Brook Drive
Brick, NJ 08723
200 ½ 15th Avenue street opening permit \$60

Oscar & Lynn Alvarez
1809 Snyder Avenue
Belmar, NJ 07719
Animal House Bond \$1000

Lindsay Hartelius
609 13th Ave
Belmar, NJ, 07719
Soccer Registration \$55

Bridget Killeen
446 Glenmere Ave
Neptune, NJ 07753
Soccer Registration \$55

Jacklyn Repetti
2373 Birch Lane
Wall, NJ 08735
Soccer Registration \$55

Nicole Sharrock-Barry
2109 Margerum Ave
Belmar, NJ 07719
Soccer Registration \$55

Lynne Tolomanosi
1702 Oak Terrace
Lake Como, NJ 07719
Soccer Registration \$55

Dena Marchese
2802 Polk Street
Wall, NJ 07119
111 7th Avenue Tax Overpayment \$3043.67

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 NO 2021-201

RESOLUTION AWARDING CONTRACT FOR IMPROVEMENTS TO FIFTEENTH AVENUE PHASE II

WHEREAS, on August 17, 2021 the Borough of Belmar received bids for the Project known as Improvements to Fifteenth Avenue (Phase II); 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 \$223,704.31.

CERTIFICATION AS TO AVAILABILITY OF FUNDS

I herewith certify that as of September 7, 2021 funds are available in the following accounts: G-03-00-900-046 (NJDOT Grants - Fifteenth Avenue Phase II - \$185,000) and C-05- - 160-202 (\$40,000) 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. Carvelli				
Mr. McCracken				
Ms. Wann				
Mr. Brennan				

Adopted:

RESOLUTION 2021-202

**RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF BELMAR
ESTABLISHING A FEE FOR NO KNOCK REGISTRY DECALS**

WHEREAS, the Mayor and Council of the Borough of Belmar wish to establish a fee for No Knock Registry decals; and

WHEREAS, the fee shall be \$5 per a decal.

NOW, THEREFORE, BE IT RESOLVED, this fee 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
Mr. Brennan				
Mr. Carvelli				
Mr. McCracken				
Ms. Wann				
Mayor Walsifer				

Adopted:

RESOLUTION NO. 2021-203

RESOLUTION AUTHORIZING THE RECEIPT OF BIDS

BE IT RESOLVED by the Mayor and Council of the Borough of Belmar, County of Monmouth, State of New Jersey, that the Borough Clerk be and is hereby authorized to advertise for sealed bids for the following:

- Mid-Grade Ultra Low No Lead Gasoline/Ultra Low Sulfur Dyed Diesel
- Encoder registers, cold water meters and radio frequency meter interface units

Bids will be returnable before the Municipal Clerk in accordance with the terms, conditions and specification of the Notice to Bidders and Standard Proposal Form.

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 NO. 2021-204

RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF BELMAR, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AWARDING A CONTRACT FOR THE PAINTING OF THE BELMAR WATER STORAGE TANK PROJECT TO ALLIED PAINTING, INC.

WHEREAS, the Borough of Belmar, County of Monmouth, State of New Jersey (hereinafter referred to as “Belmar”) has solicited bids for the Painting of the Water Storage Tank Project (hereinafter referred to as the “Project”); and

WHEREAS, the bids have been solicited in conformance with the provisions of the New Jersey Local Public Contracts Law, N.J.S.A. 40A:11-1, et al.; and

WHEREAS, seven (7) bids were received in response to the bid solicitation as follows:

BIDDER	BID PRICE
America Construction Group	\$186,000.00
Dynamic Sandblasting	\$329,500.00
Allied Painting, Inc.	\$387,950.00
Nuco Painting Corp.	\$466,000.00
US Tank Painting	\$471,000.00
Guimar General Contractor	\$471,500.00
Utility Service Co.	\$637,900.00

WHEREAS, the bids submitted by the apparent two lowest bidders, America Construction Group and Dynamic Sandblasting have been reviewed by Belmar’s professional and administrative staff and found to be deficient and containing numerous material defects; and

WHEREAS, as result thereof, the two lowest bids submitted by America Construction Group and Dynamic Sandblasting must be rejected; and

WHEREAS, the bid submitted by America Construction Group and Dynamic Sandblasting provides that neither has been in business for five years in the tank painting field, and neither has provided evidence that its company has performed the “specified type cleaning and painting on at least fifteen (15) tanks of similar design” both defects being in direct contradiction to Section 9850. §1.02(a)(1) which required:

All cleaning and painting work covered by these Specification shall be performed by a **firm** having at least five (5) years successful experience in the tank painting field, and shall have performed specified type clean and painting on at last fifteen (15) tanks of similar design.

WHEREAS, Belmar finds that these defects are material and cannot be waived; and

WHEREAS, as a result thereof, the apparent lowest responsive, responsible bidder is Allied Painting, Inc. for a proposed price of \$387,950.00.

WHEREAS, the bid documentation submitted on behalf of Allied Painting, Inc. has been reviewed by Belmar’s professional and administrative staff and found to be acceptable and in accordance with Belmar’s budgetary constraints; and

NOW THEREFORE, BE IT RESOLVED, this _____ day of _____, 2021 by the Mayor and Council of the Borough of Belmar, County of Monmouth, State of New Jersey as follows:

1. Belmar accepts the recommendations of its professional staff and rejects the bids submitted by Dynamic Sandblasting and America Construction Group. Each of the bids have substantial and material defects which cannot be waived.

2. Therefore, the contract for this project is awarded to Allied Painting, Inc. in consideration of \$387,950.00.

3. The Mayor, Borough Clerk and Borough Administrator are authorized and directed to execute any and all necessary documents to implement the intent of this Resolution.

4. A certified 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) Bridget A. Dudas, QPA;
- (d) Patrick F. Varga, Esquire;
- (e) Lorraine Carafa, CFO;
- (f) Christine Manolio;
- (g) All bidders;

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 NO. 2021-205

A RESOLUTION TO AUTHORIZE DEDICATION BY RIDER PURSUANT TO N.J.S.A. 40A:4-39 (DEDICATION BY RIDER) FOR FEES RECEIVED FOR CERTAIN PROGRAMS IN THE BOROUGH OF BELMAR, NJ

WHEREAS, the Borough of Belmar has received fee revenues collected in connection with recreation programs operated pursuant to section 2 of P.L.1999, c.292 (C.40:48-2.56) for the following programs: Senior Activities and Youth Club; and,

WHEREAS, the Borough of Belmar has received fee revenues collected in connection with the impoundment of vehicles pursuant to *N.J.S.A. 39:4-50 et seq.*, more commonly known as “John’s Law”; and,

WHEREAS, the Borough of Belmar is hereby requesting the permission of the Director of the Division of Local Government Services to anticipate the revenues from the above-identified sources for inclusion in the Borough of Belmar adopted budget when the revenue is not subject to reasonably accurate estimate in advance (Dedication by Rider).

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Belmar that the Borough’s request to dedicate the funds received for Senior Activities, Youth Club activities and *N.J.S.A. 39:4-50 et seq.*, (“John’s Law”) in the adopted budgets of the Borough for the year 2021 and subsequent years be and the same is hereby adopted.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be submitted to the Director of Local Government Services for approval and the Chief Financial Officer for her 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				
Mr. Carvelli				
Ms. Wann				

Adopted:

RESOLUTION NO. 2021-206

**RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF
BELMAR, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, CREATING
A FINANCE ADVISORY COMMITTEE FOR THE BOROUGH OF BELMAR**

BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Belmar, County of Monmouth, State New Jersey, that a Finance Advisory Committee be hereby created and the following members shall be appointed:

MEMBERS:

Joseph Lemaire

TERM EXPIRES:

December 31, 2021

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: