

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 18, 2014.

**Motion** to approve the minutes of the previous meeting, October 20, 2015, was made by Commissioner Gerkens, seconded by Commissioner Garofalo.

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 #2015-093:**

**AUTHORIZING THE SALE OF PERSONAL PROPERTY OWNED BY THE BOROUGH OF HARVEY CEDARS NO LONGER NEEDED FOR PUBLIC USE**

Motion to adopt: Commissioner Garofalo

Second: Commissioner Gerkens

**RESOLUTION #2015-094:**

**APPROVING THE CERTIFIED LIST OF ALL VOLUNTEER MEMBERS WHO QUALIFIED FOR CREDIT UNDER THE LOSAP PROGRAM FOR THE YEAR 2014**

Motion to adopt: Commissioner Garofalo

Second: Commissioner Gerkens

**RESOLUTION #2015-095:**

**RESOLUTION CONSENTING TO THE PROPOSED WATER QUALITY MANAGEMENT (WQM) PLAN AMENDMENT ENTITLED: OCEAN COUNTY WASTEWATER MANAGEMENT PLAN**

Motion to adopt: Commissioner Garofalo

Second: Commissioner Gerkens

**RESOLUTION #2015-096:**

**AMENDING THE 2014 SCHEDULE C OF THE MUNICIPAL COURT SHARED SERVICE AGREEMENT AND ADOPTING THE 2015 SCHEDULE C FOR SAME**

Motion to adopt: Commissioner Garofalo

Second: Commissioner Gerkens

**RESOLUTION #2015-097:**

**AUTHORIZE TRANSFER OF FUNDS**

Motion to adopt: Commissioner Gerkens

Second: Commissioner Garofalo

**RESOLUTION #2015-098: Bills**

Motion to approve bills for payment: Commissioner Garofalo

Second: Commissioner Gerkens

**Public Property Usage requests:**

**1. SUP Event – Sunset Park**

A motion was made by Commissioner Garofalo, seconded by Commissioner Gerkens to approve the request from Terry Deakyne/Island Surf & Sail to hold a standup paddleboard event from Beach Haven to Harvey Cedars on Saturday, September 17, 2016 from 9:00am to 8:00pm.

**2. Wedding Ceremony – Sunset Park/Gazebo**

A motion was made by Commissioner Garofalo, seconded by Commissioner Gerkens, to approve the request from Adrienne Aery for a wedding ceremony on Saturday, October 8, 2016 from 4pm – 5pm (200 people).

PRIVILEGE OF THE FLOOR –

Walter Naisby shared his views on the “3 in HC” campaign with the Board and submitted a copy of a letter he had written to the Sandpaper a few years ago. He simply wanted to state his opinion with no further discussion.

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

Meeting adjourned at 4:50pm.

**RESOLUTION #2015-093**

**AUTHORIZING THE SALE OF PERSONAL PROPERTY OWNED BY THE  
BOROUGH OF HARVEY CEDARS NO LONGER NEEDED FOR PUBLIC USE**

**WHEREAS** pursuant to NJSA 40A:11-36 the governing body may by resolution authorize the sale of personal property no longer needed for public use by sealed bid or public auction; and

**WHEREAS** pursuant to Local Finance Notice No. 2008-09 a public auction is authorized to be held with an online vendor; and

**WHEREAS** the Borough of Harvey Cedars is the owner of certain surplus property which is no longer needed for public use; and

**WHEREAS** the Board of Commissioners is desirous of selling said surplus property in an “as is” condition without express or implied warranties.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Borough of Harvey Cedars, County of Ocean, as follows:

(1) The sale of the surplus property shall be conducted through GovDeals pursuant to State Contract A-70967/T2581 in accordance with the terms and conditions of the State Contract. The terms and conditions of the agreement entered into with GovDeals are available online at govdeals.com and also available from the Municipal Clerk.

(2) The sale will be conducted online and the address of the auction site is www.govdeals.com.

(3) The sale is being conducted pursuant to Local Finance Notice 2008-9.

(4) A list of the surplus property to be sold is as follows:

- a. Post & rail fencing
- b. 2001 International Trash Truck Model 4900
- c. Beach badges
- d. Abandoned bicycles

(5) The surplus property as identified shall be sold in an “as-is” condition without express or implied warranties with the successful bidder required to execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property.

(6) The Borough of Harvey Cedars reserves the right to accept or reject any bid submitted.

PASSED ON: November 6, 2015

**RESOLUTION #2015-094**

**APPROVING THE CERTIFIED LIST OF ALL VOLUNTEER MEMBERS WHO QUALIFIED FOR CREDIT UNDER THE LOSAP PROGRAM FOR THE YEAR 2014**

**WHEREAS** Ordinance #2001-08 of the Borough of Harvey Cedars implemented the Length of Service Award Program (LOSAP) for the High Point Volunteer Fire Company and was passed by voters by a referendum on November 6, 2001; and

**WHEREAS** pursuant to NJSA 40A:14-191, emergency service organizations participating in a Length of Service Award Program (LOSAP) shall annually certify to the sponsoring agency a list of all volunteer members who have qualified for credit under the LOSAP program for the previous year; and

**WHEREAS** the Governing Body has received and reviewed such certified list from the President of the High Point Volunteer Fire Company.

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

1. Per the certified list received, the following High Point Volunteer Fire Company members are hereby approved to receive the 2014 LOSAP award:

Paul Ash	David Mansfield
Arthur Ballinger	Jason Marti
Arthur J. Ballinger	Justin Marti
Douglas Ballinger	Sean Marti
Matt Binetsky	Christopher Oldham
Robert Burnaford	Jonathan Oldham
Craig Coddington	Kelly Oswald
Nicholas Englebert	Scott Oswald
Robert Federicci	Ronald A. Ott
C. Dooley Glander	Ronald W. Ott
Richard Hathaway	Paul Rice
William Heitzmann	Scott Wolfschmidt
William Kates	James Zimmerman
Nicholas Kowalski	

2. The amount each qualified member will receive for the 2014 LOSAP award is \$620.00.
3. The certified list of members shall be posted at the office of the Municipal Clerk of the Borough of Harvey Cedars and at the High Point Volunteer Fire Company for a period of 30 days to allow sufficient time for membership review.
4. Appeals shall be mailed to the Municipal Clerk of the Borough of Harvey Cedars, PO Box 3185, Harvey Cedars, NJ 08008, and must be received within 30 days of the posting date of the approved certified list.

PASSED ON: November 6, 2015

**RESOLUTION #2015-095**

**RESOLUTION CONSENTING TO THE PROPOSED WATER QUALITY  
MANAGEMENT (WQM) PLAN AMENDMENT ENTITLED:  
OCEAN COUNTY WASTEWATER MANAGEMENT PLAN**

**WHEREAS** the Governing Body of the Borough of Harvey Cedars desires to provide for the orderly development of wastewater facilities within Ocean County, New Jersey; and

**WHEREAS** the New Jersey Department of Environmental Protection (NJDEP) requires that proposed wastewater treatment and conveyance facilities and wastewater treatment service areas, as well as related subjects, be in conformance with an approved WQM plan; and

**WHEREAS** the NJDEP has established the WQM plan amendment procedure as the method of incorporating unplanned facilities into a WQM plan; and

**WHEREAS** a proposed WQM plan amendment noticed in the New Jersey Register on October 5, 2015 for the Ocean County Wastewater Management Plan has been prepared by Ocean County.

**NOW, THEREFORE, BE IT RESOLVED** that on this 6<sup>th</sup> day of November 2015, by the Governing Body of the Borough of Harvey Cedars that:

1. The Governing Body of the Borough of Harvey Cedars hereby consents to the amendment entitled Ocean County Wastewater Management Plan, and publicly noticed on October 5, 2015, prepared by Ocean County, for the purpose of its incorporation to the applicable WQM plan(s).
2. This consent shall be submitted to the NJDEP in accordance with NJAC 7:15-3.4.

PASSED ON: November 6, 2015

**RESOLUTION #2015-096**

**AMENDING THE 2014 SCHEDULE C OF THE  
MUNICIPAL COURT SHARED SERVICE AGREEMENT AND  
ADOPTING THE 2015 SCHEDULE C FOR SAME**

**WHEREAS** Resolution #2014-073 adopted on July 1, 2015 authorized the Borough of Harvey Cedars to enter into a Shared Services agreement with the Borough of Beach Haven for the provision of certain administrative services related to the management of the municipal court and designated Jessica Jenkins as the Court Administrator; and

**WHEREAS** a clerical error was made on the 2014 Schedule C and the 2015 Schedule C for Jessica Jenkins was not adopted.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Borough of Harvey Cedars that the 2014 Schedule C is hereby amended as attached and the 2015 Schedule C is hereby adopted as per the attached.

PASSED ON: November 6, 2015

**RESOLUTION #2015-097**

**TRANSFER OF FUNDS**

**WHEREAS** the date of this resolution is within the last two months of the calendar year 2015, and the first three months of the calendar year 2016; and

**WHEREAS** N.J.S.A. 40A:4-58 provides for the making of transfers between budget appropriations during the five month period beginning November.

**NOW, THEREFORE, BE IT RESOLVED** (Not less than two-thirds of all members of the governing body affirmatively confirming) that the following transfers be and the same hereby are made between budget appropriations accounts in the 2015 budget.

<b><u>CURRENT</u></b>	<b><u>FROM:</u></b>	<b><u>TO:</u></b>
Police S&W 5-01-25-240-000-110	7,500.00	
Police Clothing OE 5-01-25-240-000-250		2,500.00
Police Computer Maint 5-01-25-240-000-230		5,000.00
Finance Administration OE 5-01-20-130-000-210		2,200.00
Tax Collection OE 5-01-20-145-000-220		2,300.00
Tax Assessor OE 5-01-20-150-000-220	5,400.00	
Municipal Court OE 5-01-43-490-000-201		650.00
Lifeguard OE 5-01-28-381-000-200		10,000.00
Lifeguard S&W 5-01-28-381-000-110	10,000.00	
Beaches S&W 5-01-28-380-000-110	2,950.00	
Unemployment Insurance 5-01-23-225-000-000		1,100.00
OEM S&W 5-01-28-381-000-110		600.00
OEM OE 5-01-28-381-000-220		1,500.00
Legal Services 5-01-20-155-000-200		

PASSED ON: November 6, 2015