

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 15, 2016 and the Asbury Park Press on December 10, 2016.

Motion to approve the minutes of the previous meeting, November 3, 2017, was made by Commissioner Gerkens, seconded by Commissioner Garofalo.

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 #2017-22 SECOND READING

AN ORDINANCE OF THE BOROUGH OF HARVEY CEDARS, IN THE COUNTY OF OCEAN, NEW JERSEY, PROVIDING FOR IMPROVEMENTS TO 85th AND 86th STREETS LOCATED IN THE BOROUGH AND APPROPRIATING \$250,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$250,000 IN BONDS OR NOTES OF THE BOROUGH OF HARVEY CEDARS TO FINANCE THE SAME

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

Jim Loudon said he thought this project was completed. The Mayor stated this ordinance is regarding the funding of the project.

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

Motion to RE-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 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 #2017-113:

RESOLUTION OF THE BOROUGH OF HARVEY CEDARS TO CANCEL TAXES RECEIVABLE DUE TO ERRONEOUS TAX ASSESSMENT

Motion to adopt: Commissioner Gerkens
Second: Commissioner Garofalo

RESOLUTION #2017-114:

AUTHORIZING THE BOROUGH OF HARVEY CEDARS TO IMPLEMENT EMPLOYEE FLEXIBLE SPENDING ACCOUNTS

Motion to adopt: Commissioner Garofalo
Second: Commissioner Gerkens

RESOLUTION #2017-115:

CHAPTER 159 ITEM OF REVENUE INSERTION IN THE SUM OF \$7,500.00 – POLICE ACCREDITATION GRANT

Motion to adopt: Commissioner Garofalo
Second: Commissioner Gerkens

RESOLUTION #2017-116: Bills

Motion to adopt: Commissioner Gerkens
Second: Commissioner Garofalo

Public Property Usage requests:

1. **High School Senior Service Day**

A motion was made by Commissioner Garofalo, seconded by Commissioner Gerkens, to approve the request by Eric Wilhelm, Principal, Southern Regional High School, for their annual Senior Service Day on Thursday, May 31, 2018 to clean up a location in Harvey Cedars to be determined by Public Works.

TOPICS OF INTEREST –

Mayor Oldham stated the wine tasting event went well; the mold on the outside of the water tank has been cleaned; the children's Christmas Party is scheduled for the 3rd of December; paving of Holly Avenue should be completed before the macadam plant shuts down; the beach project is delayed until January but will be completed by May.

PRIVILEGE OF THE FLOOR –

Mary Wilding and Joyce Hillyer, both Harvey Cedars residents and Garden Club members, presented to the Board the Long Beach Township ordinance that was recently passed limiting the use of plastic bags by businesses in the Township. Ms. Wilding read the statistics from the ordinance and asked if the Board would pass a similar ordinance. The Board will review it and consider it. Enforcement of the ordinance was a concern.

The Mayor wished all a Happy Thanksgiving.

Motion to adjourn: Commissioner Garofalo

Second: Commissioner Gerkens

Meeting adjourned at 4:53pm.

RESOLUTION #2017-113

**RESOLUTION OF THE BOROUGH OF HARVEY CEDARS TO CANCEL
TAXES RECEIVABLE DUE TO ERRONEOUS TAX ASSESSMENT**

WHEREAS N.J.S.A. 54:4-99 authorizes a governing body to cancel taxes receivable and release the Tax Collector from the tax liability of such canceled taxes; and

WHEREAS the property listed below has been assessed added taxes due to an assessment error; and

WHEREAS the property owner has not paid assessed taxes and is therefore not due any refund.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Harvey Cedars, County of Ocean, and State of New Jersey, that the Certified Tax Collector is hereby released from the tax liability of the following property and authorized to process the cancellation of property taxes as follows:

Block	Lot	2016 taxes	2017 taxes
64	2.03	\$3,519.04	\$3,387.66

PASSED ON: November 21, 2017

RESOLUTION #2017-114

**AUTHORIZING THE BOROUGH OF HARVEY CEDARS TO IMPLEMENT
EMPLOYEE FLEXIBLE SPENDING ACCOUNTS**

WHEREAS Public Law 2011 c.78 provides for major pension and health benefits reform for public workers in the State of New Jersey; and

WHEREAS this law requires the Borough of Harvey Cedars to provide employees with a Section 125 Flexible Spending Account (FSA); and

WHEREAS a Flexible Spending Account allows an employee to voluntarily set aside a portion of their earnings to pay for qualified medical expenses thereby reducing their tax liability as well as reducing the Social Security/Medicare liability of the Borough of Harvey Cedars; and

WHEREAS the Borough currently offers a supplemental insurance benefit plan administered by the American Family Life Assurance Company (AFLAC) and desires said company to provide for Flexible Spending Accounts.

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

1. The Cafeteria Plan, including a Health Flexible Spending Account and Dependent Care Flexible Spending Account effective January 1, 2018, presented at this meeting and on file in the Borough Clerk's office is hereby approved and adopted.
2. The Chief Financial Officer is hereby authorized to implement the Flexible Spending Accounts effective January 1, 2018, and to prepare and sign all necessary Section 125 Plan documents.

PASSED ON: November 21, 2017

RESOLUTION #2017-115

**CHAPTER 159 ITEM OF REVENUE INSERTION IN THE SUM OF \$7,500.00 –
POLICE ACCREDITATION 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 2017 in the sum of \$7,500.00, which is now available from the Ocean County Municipal Joint Insurance Fund, entitled “Ocean JIF Police Accreditation Program Grant”.

BE IT FURTHER RESOLVED that the sum of \$7,500.00 is hereby appropriated under the caption: 8. General Appropriations (A) Operations excluded from “CAPS” Public and Private Programs offset by Revenues: Police Accreditation Grant.

PASSED ON: November 21, 2017