

RESOLUTION NO. 2022-78

**RESOLUTION AUTHORIZING THE ACCEPTANCE OF THE COPS IN SHOPS
SUMMER SHORE INITIATIVE 2022 GRANT #AL-22-45-05-03 AWARD**

WHEREAS, the State of New Jersey Department of Law and Public Safety, Division of Alcoholic Beverage Control has received grant funds from the Federal Fiscal Year 2022 National Priority Safety programs which is funded by the Department of Transportation, National Highway Traffic Safety Administration; and

WHEREAS, this program is a cooperative effort between the Division of Highway Safety, the Division of Alcoholic Beverage Control and Belmar Police Department; and

WHEREAS, it is the intent and spirit of the State of New Jersey Department of Law and Public Safety, Division of Alcoholic Beverage Control to use the grant to assist local undercover law enforcement officers to join forces with local establishments to deter the sale of alcohol to people under the legal age; and

WHEREAS, it is the recommendation of the Belmar Borough Administrator and the Belmar Police Department to accept this grant award as follows:

Belmar	\$2,400.00
Lake Como	\$3,360.00

WHEREAS, it is the desire of the Mayor and Council to accept this grant.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Belmar, County of Monmouth and State of New Jersey, the Borough of Belmar hereby accepts the grant award as set forth in the Cops in Shops Summer Shore Initiative 2022 Grant program.

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. Kinney				
Mayor Walsifer				

Adopted:

RESOLUTION NO. 2022-79

RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF BELMAR, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, CONDITIONALLY DESIGNATING EASTPORT OF BELMAR, LLC AS THE “REDEVELOPER” OF LOTS 9, 10, 12 & 13.02, BLOCK 55, A/K/A 508 MAIN STREET IN ACCORDANCE WITH THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1, ET SQ. AND PROVIDING FOR AN UNCONDITIONAL DESIGNATION OF EASTPORT OF BELMAR, LLC AS “REDEVELOPER” UPON THE EXECUTION OF A REDEVELOPMENT AGREEMENT WITH THE BOROUGH OF BELMAR

WHEREAS, the Borough of Belmar, in the County of Monmouth, New Jersey (the “**Borough**”), a public body corporate and politic of the State of New Jersey (the “**State**”), is authorized pursuant to the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.* (the “**Redevelopment Law**”), to determine whether certain parcels of land within the Borough constitute an area in need of rehabilitation and/or an area in need of redevelopment; and

WHEREAS, the Borough Council of the Borough (the “**Borough Council**”) adopted ordinances which designated the area known as Parcels 1 thru 6, 6B, 7 thru 9, and 11 thru 19 (the “**Redevelopment Area**”) as an area in need of redevelopment pursuant to Section 5 of the Redevelopment Law; and

WHEREAS, the Borough Council adopted an ordinance which designated the area known as Parcel 20 (the “**Rehabilitation Area**”, and collectively with the Redevelopment Area the “**Seaport Redevelopment Area**”) as an area in need of rehabilitation pursuant to Section 14 of the Redevelopment Law; and

WHEREAS, on August 13, 2003, the Borough Council adopted ordinance #2003-18, which designated the “Seaport Redevelopment Plan” prepared by Schoor DePalma, Inc. dated June 3, 2003 (the “**Original Redevelopment Plan**”) as the redevelopment plan for the Seaport Redevelopment Area; and

WHEREAS, the Borough Council adopted the “Redevelopment Plan Update” prepared by Maser Consulting, P.A. dated April 15, 2011 as the amended redevelopment plan and on March 7, 2012 the Borough Council adopted ordinance #2012-02 which approved and adopted

further amendments to the Original Redevelopment Plan (collectively, the “**Amended Redevelopment Plan**”); and

WHEREAS, on July 20, 2016, the Borough Council adopted a resolution designating the property commonly known as Block 106, Lots 1-3, 5-6, 10.01, 10.02 and 11; Block 116, Lots 1-2; Block 117, Lots 1-4, 6-9, and 12-15; Block 67, Lot 4.01; Block 86, Lots 1-7; Block 86.01, Lot 1; Block 87, Lots 1-3; and Block 96, Lots 1 and 3-9 on the tax map of the Borough of Belmar as an area in need of redevelopment without the power of condemnation, which area shall be included with the Seaport Redevelopment Area (the “**Expanded Seaport Redevelopment Area**”); and

WHEREAS, by virtue of Ordinance 2016-10 the Borough further Amended the Redevelopment plan to include the Expanded Seaport Redevelopment Area Block 106, Lots 1-3, 5-6, 10.01, 10.02 and 11; Block 116, Lots 1-2; Block 117, Lots 1-4, 6-9, and 12-15; Block 67, Lot 4.01; Block 86, Lots 1-7; Block 86.01, Lot 1; Block 87, Lots 1-3; and Block 96, Lots 1 and 3-9; and

WHEREAS, by virtue of Ordinance 2022-02, the Borough further amended the Amended Redevelopment Plan including the Expanded Seaport Redevelopment Area, previously described in the Redevelopment Area Preliminary Investigatory Report, Seaport Redevelopment Area expansion, prepared by Maser Consulting and dated June 28, 2016 (“**Amended and Restated Redevelopment Plan**”), with the revisions set forth in the “Amendment to the Seaport Village Redevelopment Plan” pertaining only to Block 87, Lots 1, 2 & 3, prepared by Leon S. Avakian, Inc., Consulting Engineers (“**Amendment to the Seaport Village Redevelopment Plan**”); and

WHEREAS, the Seaport Redevelopment area is designated an “area in need of redevelopment” under the Redevelopment Law, and the property located therein would be a “non-condemnation redevelopment area” consistent with N.J.S.A. 40A:12A-6a; and

WHEREAS, Eastport of Belmar, LCC (the “**Redeveloper**”), owns and controls the property located at Lots 9, 10, 12 & 13.02, Block 55, commonly known as 508 Main Street in the Borough of Belmar, County of Monmouth, State of New Jersey; or otherwise has a contractual interest in the property (the “**Redevelopment Property**”); and

WHEREAS, the Borough and the Redeveloper have engaged in discussions concerning the overall redevelopment of the Redevelopment Property, and the Redeveloper has presented to the Borough an overall concept plan detailing the proposed redevelopment of Redevelopment Property; and

WHEREAS, the Redeveloper and the Borough are currently negotiating comprehensive terms of a Redevelopment Agreement to govern the Redeveloper’s redevelopment of the Redevelopment Property; and

WHEREAS, the Borough desires to name the Redeveloper as the statutorily designated “redeveloper” of the Redevelopment Property in order that the Redeveloper may carry out the implementation of the Original Redevelopment Plan and its subsequent amendments;

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

1. The Redeveloper is hereby designated as the conditional “redeveloper” of Lots 9, 10, 12 & 13.02, Block 55 in accordance with the Redevelopment Law.
2. The designation of the Redeveloper set forth in Paragraph 1 is specifically conditioned on the Borough and the Redeveloper entering into a Redevelopment Agreement for the redevelopment of Lots 9, 10, 12 & 13.02, Block 55.
3. In the event the Redeveloper and the Borough fail to enter into a redevelopment agreement or otherwise are unable to agree upon the terms of a redevelopment

agreement, the Redeveloper shall be stripped of its designation based upon the contingency identified in paragraph 2 herein.

4. The Redevelopment Agreement between the parties will contain a provision to the effect that, once the Redevelopment Agreement is fully executed, the Redeveloper's designation will no longer be "conditional." Should the parties fail to execute a Redevelopment Agreement within one year, this resolution shall expire subject to extensions agreed to by the parties provided the parties are acting in good faith to finalize and execute a Redevelopment Agreement.
5. The Borough Clerk shall provide a certified copy of this Resolution to all parties of interest.
6. 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
Mr. Brennan				
Mr. Carvelli				
Mr. McCracken				
Ms. Kinney				
Mayor Walsifer				

Adopted:

RESOLUTION NO. 2022-80

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:

10th Avenue Burrito “Cinco De Mayo Party”: Saturday May 7, 2022. The event will take place in the Pyanoe Plaza Parking lot in compliance with the map submitted with the Special Event Application. The fence surrounding the Beer Garden will adhere to all ABC requirements, and no one under 21 will be permitted in the area. Event organizers will be responsible for all issues pertaining to the party area, including but not limited to security and ID check. Event organizers will be responsible to comply with all fire codes, all tents must be flame retardant (with appropriate paperwork) and all food vendors must follow all guidelines and obtain any appropriate permits. Event organizers must inform all businesses impacted by the event in writing at least seven days prior to the event. Event organizer will be responsible for the payment of one police officer (onsite during the event). This cost and any other additional costs will be assigned following the event.

JRDF One Walk: Sunday, October 16, 2022. Event begins and ends in Avon, NJ. Participants will always remain on the boardwalk. Area will be left in the same condition in which it was found. No tables or banners are allowed on the boardwalk. No additional Borough resources are required.

DQ Belmar Triathlon, Duathlon & Aqua bike for Autism: Saturday & Sunday, October 8th & 9th 2022. Event headquarters will be at Silver Lake Park and packet pickup will take place on Saturday October 8, 2022. Event will take place on Belmar Beach, Belmar Boardwalk, Ocean Avenue and Silver Lake Park. Part of Ocean Avenue will be closed from 8:30AM to 10:30AM. Organizers will notify those impacted by street closure. Event organizers will reach out to Belmar Water Safety and Belmar First Aid. Event organizers will pay Borough of Belmar \$5,000.00, check will be submitted no later than September 9, 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. Carvelli				
Mr. McCracken				
Ms. Kinney				
Mr. Brennan				

Adopted:

RESOLUTION NO. 2022-81

**AUTHORIZING AMENDMENT TO THE 2022
TEMPORARY BUDGET**

WHEREAS, *N.J.S.A.* 40A:4-20 provides for the adoption of emergency temporary appropriations in addition to temporary appropriations necessary for the period between the beginning of the current fiscal year and the date of the adoption of the Local Budget for the Year 2022;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Council of the Borough of Belmar, that the following amendments to the temporary appropriations be made in the amounts and for the purposes herein set forth for the period between January 1st, 2022 and the adoption of the Local Budget for the Borough of Belmar, County of Monmouth and State of New Jersey for the fiscal Year 2022:

<u>A/C #</u>	<u>CURRENT FUND</u>	<u>Salaries & Wages</u>	<u>Other Expenses</u>
001	Municipal Clerk	\$ 38,312.50	\$
002	Mayor and Council	8,000.00	
003	Personnel Office		
005	Administration	53,280.00	17,087.50
007	Financial Administration	27,325.00	35,153.75
008	Audit Services		
009	Assessment of Taxes	13,875.00	
011	Collection of Taxes		
013	Liquidation of TTL		
015	Legal		
017	Engineering		
019	Bldgs & Gnds	44,970.00	
021	MLUL		
021	Planning Board		
023	Environmental Commission		
024	Historical Commission		
025	Shade Tree Committee		
027	Group Insurance		
029	Workers' Comp.		
031	Other Insurance		184,600.00
032	Accumulated Absences		
033	Fire		
035	Police	1,434,970.00	
036	Purchase of Police Vehicles		
037	Police Radio Communications	103,875.00	
038	First Aid	60,100.00	
042	Municipal Prosecutor		17,900.00
043	Construction Official	43,317.50	
047	Road Repairs and Maintenance	139,512.50	42,535.00
049	Snow Removal	19,500.00	
051	Equipment Repairs	24,630.00	
053	Garbage and Trash		132,000.00
054	Sanitary Landfill		
055	Recycling	33,235.00	
056	Recycling- Tipping Fees		
059	Uniform Fire Safety	41,475.00	
061	Housing Inspection	25,815.00	
063	Dog Regulations		
071	Senior Citizen's Program		
072	Gasoline and Diesel Fuel for Resale		657,750.00
073	Parks and Playgnds	73,023.75	

075	Recreation	45,883.75	
077	Harbor Commission	158,035.00	65,662.50
078	Celebration of Public Events		
079	Electricity		85,950.00
080	Street Lighting		45,200.00
081	Telephone		34,575.00
082	Gas		56,525.00
084	Contingent		
085	Social Security		
089	DCRP		
101	Library	76,075.00	118,933.81
103	Municipal Court	95,557.20	
104	Public Defender		
110	S/Sves (LC Court)		
110	S/Sves (LC Code Enforcement)		
110	S/Sves (LC Fire Official)		
111	S/Sves (SL Court)		
111	S/Sves (SL Fire Official)		
112	S/Sves (SLH Fire Official)		
112	S/Sves (SLH Police Dispatch)		
154	S/Sves (LC FD- Capital Outlay)		
TOTALS		<u>\$ 2,560,767.20</u>	<u>\$ 1,493,872.56</u>

<u>A/C #</u>	<u>WATER/SEWER UTILITY</u>	<u>Salaries & Wages</u>	<u>Other Expenses</u>
11-001	Administration	\$ 171,025.00	\$
11-003	SMRSA		
11-005	Purchase of Water- NJ Water Supply Co.		
11-007	Purchase of Water- NJ American Co		
11-053	Capital Outlay		
11-083	Social Security		
TOTALS		<u>\$ 171,025.00</u>	<u>\$ 0.00</u>

<u>A/C #</u>	<u>BEACH UTILITY</u>	<u>Salaries & Wages</u>	<u>Other Expenses</u>
21-001	Administrative and Executive	\$ 35,000.00	\$
21-003	Personnel	10,250.00	
21-007	Financial Administration	53,562.50	
21-015	Legal		
21-017	Engineering		
21-019	Public Bldgns and Gnds	37,335.00	
21-027	Group Insurance		
21-029	Workers' Comp		
21-031	Other Insurance		
21-035	Police	184,662.50	
21-037	Police Communications	51,843.75	
21-038	First Aid	30,000.00	
21-039	Parking Meter Maintenance		
21-047	Rd Repairs and Maintenance	24,112.50	
21-051	Equipment Repairs		
21-053	Garbage and Trash		
21-054	Sanitary Landfill		
21-055	Recycling		
21-075	Recreation		
21-076	Bathing Beach		99,627.50
21-077	Beachfront Maintenance	91,000.00	

21-078	Celebration of Public Events
21-079	Payment to Water-Sewer Utility
21-080	Unemployment Compensation Insurance
21-081	Telephone
21-085	Social Security
21-093	Capital Outlay

TOTALS	\$ <u>517,766.25</u>	\$ <u>99,627.50</u>
---------------	-----------------------------	----------------------------

<u>A/C #</u>	<u>PARKING UTILITY</u>	<u>Salaries & Wages</u>	<u>Other Expenses</u>
23-039	Salaries & Wages	\$	
23-039	Other Expenses		\$
23-083	Unemployment Compensation Ins.		
23-085	Social Security		
23-093	Capital Outlay		
	TOTALS	\$ _____	\$ _____

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: