

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. Commissioners Gerkens and Garofalo were present.

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

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 in the Beach Haven Times on December 10, 2015 and the Asbury Park Press on December 15, 2015.

**Motion** to approve the minutes of the previous meeting, September 2, 2016, was made by Commissioner Garofalo, seconded by Commissioner Gerkens.

The Mayor read the following ordinance by title and number and stated that proof of publication is on hand and the ordinance has been posted.

**ORDINANCE #2016-11 SECOND READING**

**AN ORDINANCE OF THE BOROUGH OF HARVEY CEDARS APPROPRIATING THE SUM OF \$52,150 FROM THE UTILITY CAPITAL IMPROVEMENT FUND FOR CERTAIN CAPITAL IMPROVEMENTS IN THE BOROUGH OF HARVEY CEDARS**

Motion to open public discussion: Commissioner Garofalo

Second: Commissioner Gerkens

There were no public questions or comments.

Motion to close public discussion: Commissioner Gerkens

Second: Commissioner Garofalo

Motion to adopt: Commissioner Garofalo

Second: Commissioner Gerkens

Vote: Ayes – Oldham, Gerkens, Garofalo

A copy of the full ordinance as adopted is filed in the ordinance book.

The Mayor read the following ordinance by title and number and stated that proof of publication is on hand and the ordinance has been posted.

**ORDINANCE #2016-12 SECOND READING**

**AN ORDINANCE OF THE BOROUGH OF HARVEY CEDARS, OCEAN COUNTY, NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 13 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF HARVEY CEDARS, 1975, ENTITLED "ZONING" AS IT PERTAINS TO HOME OCCUPATIONS, HEIGHT LIMITS AND FENCE PERMITTING**

Motion to open public discussion: Commissioner Garofalo

Second: Commissioner Gerkens

There were no public questions or comments.

Motion to close public discussion: Commissioner Gerkens

Second: Commissioner Garofalo

Motion to adopt: Commissioner Garofalo

Second: Commissioner Gerkens

Vote: Ayes – Oldham, Garofalo, Gerkens

A copy of the full ordinance as adopted is filed in the ordinance book.

The Mayor read the following ordinance by title and number and stated that proof of publication is on hand and the ordinance has been posted.

**ORDINANCE #2016-13 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 HOURS OF CONSTRUCTION**

Motion to open public discussion: Commissioner Gerkens  
Second: Commissioner Garofalo

Larry Murphy, Bay Terrace, stated he was in favor of the ordinance (time limitations).

Motion to close public discussion: Commissioner Gerkens  
Second: Commissioner Garofalo

Motion to adopt: Commissioner Garofalo  
Second: Commissioner Gerkens  
Vote: Ayes – Oldham, Gerkens, Garofalo  
A copy of the full ordinance as adopted is filed in the ordinance book.

The Mayor read the following resolutions by title only and asked for motions to adopt after reading each title. Copies of the full resolutions are attached hereto and made a part hereof:

**RESOLUTION #2016-080:**

**AUTHORIZING THE UTILITY COLLECTOR TO ADJUST CERTAIN WATER/SEWER CHARGES**

Motion to adopt: Commissioner Garofalo  
Second: Commissioner Gerkens

**RESOLUTION #2016-081:**

**AUTHORIZING JOINING THE CENTRAL JERSEY HEALTH INSURANCE FUND FOR DENTAL BENEFITS**

Motion to adopt: Commissioner Garofalo  
Second: Commissioner Gerkens

**RESOLUTION #2016-082: Bills**

Motion to adopt: Commissioner Gerkens  
Second: Commissioner Garofalo

**PRIVILEGE OF THE FLOOR –**

The Mayor and Jim Loudon, Taxpayers Association, briefly discussed beach replenishment; although the County contributed \$1million for the first project (2009), they are not willing to help or get involved in beach replenishment funding now; the Island sends approximately \$60million in taxes to the County. The Mayor said he's spent a lot of time with the State and Feds; beach projects now are a cost share.

Commissioner Gerkens reminded all that fireworks will be Saturday night.

**Motion** to adjourn: Commissioner Gerkens  
Second: Commissioner Garofalo

Meeting adjourned at 4:45pm.

**RESOLUTION #2016-080**

**AUTHORIZING THE UTILITY COLLECTOR TO ADJUST CERTAIN  
WATER/SEWER CHARGES**

**WHEREAS** the Utility Collector of the Borough of Harvey Cedars processes quarterly utility bills based on the prior three months of water usage, and the Borough Superintendent reads and maintains monthly meter readings; and

**WHEREAS** the following property owner had high water usage for the 3<sup>rd</sup> quarter of 2016 due to unforeseen circumstances, and the Borough Superintendent along with the Utility Collector investigated this usage and have recommended credits be issued for this one occasion:

- Account # 823 – Francis & Annamarie Hand

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Borough of Harvey Cedars that the Utility Collector is authorized to adjust and issue a one time credit to the following utility account(s) based on average water usage from prior readings:

ACCOUNT#	WATER CREDIT	SEWER CREDIT
823-0	\$793.56	\$225.12

PASSED ON: September 20, 2016

**RESOLUTION #2016-081**

**AUTHORIZING JOINING THE CENTRAL JERSEY HEALTH INSURANCE FUND  
FOR DENTAL BENEFITS**

**WHEREAS** a number of public entities in the State of New Jersey have joined together to form the Central Jersey Health Insurance Fund, hereafter referred to as “the FUND”, as permitted by NJAC 11:15-3, NJSA 17:1-8.1 and NJSA 40A:10-36 et seq.; and

**WHEREAS** the statutes and regulations governing the creation and operation of a joint health insurance fund contain certain elaborate restrictions and safeguards concerning the safe and efficient administration of the public interest entrusted to such the FUND; and

**WHEREAS** the governing body of the Borough of Harvey Cedars, hereinafter referred to as “LOCAL UNIT” has determined that membership in the FUND is in the best interest of the LOCAL UNIT.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Borough of Harvey Cedars hereby agrees as follows:

- i. To join the FUND for the period outlined in the LOCAL UNIT’s Indemnity and Trust Agreement.
- ii. To participate in the Dental Insurance as defined pursuant to NJSA 17B:17-4, the FUND’s Bylaws, and Plan of Risk Management.
- iii. To adopt and approve the FUND’s Bylaws.
- iv. To execute an application for membership and any accompanying certifications.

**BE IT FURTHER RESOLVED** that the LOCAL UNIT is authorized and directed to execute the Indemnity and Trust Agreement and such other documents signifying membership in the FUND as required by the FUND’s Bylaws, and to deliver these documents to the FUND’s Executive Director with the express reservation that these documents shall become effective only upon:

- i. Approval of the LOCAL UNIT by the FUND.
- ii. Receipt from the LOCAL UNIT of a Resolution accepting assessment.
- iii. Approval by the New Jersey Department of Insurance and Department of Community Affairs.

**BE IT FURTHER RESOLVED** that Judith Gerken, Commissioner of Revenue and Finance, is hereby appointed as Fund Commissioner to the Central Jersey Health Insurance Fund to represent the Borough of Harvey Cedars effective immediately.

PASSED ON: September 20, 2016