

The regular meeting of the Board of Commissioners of the Borough of Harvey Cedars, NJ was called to order by Mayor Oldham at 4:30pm. Commissioner Imperiale was present, Commissioner Rice was not able to attend due to required work training.

The Mayor asked all to rise for the Pledge of Allegiance.

The Mayor stated to the best of his knowledge all the requirements of the Sunshine Law have been met. Pursuant to the applicable portions of the New Jersey Open Public Meetings Act, adequate notice of this meeting has been given. The schedule of this meeting of the Board of Commissioners of the Borough of Harvey Cedars is listed in the notice of meetings posted on the bulletin board located in the Borough Hall and the Borough’s website and was published on December 22, 2022 in the Asbury Park Press and on December 29, 2022 in the Beach Haven Times.

Motion to approve the minutes of the previous meeting held on April 17, 2023 was made by Mayor Oldham and seconded by Commissioner Imperiale.

The Mayor read the following ordinances by title and number and stated that proof of publication is on hand and the ordinances have been posted. A copy of the full ordinances as adopted are attached hereto and made a part hereof:

**ORDINANCE #2023-07 SECOND READING
AN ORDINANCE AMENDING CHAPTER 12 OF THE REVISED GENERAL
ORDINANCES OF THE BOROUGH OF HARVEY CEDARS, 1975, ENTITLED
“BUILDING AND HOUSING” AS IT PERTAINS TO THE USE OF
GENERATORS AND COMPRESSORS FOR CONSTRUCTION SITES**

Mayor Oldham explained that Barnegat Light also opposes generators and compressors as they have modeled their own ordinance to match Harvey Cedars regulations. The two towns are now in line with regulations for builders. Commissioner Imperiale thanked Chief Burnaford, Zoning Officer Ceci Morillo, and Construction Official Sean MacCotter for working together on the ordinance changes. New procedures will be implemented by the Construction Office to require a sign-off for builders when they submit for a construction permit. Builders will be given a list of regulations to reference as they pertain to regulations in Harvey Cedars.

Motion to open public discussion: Mayor Oldham
Second: Commissioner Imperiale

There were no public questions or comments.

Motion to close public discussion: Commissioner Imperiale
Second: Mayor Oldham

Motion to adopt: Mayor Oldham
Second: Commissioner Imperiale
Vote: Ayes – Oldham, Imperiale
Absent: Commissioner Rice

**ORDINANCE #2023-08 SECOND READING
AN ORDINANCE AMENDING CHAPTER 4 OF THE REVISED
GENERAL ORDINANCES OF THE BOROUGH OF HARVEY CEDARS,
1975, ENTITLED “GENERAL LICENSING” AS IT PERTAINS TO ACTIVITY
COMMITTEE FEES**

Motion to open public discussion: Mayor Oldham
Second: Commissioner Imperiale

Kathleen Ries, Cedars Ave., asked for an explanation as to what fees were going to be increased. Commissioner Imperiale and the Clerk stated that the ordinance will only change the range in fees for activity committee merchandise.

Motion to close public discussion: Mayor Oldham
Second: Commissioner Imperiale

Motion to adopt: Mayor Oldham
Second: Commissioner Imperiale
Vote: Ayes – Oldham, Imperiale
Absent: Commissioner Rice

ORDINANCE #2023-09 SECOND READING

AN ORDINANCE OF THE BOROUGH OF HARVEY CEDARS AMENDING AND SUPPLEMENTING CHAPTER 21 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF HARVEY CEDARS ENTITLED “PROPERTY MAINTENANCE” AS IT PERTAINS TO DEFINITIONS AND REGULATIONS OF LEAD-BASED PAINT INSPECTIONS

Motion to open public discussion: Mayor Oldham
Second: Commissioner Imperiale

Kathleen Ries, Cedars Ave., asked who would be responsible for performing the lead inspections for borough properties. Kathy also asked if properties built after 1978 were exempt from the requirement. An explanation was given that an independent lead inspector would have to be hired either by the property owner or the borough for any required inspection. Property owners would be responsible for all inspection costs and properties built after 1978 were exempt from the requirement.

Motion to close public discussion: Mayor Oldham
Second: Commissioner Imperiale

Motion to adopt: Mayor Oldham
Second: Commissioner Imperiale
Vote: Ayes – Oldham, Imperiale
Absent: Commissioner Rice

The Mayor read the following resolutions by title and number and asked for a motion to adopt. Copies of the full resolutions are attached hereto and made a part hereof:

RESOLUTION #2023-044:

CHAPTER 159 ITEM OF REVENUE INSERTION IN THE SUM OF \$1,440.00 – COPS IN SHOPS

Motion to adopt: Mayor Oldham
Second: Commissioner Imperiale

Commissioner Imperiale thanked the Harvey Cedars Police Department for seeking out grant opportunities which benefit the town and its residents.

RESOLUTION #2023-045:

AUTHORIZING AWARD OF CONTRACT THROUGH STATE CONTRACTING FOR POLICE ALCOEST SYSTEM

Motion to adopt: Mayor Oldham
Second: Commissioner Imperiale

Commissioner Imperiale stated that the new equipment was needed because the old machines were no longer in working.

RESOLUTION #2023-046:

CHAPTER 159 ITEM OF REVENUE INSERTION IN THE SUM OF \$70,000.00 LOCAL RECREATION IMPROVEMENT GRANT

Motion to adopt: Mayor Oldham
Second: Commissioner Imperiale

Mayor Oldham announced that the grant will enable the borough to purchase some new much needed park equipment.

RESOLUTION #2023-047:

APPOINTMENT OF MUNICIPAL CLERK FOR THE BOROUGH OF HARVEY CEDARS

Mayor Oldham announced the appointment of Anna Grimste as the new Municipal Clerk and thanked Daina Dale, who was present in the audience, for her many years of service to the town. Mayor Oldham further stated that Daina will be missed by the Commissioner and residents she's helped throughout her years as Municipal Clerk.

Motion to adopt: Mayor Oldham
Second: Commissioner Imperiale

Mayor Oldham presided the Oath of Office to newly appointed Municipal Clerk, Anna Grimste. Everyone offered their congratulations, pictures were taken. Mayor Oldham expressed his congratulations and encouragement to Anna in her new role.

RESOLUTION #2023-048:

AUTHORIZING THE APPOINTMENT OF A TEMPORARY QUALIFIED PURCHASING AGENT (QPA)

Motion to adopt: Mayor Oldham
Second: Commissioner Imperiale

RESOLUTION #2023-049:

APPOINTMENTS MADE BY THE BOARD OF COMMISSIONERS FOR VACANCIES CREATED BY RETIREMENT FOR THE REMAINDER OF YEAR 2023

Mayor Oldham explained that changes in responsibilities had to be made among the office staff as a result of Daina Dale's retirement. Commissioner Imperiale read the resolution out to indicate new appointments of borough staff.

Motion to adopt: Mayor Oldham
Second: Commissioner Imperiale

RESOLUTION #2023-050: BILLS

Motion to approve the bills for payment: Mayor Oldham
Second: Commissioner Imperiale

Public Property Usage requests:

1. A motion was made by Mayor Oldham and seconded by Commissioner Imperiale to approve the use of the gazebo in Sunset Park, to The Harvey Cedars Taxpayers Association for their annual "Social" in Sunset Park on Saturday, June 3, 2023 from 4:00pm-6:00pm. Approximately 40 are people expected. Appetizers and refreshments will be served.
2. A motion was made by Commissioner Imperiale and seconded by Mayor Oldham to TABLE a request by Scripture Union to hold their SuperKids program on Passaic beach from August 7th – 11th, 2023. The program requested to run Monday thru Friday between the hours of 9am-noon, then again from 6:30pm to 8pm. Approximately 50 participants expected for various activities (children and parents).

The Commissioners tabled the request citing severe beach erosion and already limited beach space for beachgoers and residents. Both Commissioners stated that they would happily consider the approval of an alternative location and or the evening hours only as beaches would be less crowded after 5pm.

TOPICS OF INTEREST –

Commissioner Imperiale announced the next community forum would take place on Thursday, May 25th at 5pm in Borough Hall. Lifeguard Chief Randy Townsend will present information on the LIT program, lifeguard and beach badge checker policies and operations, along with other beach related topics just in time for Memorial Day weekend.

Mayor Oldham thanked volunteers who helped with plantings around Borough Hall and at Sunset Park. "The care and love that is put in to Harvey Cedars though volunteering is what makes Harvey Cedars a better place" stated Mayor Oldham.

The mayor also mentioned that Public Works was working on providing beach access for

everyone before the start of the summer season. There have been a lot of hoops to jump through with the State to obtain permits for work needed on the dunes. The watermain project is due to begin in the coming week. Mayor Oldham stated that paving in North Beach is due to begin on Monday. Equipment used by the county for paving should be moved from Harvey Cedars at that time.

PRIVILEGE OF THE FLOOR –

Fred Schragger, East Salem Ave. announced that a Board of Education meeting is planned for May 16th.

Jim Fritz, West 82nd Street asked how Harvey Cedars police have been able to operate without working breathalyzer machines up to this point. Sargent Kevin Snow stated that we've been working with Long Beach Township Police Department and have been able to use their equipment. Commissioner Imperiale expressed the importance of a good working relationship with local police departments.

Kathy Ries of Cedars Ave., resident and President of the Taxpayers Association, announced the annual HCTA Town Wide Yard Sale will take place on the Saturday of Memorial Day weekend, May 27th. Kathy encouraged residents to sign up for the yard sale.

Mayor Oldham extended his condolences to Long Beach Township and to the Bayard family due to the passing of long time Commissioner, Ralph Bayard.

Motion to adjourn: Mayor Oldham
Second: Commissioner Imperiale

Meeting adjourned at 4:49pm.

Anna Grimste, Municipal Clerk

Jonathan S. Oldham, Mayor

John M. Imperiale, Commissioner

Paul G. Rice, Commissioner

ORDINANCE NO. 2023-07

AN ORDINANCE AMENDING CHAPTER 12 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF HARVEY CEDARS, 1975, ENTITLED “BUILDING AND HOUSING” AS IT PERTAINS TO THE USE OF GENERATORS AND COMPRESSORS FOR CONSTRUCTION SITES

BE IT ORDAINED BY THE BOARD OF THE COMMISSIONERS OF THE BOROUGH OF HARVEY CEDARS, as follows:

Section 1. Section 12-11 entitled “Use of Generators Prohibited” is hereby amended to read as follows:

12-11 USE OF GENERATORS AND COMPRESSORS PROHIBITED.

12-11.1 Power Generators and Compressors.

Gas-powered electric generators and gas-powered air compressors shall be prohibited on construction sites or during any construction project. If electric service is not available on site, a temporary electric power pole shall be installed and activated for electric power.

12-11.2 Exceptions.

Exceptions may be made in case of urgent necessity in the interest of public health and safety with prior approval from the Construction Official.

Section 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 3. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions.

Section 4. This Ordinance shall take effect upon final adoption after publication in accordance with law.

MOTION TO ADOPT: Mayor Oldham

SECOND: Commissioner Imperiale

ROLL CALL:

AYES: Ayes – Oldham, Imperiale

NAYS: None

ABSENT: Commissioner Rice

ADOPTED ON: May 5, 2023

EFFECTIVE DATE: May 25, 2023

Jonathan S. Oldham, Mayor

John M. Imperiale, Commissioner

Paul G. Rice, Commissioner

ORDINANCE NO. 2023-08

**AN ORDINANCE AMENDING CHAPTER 4 OF THE REVISED
GENERAL ORDINANCES OF THE BOROUGH OF HARVEY CEDARS,
1975, ENTITLED “GENERAL LICENSING” AS IT PERTAINS TO ACTIVITY
COMMITTEE FEES**

**BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE
BOROUGH OF HARVEY CEDARS, as follows:**

Section 1. Section 4-7 entitled “Activity Committee Fees” is hereby amended by amending the following fees:

Event Entry Fee	\$ 5.00	to	\$ 50.00
Shirts, tank tops	\$ 5.00	to	\$ 50.00
Sweatshirts / jackets	\$ 15.00	to	\$ 100.00
Hats	\$ 10.00	to	\$ 40.00
Bags / totes	\$ 10.00	to	\$ 30.00

Section 2. Section 4-7 entitled “Activity Committee Fees” is hereby amended by deleting the following fees:

Event Admission Ticket	\$ 1.00 to	\$ 25.00
Table / chair rentals	\$ 5.00 to	\$ 15.00

Section 3. Section 4-7 entitled “Activity Committee Fees” is hereby amended by adding the following fees:

Mugs / glassware	\$ 5.00	to	\$ 25.00
Ornaments	\$ 5.00	to	\$ 25.00

Section 4. All ordinances or parts of ordinances inconsistent herewith are repealed to the extent of such inconsistency.

Section 5. This Ordinance shall take effect after final adoption and publication in accordance with law.

MOTION TO ADOPT: Mayor Oldham

SECOND: Commissioner Imperiale

ROLL CALL:

AYES: Ayes – Oldham, Imperiale

NAYS: None

ABSENT: Commissioner Rice

ADOPTED ON: May 5, 2023

EFFECTIVE DATE: May 25, 2023

Jonathan S. Oldham, Mayor

John M. Imperiale, Commissioner

Paul G. Rice, Commissioner

ORDINANCE NO. 2023-09

AN ORDINANCE OF THE BOROUGH OF HARVEY CEDARS AMENDING AND SUPPLEMENTING CHAPTER 21 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF HARVEY CEDARS ENTITLED “PROPERTY MAINTENANCE” AS IT PERTAINS TO DEFINITIONS AND REGULATIONS OF LEAD-BASED PAINT INSPECTIONS

WHEREAS, pursuant to P.L. 2021, c.182, all municipalities are required to inspect every single-family, two-family, and multiple rental properties on a recurring basis and at tenant turnover for lead-based paint hazards; and

WHEREAS, in accordance with the State’s mandate, the Commissioners of Harvey Cedars have adopted the regulations set forth herein.

THEREFORE, BE IT ORDAINED by the Board of Commissioners of the Borough of Harvey Cedars as follows:

Section 1. Section 21-4 entitled “Definitions” is hereby amended by supplementing the following definitions in alphabetical order:

LEAD ABATEMENT – measures designed to permanently eliminate lead-based paint hazards in accordance with standards established by the Commissioner of Community Affairs in compliance with promulgated by the appropriate federal agencies.

LEAD EVALUATION CONTRACTOR – A person certified by the New Jersey Department of Community Affairs to perform lead inspection and risk assessment work pursuant N.J.A.C. 5:171.1 et seq.

LEAD-BASED HAZARD – Any condition that causes exposure to lead from lead-contaminated dust or soil or lead-contaminated paint that is deteriorated or present in surfaces that would result in adverse human health effects.

TENANT TURNOVER – The time at which all existing occupants vacate a dwelling unit and all new tenants move into the dwelling unit.

Section 2. Chapter 21 entitled “Property Maintenance” is hereby amended by inserting Section 12 entitled “Lead-Based Paint Inspections” as follows:

21-12 Lead-Based Paint Inspections.

- a. The owner of every single-family, two-family, and/or multiple dwelling unit offered for rent shall be required to secure an inspection by the Borough or hire a lead evaluation contractor to perform the inspection of the unit for lead-based paint hazards in accordance with the requirements of this Chapter within two years of the effective date of the law, July 2, 2022, or at tenant turnover, whichever is earlier.
- b. In lieu of having the dwelling inspected by the Borough’s lead evaluator, a dwelling owner or landlord may directly hire a private lead evaluation contractor who is certified to provide lead paint inspection services by the Department of Community Affairs to perform the lead-based paint inspection in accordance with N.J.S.A. 52:27D-437.1 et seq.
- c. In accordance with N.J.S.A. 52:27D-437.16(c), a dwelling unit in a single-family, two-family, or multiple rental dwelling shall not be subject to inspection and evaluation for the presence of lead-based paint hazards if the unit:
 - (1) Has been certified to be free of lead-based paint;
 - (2) Was constructed during or after 1978;
 - (3) Is in a multiple dwelling that has been registered with the Department of Community Affairs as a multiple dwelling for at least ten (10) years, either under the current or a previous owner, and has no outstanding lead

violations from the most recent cyclical inspection performed on the multiple dwelling under the "Hotel and Multiple Dwelling Law," P.L.1967, c.76 (C.55:13A-1 et seq.);

(4) Is a single-family or two-family seasonal rental dwelling which is rented for less than six months duration each year by tenants that do not have consecutive lease renewals; or

(5) Has a valid lead-safe certification.

- d. The owner, landlord, and/or agent of every single-family, two-family, or multiple rental dwelling unit offered for rental shall be required to obtain an inspection of the unit for lead-based paint hazards every three (3) years, or at tenant turnover, whichever is earlier.
- e. If lead-based paint hazards are identified, then the owner, landlord, and/or agent of the dwelling shall remediate the lead-based paint hazard using lead abatement or lead-based control methods in accordance with N.J.S.A. 52:27D-437.16(d). Upon the remediation of the lead-based paint hazard, the Borough's lead evaluation contractor shall conduct an additional inspection of the unit to certify that the hazard no longer exists.
- f. If no lead-based paint hazards are identified, then the Borough's lead evaluator shall certify the dwelling as lead-safe on a form prescribed by the Department of Community Affairs, which shall be valid for two (2) years.
- g. Pursuant to N.J.S.A. 52:27D-437.16(e), property owners shall:
 - (1) Provide evidence of valid lead-safe certification and the most recent tenant turnover at the time of the cyclical inspection
 - (2) Provide evidence of a valid lead-safe certification obtained pursuant to this Section to new tenants of the property at the time of tenant turnover unless not required to have had an inspection by a lead evaluation contractor or permanent local agency.
 - (3) Maintain records of lead-safe certification, which shall include name(s) of the unit tenant(s), if inspection was conducted during a period of tenancy.

21-12.1 Fees.

The fee shall be equal to the amount incurred by the Borough for the third-party lead inspection services for each unit lead-based paint inspection. An owner may also directly hire a private lead evaluation contractor pursuant to lead inspection requirements in accordance with N.J.S.A. 52:27D-437.16(h). An additional fee of \$20.00 per dwelling unit inspected is due whether or not the inspection is performed by a private lead evaluation contractor or the Borough for the purpose of the "Lead Hazard Control Assistance Act" (N.J.S.A. 52:27D-437.7, et seq.) concerning lead hazard control work, unless the unit owner demonstrates that the Department of Community Affairs has already assessed an additional inspection fee of \$20 pursuant to the provisions of section 10 of P.L.2330, c.311 (N.J.S.A. 52:27D-437.4)

21-12.2 Violations and Penalties.

- a. If a property owner has failed to conduct the required inspection or initiate any remediation as required by N.J.S.A. 52:27D-437.1 et seq. the owner shall have 30 days to cure the violation.
- b. If a property owner fails to cure the violation after 30 days, the property owner shall be subject to a penalty not to exceed \$1,000.00 per week until the required inspection has been conducted or remediation efforts have been initiated.

Section 2. All ordinances or parts of ordinances inconsistent herewith are repealed to the extent of such inconsistency.

Section 3. If any word, phrase, clause, section or provision of this ordinance shall be found by any court of competent jurisdiction to be unenforceable, illegal or unconstitutional, such word, phrase, clause, section or provision shall be severable from the balance of the ordinance and the remainder of the ordinance shall remain in full force and effect.

Section 4. This Ordinance shall take effect after final adoption and publication in accordance with law.

MOTION TO ADOPT: Mayor Oldham
SECOND: Commissioner Imperiale
ROLL CALL:
 AYES: Ayes – Oldham, Imperiale
 NAYS: None
 ABSENT: Commissioner Rice
ADOPTED ON: May 5, 2023
EFFECTIVE DATE: May 25, 2023

Jonathan S. Oldham, Mayor

John M. Imperiale, Commissioner

Paul G. Rice, Commissioner

RESOLUTION #2023-044

**CHAPTER 159 ITEM OF REVENUE INSERTION IN THE SUM OF \$1,440.00 –
COPS IN SHOPS**

WHEREAS, NJSA 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS the Director may also approve the insertion of an item of appropriation for an equal amount; and

WHEREAS The Harvey Cedars Police Department, of the Borough of Harvey Cedars, has been allocated, and is authorized to accept the “Cops in Shops Federal Fiscal Year 2023” grant in the sum of \$1,440.00, for the purpose of assigning police officers to “Cops in Shops” detail during the period of May 24, 2023 through September 15, 2023.

NOW, THEREFORE, BE IT RESOLVED that the Commission of the Borough of Harvey Cedars, in the County of Ocean, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2023 in the sum of \$1,440.00, which is now available from the State of New Jersey, Department of Transportation, National Priority Safety Programs (CFDA No. 20.616) for “Cops in Shops – Summer Shore Initiative 2023 Grant # ABC-07-23”.

BE IT FURTHER RESOLVED that the sum of \$1,440.00 is hereby appropriated under the caption: 8. General Appropriations (A) Operations excluded from “CAPS” Public and Private Programs offset by Revenues: Cops in Shops – Summer Shore Initiative 2023.

BE IT FURTHER RESOLVED that the above is a result of Federal funds obtained through the Bureau of Alcoholic Beverage Control of the NJ Department of Law and Public Safety as a State grant.

PASSED ON: May 5, 2023

RESOLUTION #2023-045

**AUTHORIZING AWARD OF CONTRACT THROUGH STATE CONTRACTING
FOR POLICE ALCOEST SYSTEM**

WHEREAS the Borough of Harvey Cedars is in need of a Alcotest Breath Test System; and

WHEREAS Draeger Inc, 3135 Quarry Road, Telford, PA, 18969 has the desired system and is under State Contract No. 20-TELE-00933-T3031.

WHEREAS it is the desire of the governing body to award a contract for a police in-car camera system to WatchGuard Video in the amount of \$19,305.00.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Borough of Harvey Cedars does hereby award a state contract for an Alcotest 9510 Evidential Breath Test System including all necessary items to implement such system and a ten-year extended warranty in the amount of \$19,305.00 per State Contract No. 20-TELE-00933-T3031.

BE IT FURTHER RESOLVED that a certificate of availability of funds, executed by the Chief Financial Officer is annexed hereto and the line item appropriation which constitutes the availability of funds for this contract is 3-01-44-933-000-932 Alcotest Machine.

PASSED ON: May 5, 2023

RESOLUTION #2023-046

**CHAPTER 159 ITEM OF REVENUE INSERTION IN THE SUM OF \$70,000.00 –
LOCAL RECREATION IMPROVEMENT GRANT**

WHEREAS, NJSA 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for an equal amount.

NOW, THEREFORE, BE IT RESOLVED, that the Commission of the Borough of Harvey Cedars, in the County of Ocean, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2023 in the sum of \$70,000.00, which is now available from the State of New Jersey, Department of Community Affairs, entitled “Fiscal Year 2023 Local Recreation Improvement Grant”.

BE IT FURTHER RESOLVED that the sum of \$70,000.00 is hereby appropriated under the caption: 8. General Appropriations (A) Operations excluded from “CAPS” Public and Private Programs offset by Revenues: Local Recreation Improvement Grant.

BE IT FURTHER RESOLVED that the above is a result of State funds obtained through the Department of Community Affairs as a State grant.

PASSED ON: May 5, 2023

RESOLUTION #2023-047

**APPOINTMENT OF MUNICIPAL CLERK FOR THE
BOROUGH OF HARVEY CEDARS**

WHEREAS, the office of the Municipal Clerk of the Borough of Harvey Cedars has become vacant on May 1, 2023 by the retirement of Daina Dale; and

WHEREAS, pursuant to N.J.S.A 40A:9-133, the Board of Commissioners must appoint a new clerk for an initial term of three (3) year term; and

WHEREAS, no person shall be appointed as a Municipal Clerk unless that person holds a registered municipal clerk certificate; and

WHEREAS, Anna Grimste has ably served in the capacity of Deputy Municipal Clerk, has obtained her Clerk's Certification, and is a Registered Municipal Clerk.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Harvey Cedars, County of Ocean, State of New Jersey that Anna Grimste is hereby appointed Municipal Clerk for the Borough of Harvey Cedars for a three (3) year term effective May 1, 2023.

PASSED ON: May 5, 2023

RESOLUTION #2023-048

**AUTHORIZING THE APPOINTMENT OF A TEMPORARY QUALIFIED
PURCHASING AGENT (QPA)**

WHEREAS, N.J.S.A 40A:11-9(g) provides that in the event of a vacancy in the position of Qualified Purchasing Agent, the governing body may appoint a person who does not possess a Qualified Purchasing Agent certificate to serve as a Temporary Purchasing Agent for one year commencing from the date of vacancy and that that person may be reappointed as a Temporary Purchasing Agent for one additional year following the end of the first temporary appointment; and

WHEREAS, the position of the Qualified Purchasing Agent (QPA) has become vacant due to the retirement of Daina Dale as of May 1, 2023; and

WHEREAS, William Montag is actively seeking certification as a QPA and satisfies the statutory requirement to be appointed as a Temporary Purchasing Agent.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Harvey Cedars, County of Ocean, State of New Jersey, that William Montag is hereby appointed as Temporary Qualified Purchasing Agent effective May 1, 2023 for a one (1) year term pursuant to N.J.S.A. 40A:11-9; and

BE IT FURTHER RESOLVED this appointment maintains the Borough of Harvey Cedars to maintain a bid threshold of \$44,000.

PASSED ON: May 5, 2023

RESOLUTION #2023-049

**APPOINTMENTS MADE BY THE BOARD OF COMMISSIONERS FOR
VACANCIES CREATED BY RETIREMENT FOR THE REMAINDER OF YEAR
2023**

WHEREAS, the retirement of Municipal Clerk Daina Dale, effective May 1, 2023 has created vacancies in appointed positions for the remainder of year 2023; and

WHEREAS, resolution #2023-02 appointed members of the Borough to designated positions for a one (1) year term commencing January 1, 2023 and ending December 31, 2023; and

WHEREAS, it is the desire of the Board of Commissioner of Harvey Cedars to fill these vacancies and adjust certain appointed positions among currently appointed members for the remainder of year 2023.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Harvey Cedars that the following appointments be and are hereby made commencing May 1, 2023 and ending December 31, 2023 and the duties of each employee are governed by State statutes and/or the Ocean County Joint Insurance Fund:

1. Anna Grimste as the Registrar.
2. Rebecca Wessler as the Deputy Registrar.
3. Cecilia Morillo as Alternate Deputy Registrar.
4. Anna Grimste as the Public Agency Compliance Officer (P.A.C.O.)
5. Anna Grimste as the alternate backup Designated Employer Representative (DER).

PASSED ON: May 5, 2023

RESOLUTION #2023-050

May 5, 2023
12:31 PM

BOROUGH OF HARVEY CEDARS
Bill List By P.O. Number

Page No: 1

P.O. Type: All	Open: N	Paid: N	Void: N
Range: First to Last	Rcvd: Y	Held: Y	Aprv: N
Format: Condensed	Bid: Y	State: Y	Other: Y Exempt: Y
Vendors: All	Include Non-Budgeted: Y		
Rcvd Batch Id Range: First to Last			

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
22-00935	09/09/22	ONEC0010	ONE CALL CONCEPTS INC	monthly markouts	Open	33.96	0.00
23-00036	01/10/23	VERIZ030	VERIZON WIRELESS - CELL	monthly cell phone bill	Open	131.07	0.00
23-00039	01/10/23	BEACH050	BEACH HAVEN AUTOMOTIVE, INC	water supplies	Open	18.99	0.00
23-00043	01/12/23	GRIMS010	GRIMSTE, ANNA	2023 Open Petty Cash	Open	82.81	0.00
23-00148	02/10/23	AMERIO70	AMERICAN WEAR, INC.	Monthly uniform rental	Open	420.00	0.00
23-00195	02/23/23	UNIVE020	UNIVERSAL SUPPLY COMPANY, INC	boro hall rehabilitation	Open	237.98	0.00
23-00206	02/27/23	JOHNN010	UNITED SITE SERVICES	monthly rental	Open	155.00	0.00
23-00215	02/28/23	SHERW010	SHERWIN WILLIAMS	Traffic paint	Open	233.90	0.00
23-00220	02/28/23	COUNT020	COUNTY OF OCEAN	County Tax Payment	Open	1,310,095.20	0.00
23-00228	02/28/23	TUCKE010	TUCKERTON LUMBER COMPANY	boro hall rehab supplies	Open	64.97	0.00
23-00235	03/01/23	MROZI005	MROZINSKI, BENJAMIN	Drone Test	Open	175.00	0.00
23-00255	03/03/23	ATLAN130	ATLANTIC PLUMBING SUPPLY CORP	Watermains Bergen & w 75th	Open	33,121.52	0.00
23-00277	03/14/23	GUARD020	VECTOR SOLUTIONS	Annual Subscription	Open	889.80	0.00
23-00278	03/14/23	GEORG005	GEORGIA GOLF CONSTRUCTION, INC	yearly park maintenance	Open	670.00	0.00
23-00280	03/14/23	PCSL005	PCS, LLC	Onsite Visit/ wireless Router	Open	1,871.09	0.00
23-00289	03/15/23	AMAZO005	AMAZON CAPITAL SERVICES, INC	Office Supplies	Open	75.35	0.00
23-00295	03/16/23	GOLD0010	GOLD TYPE BUSINESS MACHINE INC	Installation for 2 cables	Open	900.00	0.00
23-00309	03/21/23	AMAZO005	AMAZON CAPITAL SERVICES, INC	Clothing Allowance	Open	15.97	0.00
23-00341	03/30/23	SHORE060	SHORE PROMOTIONS	LIT Tournament Tshirts	Open	3,378.75	0.00
23-00343	03/30/23	SHORE060	SHORE PROMOTIONS	Midsummer Meltdown Tshirt	Open	1,672.00	0.00
23-00344	03/30/23	SHORE060	SHORE PROMOTIONS	Uniforms	Open	2,900.00	0.00
23-00345	03/30/23	SHORE060	SHORE PROMOTIONS	7X Championship Tshirt	Open	1,308.00	0.00
23-00346	03/30/23	SHORE060	SHORE PROMOTIONS	Boardshorts	Open	2,574.00	0.00
23-00350	03/31/23	SHORE060	SHORE PROMOTIONS	Polos & Hats	Open	1,758.00	0.00
23-00381	04/04/23	AMAZO005	AMAZON CAPITAL SERVICES, INC	APC Back_UPS Battery	Open	21.69	0.00
23-00386	04/05/23	ATLAN130	ATLANTIC PLUMBING SUPPLY CORP	pipe job parts	Open	1,464.22	0.00
23-00387	04/05/23	BEACH050	BEACH HAVEN AUTOMOTIVE, INC	vehicle maintenance	Open	400.30	0.00
23-00388	04/05/23	BEACH050	BEACH HAVEN AUTOMOTIVE, INC	police car maintenance	Open	259.47	0.00
23-00390	04/06/23	BEACH050	BEACH HAVEN AUTOMOTIVE, INC	lifeguard supplies	Open	142.71	0.00
23-00392	04/06/23	PALER010	FERGUSON ENTERPRISES	shop supplies	Open	65.33	0.00
23-00393	04/06/23	JOLYN005	JOLYN CLOTHING CO, LLC.	Womens Bathing Suits	Open	1,612.80	0.00
23-00395	04/06/23	SHORE060	SHORE PROMOTIONS	LIT MISC	Open	6,600.00	0.00
23-00399	04/12/23	MARSH005	MARSHALL, JOHN	2020:02 - LUB Escrow Return	Open	689.50	0.00
23-00401	04/12/23	PIZER005	PIZER LIVING TRUST	2020-07 LUB Escrow Return	Open	379.50	0.00
23-00405	04/12/23	SHORE060	SHORE PROMOTIONS	Cardigan Embroidery	Open	33.00	0.00
23-00406	04/13/23	5619H005	5619 HOLLY LLC	2020:11 - HCLUB Escrow Return	Open	379.00	0.00
23-00407	04/13/23	TWPO0010	TWP OF STAFFORD	March Animal Control	Open	480.00	0.00
23-00408	04/13/23	HIERIO10	HIERING, GANNON & MC KENNA	March Legal Fees	Open	920.80	0.00
23-00409	04/14/23	MARCE005	MARCESKI, EDWARD & KATHRYN	HCLUB - 2020:03 Escrow Return	Open	9.50	0.00
23-00411	04/17/23	MANAH010	MANAHAWKIN MAGIC WASH	Vehicle wash	Open	25.75	0.00
23-00415	04/17/23	AMAZO005	AMAZON CAPITAL SERVICES, INC	Supplies	Open	120.31	0.00
23-00424	04/17/23	LBIH0010	LBI HEALTH DEPARTMENT	First Quarter Health Services	Open	10,738.11	0.00
23-00425	04/17/23	CASAD005	CASADONTE, DAVID M, ESQUIRE	Municipal Prosecutor April	Open	550.00	0.00
23-00426	04/17/23	AMAZO005	AMAZON CAPITAL SERVICES, INC	Police Supplies	Open	148.83	0.00
23-00427	04/18/23	BEACH050	BEACH HAVEN AUTOMOTIVE, INC	dozer repair for beach maint	Open	1,841.33	0.00
23-00429	04/20/23	TREAS020	TREAS.STATE OF NJ-DEPT TREAS	NJ Pollutant discharge tax	Open	600.00	0.00
23-00431	04/20/23	OCUT0010	OC UTILITIES AUTHORITY	2nd Qtr 2023 installment	Open	45,438.75	0.00
23-00432	04/20/23	DELAW030	DELAWARE VALLEY PAYROLL, INC.	Payroll Processing Services	Open	296.90	0.00

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
23-00433	04/24/23	NJRWA010 NJRWA	Membership dues - Bill Montag	Open	520.00	0.00	
23-00434	04/24/23	ZWUSA005 ZW USA, INC.	Dog bags for park	Open	798.90	0.00	
23-00435	04/24/23	BEACH050 BEACH HAVEN AUTOMOTIVE, INC	shop supplies	Open	287.64	0.00	
23-00436	04/24/23	BEACH050 BEACH HAVEN AUTOMOTIVE, INC	vehicle maintenance	Open	108.92	0.00	
23-00437	04/24/23	AMAZO005 AMAZON CAPITAL SERVICES, INC	Public works Supplies	Open	530.83	0.00	
23-00438	04/24/23	NESTL005 NESTLE WATERS NORTH AMERICAN	Lifeguards Water	Open	7.18	0.00	
23-00439	04/24/23	COMCA010 COMCAST CABLE	Monthly Invoice - B&G's	Open	211.21	0.00	
23-00440	04/24/23	VERIZ030 VERIZON WIRELESS - CELL	Cell Phones	Open	210.85	0.00	
23-00441	04/24/23	OWEN0010 OWEN, LITTLE & ASSOCIATES	LUB - Engineer Review Fees	Open	432.50	0.00	
23-00447	04/25/23	CDI00010 C&D INSTRUMENT SERVICES	booster pump repair	Open	1,930.40	0.00	
23-00450	04/25/23	PCSL005 PCS, LLC	Monthly Invoice - April 2023	Open	1,521.95	0.00	
23-00451	04/25/23	DYNAM010 DYNAMIC TESTING SERVICE	Random Drug Testing - DPW	Open	540.00	0.00	
23-00452	04/25/23	METRO020 METLIFE - GROUP BENEFITS	Monthly Premium - May 2023	Open	260.00	0.00	
23-00453	04/25/23	OWEN0010 OWEN, LITTLE & ASSOCIATES	Monthly Invoice	Open	12,569.27	0.00	
23-00454	04/25/23	TOWNS030 TOWNSHIP OF STAFFORD	Construction Permits	Open	14,066.10	0.00	
23-00455	04/26/23	AMAZO005 AMAZON CAPITAL SERVICES, INC	Basketball Nets	Open	24.97	0.00	
23-00456	04/27/23	COMCA010 COMCAST CABLE	Monthly Invoice - w&S Charges	Open	627.79	0.00	
23-00457	04/27/23	AMAZO005 AMAZON CAPITAL SERVICES, INC	Office Supplies	Open	125.37	0.00	
23-00460	05/01/23	ERSKI005 ERSKINE, LISA A.	Borough Hall Cleaning	Open	800.00	0.00	
23-00461	05/01/23	BARNE030 BARNEGAT LIGHT 1ST AID SQUAD	2023 Annual Contribution	Open	9,500.00	0.00	
23-00462	05/01/23	MAURU005 MAURUS, DANIEL	Mileage Reimbursement	Open	1,493.40	0.00	
23-00464	05/01/23	NJDE0020 NJ DEPT OF HEALTH & SENIOR	2023 April dog license fees	Open	2.40	0.00	
23-00465	05/01/23	COMCA010 COMCAST CABLE	Monthly Invoice - Pol SpcVideo	Open	9.96	0.00	
23-00466	05/02/23	PAVIA005 PAVIA ENTERPRISES LLC	April Courier Service	Open	267.63	0.00	
23-00473	05/02/23	BEACH050 BEACH HAVEN AUTOMOTIVE, INC	police car maintenance	Open	207.85	0.00	
23-00474	05/02/23	TUCKE010 TUCKERTON LUMBER COMPANY	buildings and grounds	Open	49.82	0.00	
23-00476	05/04/23	MAGEL010 LINE SYSTEMS	April Telesystem Bill	Open	1,520.62	0.00	
23-00477	05/04/23	OCEAN065 OCEAN COUNTY FIRE MARSHAL	Inspection Fee	Open	125.00	0.00	
23-00478	05/04/23	OCMA0010 OC MAYOR'S ASSN	May Meeting Attendance	Open	20.00	0.00	
23-00479	05/04/23	PCSL005 PCS, LLC	Monthly Invoice - May 2023	Open	1,521.95	0.00	
23-00480	05/04/23	CENTR035 CENTRAL JERSEY HEALTH INS FUND	May Premium	Open	2,298.00	0.00	
23-00481	05/04/23	SHORE020 SHORE BUSINESS SOLUTIONS	Copier Maintenance Fees	Open	68.16	0.00	
23-00482	05/05/23	NJNA0020 NJ NATURAL GAS	Monthly Invoice -	Open	277.82	0.00	
23-00483	05/05/23	NJNA0020 NJ NATURAL GAS	Monthly Invoice -	Open	1,088.84	0.00	
23-00484	05/05/23	CREAT020 CREATIVE MANAGEMENT INC	Fuel Invoices	Open	1,079.84	0.00	
23-00485	05/05/23	ATLAN030 ATLANTIC CITY ELECTRIC	Electric - Current Charges	Open	13.06	0.00	
23-00486	05/05/23	CREAT020 CREATIVE MANAGEMENT INC	Fuel Invoices	Open	1,868.45	0.00	
23-00487	05/05/23	OWEN0010 OWEN, LITTLE & ASSOCIATES	HCLUB - 2022:06 Eng Review Fee	Open	72.50	0.00	
23-00489	05/05/23	WESSL005 WESSLER, REBECCA	Beach Badge Checker Chng Fund	Open	410.00	0.00	
23-00490	05/05/23	RIGGI005 RIGGINS, INC	Fuel	Open	892.63	0.00	

Total Purchase Orders: 88 Total P.O. Line Items: 0 Total List Amount: 1,494,362.97 Total Void Amount: 0.00

Totals by Year-Fund							
Fund Description	Fund	Budget Rcvd	Budget Held	Budget Total	Revenue Total	G/L Total	Total
Current Fund	2-01	302.95	0.00	302.95	0.00	0.00	302.95
Utility Operating	2-09	33.96	0.00	33.96	0.00	0.00	33.96
Year Total:		336.91	0.00	336.91	0.00	0.00	336.91
Current Fund	3-01	1,385,647.85	0.00	1,385,647.85	0.00	0.00	1,385,647.85
Utility Operating	3-09	89,291.04	0.00	89,291.04	0.00	0.00	89,291.04
Year Total:		1,474,938.89	0.00	1,474,938.89	0.00	0.00	1,474,938.89
General Capital F	C-04	5,385.52	0.00	5,385.52	0.00	0.00	5,385.52
Dog trust Fund	T-15	2.40	0.00	2.40	0.00	0.00	2.40
Trust Fund	T-17	13,699.25	0.00	13,699.25	0.00	0.00	13,699.25
Year Total:		13,701.65	0.00	13,701.65	0.00	0.00	13,701.65
Total of All Funds:		1,494,362.97	0.00	1,494,362.97	0.00	0.00	1,494,362.97

BE IT RESOLVED by the Commissioners of the Borough of Harvey Cedars, County of Ocean, State of New Jersey, that the foregoing bill list dated May 5, 2023 be paid upon verification by the Chief Financial Officer that sufficient funds are available for the payment of the same.

PASSED ON: May 5, 2023