

The regular meeting of the Board of Commissioners of the Borough of Harvey Cedars, NJ was called to order by Mayor Imperiale at 4:30pm. Commissioners Gieger and Rice were present along with Municipal Attorney, Tennant Magee.

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 in the Beach Haven Times and the Asbury Park Press and on December 21, 2023.

Mayor Imperiale opened up the meeting by introducing Municipal Attorney, Tennant Magee to those who have not already met him. Imperiale also thanked Magee for joining the Commissioners in executive session, just prior to the regular meeting to discuss the Open Public Meeting Act and answer other legal questions.

**Motion** to approve the minutes of the previous meeting held on March 1, 2024 was made by Commissioner Rice, seconded by Commissioner Gieger, followed by a favorable unanimous vote.

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

**ORDINANCE #2024-03 SECOND READING**

**AN ORDINANCE OF THE BOROUGH OF HARVEY CEDARS, IN THE COUNTY OF OCEAN, NEW JERSEY, PROVIDING FOR IMPROVEMENTS TO THE DOWNTOWN BUSINESS DISTRICT’S STREETScape PHASE 2 IN THE BOROUGH AND APPROPRIATING \$900,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$900,000 IN BONDS OR NOTES OF THE BOROUGH OF HARVEY CEDARS TO FINANCE THE SAME**

Motion to open public discussion: Commissioner Rice

Second: Commissioner Gieger

Jim Fritz, 82<sup>nd</sup> Street asked about the grant amount total that was applied to the Streetscape Phase I Project, Fritz also asked for the total amount spent to date by the Borough on the project. Mayor Imperiale and Commissioner Rice explained that approximately Two-Hundred Thousand (\$200,000.00) Dollars of town money has been spent on the project so far.

Fred Schragger, East Salem Ave. resident asked the commissioners if they knew what the cost of Phase II would be. Commissioner Gieger stated the Borough has estimates of anticipated costs. Schragger argued that the Borough cannot know what the cost will be prior to a bid opening. Schragger continued to question the commissioners on spending and further continued questioning regarding anticipated spending for Phase II. The Governing Body answered that if bids were too high, they will be rejected. Mr. Schragger redirected his question to the topic of a survey for the park, Mayor Imperiale stated that the open comments portion of the meeting should pertain to the Ordinance being discussed.

Kathy Ries, Cedars Ave. resident asked about the timeline for Phase II, Commissioner Gieger gave a timeline and stated that the completion date for Phase II is set for this June.

Motion to close public discussion: Commissioner Rice

Second: Commissioner Gieger

Motion to adopt: Commissioner Rice

Second: Commissioner Gieger

Vote:	Aye	Nay	Absent	Abstain
Mayor Imperiale	X			
Commissioner Gieger	X			
Commissioner Rice	X			

**ORDINANCE #2024-04 SECOND READING**

**AN ORDINANCE OF THE BOROUGH OF HARVEY CEDARS, IN THE COUNTY OF OCEAN, NEW JERSEY, PROVIDING FOR THE BOROUGH'S SHARE OF THE BEACH REPLENISHMENT PROJECT AND APPROPRIATING \$2,800,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$2,660,000 IN BONDS OR NOTES OF THE BOROUGH OF HARVEY CEDARS TO FINANCE THE SAME**

Motion to open public discussion: Commissioner Rice

Second: Commissioner Gieger

Commissioner Rice stated that the Bond may be cancelled if the Borough does not need to use its own funds for the Replenishment Project. The County may pay for the project directly in entirety. The money is only being dedicated in case we have to pay for the sand upfront, and then get a reimbursement form the County.

Kathy Ries asked about an anticipated timeline for the Beach Replenishment Project. Mayor Imperiale answered that updates indicate that Harvey Cedars should be the first town to receive the replenishment once it begins. Mayor Imperiale stated that he hopes the replenishment starts as early as June.

Motion to close public discussion: Commissioner Rice

Second: Commissioner Gieger

Motion to adopt: Commissioner Rice

Second: Commissioner Gieger

Vote:	Aye	Nay	Absent	Abstain
Mayor Imperiale	X			
Commissioner Gieger	X			
Commissioner Rice	X			

**ORDINANCE #2024-05 SECOND READING**

**AN ORDINANCE OF THE BOROUGH OF HARVEY CEDARS, IN THE COUNTY OF OCEAN, NEW JERSEY, PROVIDING FOR WATERMAIN REPLACEMENT AND REPAIRS IN AND FOR THE BOROUGH AND APPROPRIATING \$975,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$975,000 IN BONDS OR NOTES OF THE BOROUGH OF HARVEY CEDARS TO FINANCE THE SAME**

Commissioner Rice stated that the Bond is ear tagged for the pipes north of 80<sup>th</sup> Street. Mayor Imperiale stated that asbestos pipes had to be removed.

Motion to open public discussion: Commissioner Rice

Second: Commissioner Gieger

Mindy Berman, 80<sup>th</sup> Street resident stated that she heard that asbestos pipes are fine as long as they remain undisturbed, and asked if the pipes had been disturbed causing the town to want to remove them.

Commissioner Gieger answered that it makes sense to remove the pipes during other projects when the ground is already open instead of paving the roads and then having to dig up the asbestos pipes in the future. Gieger added that all asbestos pipes will be removed eventually. The town is removing asbestos pipes because it has the opportunity to do so with the Streetscape Project while the roads are already torn up.

Jim Fritz asked if Long Beach Township will be helping to pay for the asbestos pipe replacement in the borough. Mayor Imperiale answered that Long Bach Township will not incur costs from asbestos pipe replacement.

Hilary Fiorella, 80<sup>th</sup> Street resident asked about Bonds Ordinances and if taking out Bonds causes any risk for the Boroughs' ratings. Commissioner Rice answered that there is no risk with making Bonds available, the Bonds give the Borough an opportunity to spend money only if we need it. Rice added that the town is in good financial standing, we can currently borrow up to approximately Fifty-Million (\$50,000,000.00) Dollars, if we needed to.

Motion to close public discussion: Commissioner Rice

Second: Commissioner Gieger

Motion to adopt: Commissioner Rice

Second: Commissioner Gieger

Vote:	Aye	Nay	Absent	Abstain
Mayor Imperiale	X			
Commissioner Gieger	X			
Commissioner Rice	X			

**ORDINANCE #2024-06 SECOND READING**

**AN ORDINANCE OF THE BOROUGH OF HARVEY CEDARS, IN THE COUNTY OF OCEAN, NEW JERSEY, AMENDING ORDINANCE 2017-05 OF THE BOROUGH FINALLY ADOPTED ON FEBRUARY 21, 2017, SUBSEQUENTLY AMENDED BY ORDINANCE 2022-18 OF THE BOROUGH FINALLY ADOPTED ON OCTOBER 7, 2022, PROVIDING FOR THE INSTALLATION OF A WELL AND RELATED IMPROVEMENTS, AND APPROPRIATING \$3,325,000 THEREFORE, AND PROVIDING FOR THE ISSUANCE OF \$3,325,000 IN BONDS OR NOTES OF THE BOROUGH OF HARVEY CEDARS TO FINANCE THE SAME**

Commissioner Rice explained that there is a possibility that the Borough will receive State funding to offset costs for the well install. Mayor Imperiale added that Long Beach Township will be paying for a portion of the Project per our Shared Water Agreement.

Motion to open public discussion: Commissioner Rice

Second: Commissioner Gieger

There was no public comment.

Motion to close public discussion: Commissioner Rice

Second: Commissioner Gieger

Motion to adopt: Commissioner Rice

Second: Commissioner Gieger

Vote:	Aye	Nay	Absent	Abstain
Mayor Imperiale	X			
Commissioner Gieger	X			
Commissioner Rice	X			

**ORDINANCE #2024-07 SECOND READING**

**AN ORDINANCE OF THE BOROUGH OF HARVEY CEDARS, IN THE COUNTY OF OCEAN, NEW JERSEY, PROVIDING FOR THE VARIOUS DRAINAGE AND STORMWATER IMPROVEMENTS IN AND FOR THE BOROUGH AND APPROPRIATING \$250,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$237,500 IN BONDS OR NOTES OF THE BOROUGH OF HARVEY CEDARS TO FINANCE THE SAME**

Motion to open public discussion: Commissioner Rice

Second: Commissioner Gieger

Arlene Schragger, E Salem Ave. asked if all of the money from the Ordinance was being dedicated to address bay flooding issues. Mayor Imperiale answered, yes.

Motion to close public discussion: Commissioner Rice

Second: Commissioner Gieger

Motion to adopt: Commissioner Rice

Second: Commissioner Gieger

Vote:	Aye	Nay	Absent	Abstain
Mayor Imperiale	X			
Commissioner Gieger	X			
Commissioner Rice	X			

**ORDINANCE #2024-08 SECOND READING**

**AN ORDINANCE OF THE BOROUGH OF HARVEY CEDARS, IN THE COUNTY OF OCEAN, NEW JERSEY, PROVIDING FOR THE VARIOUS PARK IMPROVEMENTS IN THE BOROUGH AND APPROPRIATING \$750,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$712,500 IN**

**BONDS OR NOTES OF THE BOROUGH OF HARVEY CEDARS TO FINANCE THE SAME**

Motion to open public discussion: Commissioner Rice  
Second: Commissioner Gieger

Kathy Ries, Cedars Ave. resident asked the commissioners to list the projects that are slated for Sunset Park at this time.

Commissioner Gieger answered by listing off the following items; pickleball court resurfacing, regrading, a lighting package for the park, bathroom renovations, a new roof, a landscaping design along with an irrigation system is also planned.

Jim Fritz asked if grant money is going to be applied for work in the park. The Mayor and Commissioners answered that the Borough will apply for matching grants next year. The Borough needs available matching funds from the sale of Essex Lot prior to applying for matching grants next year.

Fred Schragger asked if money from the sale of Essex Lot will be used to pay for Park Projects. Schragger continued by stating that he did not understand and continued to further question grants and spending. Mayor Imperiale again explained that we will be applying for the grants next year once we have matching funds available. Schragger asked if money is being spent now to fix up the park, which was confirmed by Mayor Imperiale and Commissioner Gieger. Schragger agreed that the Park was in need of immediate repairs.

Motion to close public discussion: Commissioner Rice  
Second: Commissioner Gieger

Motion to adopt: Commissioner Rice  
Second: Commissioner Gieger

Vote:	Aye	Nay	Absent	Abstain
Mayor Imperiale	X			
Commissioner Gieger	X			
Commissioner Rice	X			

**ORDINANCE #2024-09 SECOND READING**

**AN ORDINANCE OF THE BOROUGH OF HARVEY CEDARS AMENDING CHAPTER 3 ENTITLED “POLICE REGULATIONS” AND CHAPTER 12 ENTITLED “BUILDING AND HOUSING” OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF HARVEY CEDARS, 1975, AS IT PERTAINS TO CONSTRUCTION NOISE**

Motion to open public discussion: Commissioner Rice  
Second: Commissioner Gieger

Kathy Ries asked for clarification on exactly what time construction would be permitted year-round. Mayor Imperiale answered that per the revised Ordinance, construction would be permitted between the hours of 8am to 6pm year-round.

Commissioner Rice stated he wanted to “put it on record”, that he was willing to try the new hours. He is not in favor of restricting builders to fewer daylight hours in the winter months. Rice continued by stating that he feels that contractors are already limited but he is willing to see how the new regulations work adding that changes can be made if the new hours are too restrictive and cause issues for builders.

Mayor Imperiale stated that he too is willing to make changes if there are issues caused by the new restriction.

Motion to close public discussion: Commissioner Rice  
Second: Commissioner Gieger

Motion to adopt: Commissioner Rice  
Second: Commissioner Gieger

Vote:	Aye	Nay	Absent	Abstain
Mayor Imperiale	X			
Commissioner Gieger	X			
Commissioner Rice	X			

**ORDINANCE #2024-10 SECOND READING**

**AN ORDINANCE OF THE BOROUGH OF HARVEY CEDARS, OCEAN COUNTY, NEW JERSEY AMENDING CHAPTER 19 ENTITLED “STREETS & SIDEWALKS” AS IT PERTAINS TO THE COMMERCIAL USE OF PUBLIC STREET ENDS**

Motion to open public discussion: Commissioner Rice  
Second: Commissioner Gieger

Kathy Ries stated that she missed the last meeting and asked for an explanation of the Ordinance being adopted. Mayor Imperiale and Commissioner Gieger explained that loading and unloading barges at the bulkhead of a street end would now only be permitted on 79<sup>th</sup> Street per the revised Ordinance.

Mr. Stan Lerman of 84<sup>th</sup> Street asked if signs were going to be displayed at street ends to let people know that the Ordinance is in effect. Commissioner Gieger stated there will be a sign posted on 79<sup>th</sup> Street, where the use will be permitted. Mayor Imperiale stated we prefer not to post signs on all of the streets.

Motion to close public discussion: Commissioner Gieger  
Second: Commissioner Rice

Motion to adopt: Commissioner Rice  
Second: Commissioner Gieger

Vote:	Aye	Nay	Absent	Abstain
Mayor Imperiale	X			
Commissioner Gieger	X			
Commissioner Rice	X			

**ORDINANCE #2024-11 SECOND READING**

**AN ORDINANCE AMENDING CHAPTER 12 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF HARVEY CEDARS, 1975, ENTITLED “BUILDING AND HOUSING”**

Motion to open public discussion: Commissioner Rice  
Second: Commissioner Gieger

There was not public comment.

Motion to close public discussion: Commissioner Rice  
Second: Commissioner Gieger

Motion to adopt: Commissioner Rice  
Second: Commissioner Gieger

Vote:	Aye	Nay	Absent	Abstain
Mayor Imperiale	X			
Commissioner Gieger	X			
Commissioner Rice	X			

**ORDINANCE #2024-12 SECOND READING**

**AN ORDINANCE OF THE BOROUGH OF HARVEY CEDARS AMENDING AND SUPPLEMENTING CHAPTER 8 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF HARVEY CEDARS, 1975, ENTITLED “TRAFFIC” AS IT PERTAINS TO PARKING TIME LIMITS**

Motion to open public discussion: Commissioner Rice  
Second: Commissioner Gieger

There was no public comment.

Motion to close public discussion: Commissioner Rice  
Second: Commissioner Gieger

Motion to adopt: Commissioner Rice  
Second: Commissioner Gieger

Vote:	Aye	Nay	Absent	Abstain
Mayor Imperiale	X			
Commissioner Gieger	X			
Commissioner Rice	X			

**ORDINANCE #2024-13 SECOND READING**

**AN ORDINANCE OF THE BOROUGH OF HARVEY CEDARS  
APPROPRIATING THE SUM OF \$70,000.00 FROM THE GENERAL CAPITAL  
IMPROVEMENT FUND FOR CERTAIN CAPITAL IMPROVEMENTS IN THE  
BOROUGH OF HARVEY CEDARS**

Motion to open public discussion: Commissioner Rice  
Second: Commissioner Gieger

There was no public discussion.

Motion to close public discussion: Commissioner Rice  
Second: Commissioner Gieger

Motion to adopt: Commissioner Rice  
Second: Commissioner Gieger

Vote:	Aye	Nay	Absent	Abstain
Mayor Imperiale	X			
Commissioner Gieger	X			
Commissioner Rice	X			

The Mayor read the following ordinance by title and number and asked for a motion to introduce.

**ORDINANCE #2024-14 FIRST READING**

**AN ORDINANCE OF THE BOROUGH OF HARVEY CEDARS, OCEAN  
COUNTY, NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 4  
OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF  
HARVEY CEDARS, 1975, ENTITLED “GENERAL LICENSING” AS IT  
PERTAINS TO SPECIAL CHARGES RELATED TO PUBLIC RECORDS AND  
DOCUMENTS**

Motion to adopt: Commissioner Rice  
Second: Commissioner Gieger

Vote:	Aye	Nay	Absent	Abstain
Mayor Imperiale	X			
Commissioner Gieger	X			
Commissioner Rice	X			

The Mayor read the following resolutions by title and number and asked for a motion to adopt.

**RESOLUTION: #2024-045**

**RESOLUTION OF THE BOROUGH OF HARVEY CEDARS, COUNTY OF  
OCEAN, STATE OF NEW JERSEY, OPPOSING THE MARCH 2024 TOLL  
HIKE BY THE NEW JERSEY TURNPIKE AUTHORITY**

Motion to adopt: Commissioner Rice  
Second: Commissioner Gieger

Vote:	Aye	Nay	Absent	Abstain
Mayor Imperiale	X			
Commissioner Gieger	X			
Commissioner Rice	X			

**RESOLUTION: #2024-046**

**ESTABLISHING A TEMPORARY CAPITAL BUDGET FOR THE BOROUGH  
OF HARVEY CEDARS**

Commissioner Rice explained that funding is being dedicated by means of this resolution for the purchase of a new police car. This process is done biannually.

Motion to adopt: Commissioner Rice  
Second: Commissioner Gieger

Vote:	Aye	Nay	Absent	Abstain
Mayor Imperiale	X			
Commissioner Gieger	X			
Commissioner Rice	X			

**RESOLUTION: #2024-047**

**AUTHORIZING THE REFUND OF TAX OVERPAYMENTS MADE TO THE BOROUGH OF HARVEY CEDARS**

Motion to adopt: Commissioner Rice

Second: Commissioner Gieger

Vote:	Aye	Nay	Absent	Abstain
Mayor Imperiale	X			
Commissioner Gieger	X			
Commissioner Rice	X			

**RESOLUTION: #2024-048**

**AUTHORIZING TRANSFER OF FUNDS**

Commissioner Rice explained money was just being moved from one line to another per the auditor's request.

Motion to adopt: Commissioner Rice

Second: Commissioner Gieger

Vote:	Aye	Nay	Absent	Abstain
Mayor Imperiale	X			
Commissioner Gieger	X			
Commissioner Rice	X			

**RESOLUTION: #2024-049**

**AUTHORIZING TRANSFER OF FUNDS**

Motion to adopt: Commissioner Rice

Second: Commissioner Gieger

Vote:	Aye	Nay	Absent	Abstain
Mayor Imperiale	X			
Commissioner Gieger	X			
Commissioner Rice	X			

**RESOLUTION: #2024-050**

**AWARD CONTRACT FOR LIFEGUARD TRUCK UNDER ESCNJ CO-OP**

Motion to adopt: Commissioner Rice

Second: Commissioner Gieger

Vote:	Aye	Nay	Absent	Abstain
Mayor Imperiale	X			
Commissioner Gieger	X			
Commissioner Rice	X			

**RESOLUTION: #2024-051**

**AWARD CONTRACT FOR POLICE RADIOS UNDER STATE CONTRACT**

Motion to adopt: Commissioner Rice

Second: Commissioner Gieger

Vote:	Aye	Nay	Absent	Abstain
Mayor Imperiale	X			
Commissioner Gieger	X			
Commissioner Rice	X			

**RESOLUTION: #2024-052**

**AUTHORIZING THE BOROUGH OF HARVEY CEDARS TO ENTER INTO A COOPERATIVE PRICING AGREEMENT WITH THE TOWNSHIP OF CRANFORD FOR MEMBER PARTICIPATION IN THE CRANFORD POLICE COOPERATIVE PRICING SYSTEM (ID #47-CPCPS)**

Motion to adopt: Commissioner Rice

Second: Commissioner Gieger

Vote:	Aye	Nay	Absent	Abstain
Mayor Imperiale	X			
Commissioner Gieger	X			
Commissioner Rice	X			

**RESOLUTION: #2024-053**

**AUTHORIZING THE BOROUGH OF HARVEY CEDARS TO ENTER INTO A SHARED SERVICES AGREEMENT WITH THE COUNTY OF OCEAN FOR THE 2024 PROSECUTOR'S PROGRAM – FATAL ACCIDENT SUPPORT TEAM**

Motion to adopt: Commissioner Rice

Second: Commissioner Gieger

Vote:	Aye	Nay	Absent	Abstain
Mayor Imperiale	X			
Commissioner Gieger	X			
Commissioner Rice	X			

**RESOLUTION: #2024-054 BILLS**

**Motion** to approve the bills for payment: Commissioner Rice

Second: Commissioner Gieger

Vote:	Aye	Nay	Absent	Abstain
Mayor Imperiale	X			
Commissioner Gieger	X			
Commissioner Rice	X			

**Public Property Usage requests:**

A motion to deny the request to Miranda McCaughley to use the Public Beach off of Gloucester Ave. on September 6, 2024 from 10am to 6pm for a picnic with friends was made by Commissioner Rice and seconded by Commissioner Gieger, followed by a unanimous vote to deny the request. The event was to include a catered picnic with music for approximately 30 people. The Governing Body agrees that with an anticipated beach replenishment, planning events on the beach could become problematic. The applicants will be advised that they can re-apply with an alternate location.

A motion to deny the request to Jenny Lane LLC to use public beaches to run a small group camp consisting of approximately 15 to 20 people for breathwork & restorative movement was made Commissioner Rice and seconded by Commissioner Gieger, followed by a unanimous vote to deny the request due to the beaches being torn up for the beach replenishment. The camp is similar to yoga, and is designed to connect with community members was made by. The requested dates were: Fridays between the hours of 8:00am to 9:00am on the following: 5/24, 6/7, 6/21, 7/5, 7/19, 7/26, 8/9, 8/16, 8/30 & 9/6/2024. The Governing Body again felt that it would not be fair to sign up a camp, and commit to all of those dates without knowing what condition the beaches will be as a result of the replenishment project.

**TOPICS OF INTEREST / COMMISSIONER REPORTS –**

Commissioner Rice stated that the budget is in its final review phase before it is adopted. Budget adoption is anticipated in early April.

Commissioner Gieger gave updates on current projects in Sunset Park. Gieger stated that shells will be spread out in the parking lots as soon as funds become available from the sale of Essex Lot. Gieger stated that a Terrapin turtle nesting site will be installed in Sunset Park, the project is moving along while we are in the process of applying for Federal permits.

Mayor Imperiale thanked Chief Burnaford for making himself available to attend most of the Borough Meetings.

**PRIVILEGE OF THE FLOOR –**

Kathy Ries asked if the denied public usage requests will be given an alternate site to hold their event. Mayor Imperiale and Commissioner Rice answered that alternate options will be given to the applicants. The applicants will not be prohibited from using the beach as beaches are open for all public, the Board simply feels that they cannot commit to planned events due to the anticipated Replenishment Project, and therefore it would not be fair to the applicants to promise them a specific use area and date.

Fred Schragger stated that the Governing Body cannot meet without public notice. Schragger requested to see minutes from all instances when two or more commissioners are together. Mr. Schragger continued by telling the commissioners that they cannot ride around town together in one car, or be together at any time outside of public meetings because that would constitute a public meeting.

Mayor Imperiale stated that under the advice of Municipal Attorney Tennant Magee, two or more commissioners can meet to discuss matters without triggering Open Public Meeting Act, as long as they are acting in the capacity of Department Head and refrain from taking

action or discussing resolutions and or ordinances.

Tennant Magee, Municipal Attorney stated that in his opinion, under exceptions of the Open Public Meeting Act, two or more commissioners can meet without triggering the Open Public Meeting Act, as long as they are meeting in their capacity as Department Heads.

**Motion** to adjourn: Commissioner Gieger  
Second: Commissioner Rice

Meeting adjourned at 5:19pm.

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**Anna Grimste, Municipal Clerk**

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**John M. Imperiale, Mayor**

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**Joseph F. Gieger, Commissioner**

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**Paul G. Rice, Commissioner**

**ORDINANCE NO. 2024-03**

**AN ORDINANCE OF THE BOROUGH OF HARVEY CEDARS, IN THE COUNTY OF OCEAN, NEW JERSEY, PROVIDING FOR IMPROVEMENTS TO THE DOWNTOWN BUSINESS DISTRICT'S STREETScape PHASE 2 IN THE BOROUGH AND APPROPRIATING \$900,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$900,000 IN BONDS OR NOTES OF THE BOROUGH OF HARVEY CEDARS TO FINANCE THE SAME**

**THE BOARD OF COMMISSIONERS OF THE BOROUGH OF HARVEY CEDARS, IN THE COUNTY OF OCEAN, NEW JERSEY** (not less than two-thirds of all members thereof affirmatively concurring), **DOES ORDAIN, AS FOLLOWS:**

Section 1. The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Borough of Harvey Cedars, in the County of Ocean, New Jersey (the "Borough"), as a general improvement. For the improvement or purpose described in Section 3 hereof, there is hereby appropriated the sum of \$900,000 including \$438,035 in Transportation Trust Fund Grants expected to be received through the State of New Jersey Department of Transportation's Fiscal Year 2024 Municipal Aid. No down payment is required in connection with the authorization of bonds and notes pursuant to N.J.S.A. 40A:2-11(c) as this bond ordinance involves a project to be funded by a State grant.

Section 2. In order to finance the cost of the improvement or purpose not otherwise provided for hereunder, negotiable bonds or notes are hereby authorized to be issued in the principal amount of \$900,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for which the bonds are to be issued is for phase two of the improvement of the downtown business district, located on Long Beach Boulevard in the Borough, and including all work and materials necessary therefor and incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this bond ordinance, and the chief financial officer's

signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget or temporary capital budget (as applicable) of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or amended temporary capital budget (as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense. No part of the costs thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the improvement or purpose, within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 10 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$900,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An amount not exceeding \$180,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the improvement or purpose.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the

obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the Borough is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 10. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

MOTION TO ADOPT: Commissioner Rice  
SECOND: Commissioner Gieger  
ROLL CALL:  
AYES: Imperiale, Gieger, Rice  
NAYS: none  
ADOPTED ON: March 18, 2024  
EFFECTIVE DATE: April 11, 2024

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John M. Imperiale, Mayor

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Joseph F. Gieger, Commissioner

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Paul G. Rice, Commissione

**ORDINANCE NO. 2024-04**

**AN ORDINANCE OF THE BOROUGH OF HARVEY CEDARS, IN THE COUNTY OF OCEAN, NEW JERSEY, PROVIDING FOR THE BOROUGH'S SHARE OF THE BEACH REPLENISHMENT PROJECT AND APPROPRIATING \$2,800,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$2,660,000 IN BONDS OR NOTES OF THE BOROUGH OF HARVEY CEDARS TO FINANCE THE SAME**

**THE BOARD OF COMMISSIONERS OF THE BOROUGH OF HARVEY CEDARS, IN THE COUNTY OF OCEAN, NEW JERSEY** (not less than two-thirds of all members thereof affirmatively concurring), **DOES ORDAIN**, AS FOLLOWS:

Section 1. The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Borough of Harvey Cedars, in the County of Ocean, New Jersey (the "Borough"), as a general improvement. For the improvement or purpose described in Section 3 hereof, there is hereby appropriated the sum of \$2,800,000 including the sum of \$140,000 as the down payment for the improvement or purpose pursuant to the Local Bond Law. The down payment has been made available by virtue of the provision in the capital improvement fund in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment or otherwise provided for hereunder, negotiable bonds or notes are hereby authorized to be issued in the principal amount of \$2,660,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds or notes, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for which the bonds or notes are to be issued is for the Borough's share of the Federal Beach Replenishment Project, and including all work and materials necessary therefor and incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes

issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget or temporary capital budget (as applicable) of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or amended temporary capital budget (as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense. No part of the costs thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the improvement or purpose, within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 7 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$2,660,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An amount not exceeding \$532,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the improvement or purpose.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the Borough is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 10. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

MOTION TO ADOPT: Commissioner Rice  
SECOND: Commissioner Gieger  
ROLL CALL:  
AYES: Imperiale, Gieger, Rice  
NAYS: none  
ADOPTED ON: March 18, 2024  
EFFECTIVE DATE: April 11, 2024

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John M. Imperiale, Mayor

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Joseph F. Gieger, Commissioner

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Paul G. Rice, Commissione

**ORDINANCE NO. 2024-05**

**AN ORDINANCE OF THE BOROUGH OF HARVEY CEDARS, IN THE COUNTY OF OCEAN, NEW JERSEY, PROVIDING FOR WATERMAIN REPLACEMENT AND REPAIRS IN AND FOR THE BOROUGH AND APPROPRIATING \$975,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$975,000 IN BONDS OR NOTES OF THE BOROUGH OF HARVEY CEDARS TO FINANCE THE SAME**

**THE BOARD OF COMMISSIONERS OF THE BOROUGH OF HARVEY CEDARS, IN THE COUNTY OF OCEAN, NEW JERSEY** (not less than two-thirds of all members thereof affirmatively concurring), **DOES ORDAIN, AS FOLLOWS:**

Section 1. The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Borough of Harvey Cedars, in the County of Ocean, New Jersey (the "Borough") as a general improvement. For the improvement or purpose described in Section 3 hereof, there is hereby appropriated the sum of \$975,000. No down payment is required in connection with the improvement or purpose as said purpose is deemed to be self-liquidating and the obligations authorized herein are deductible from the gross debt of the Borough, as more fully explained in Section 6 (e) of this bond ordinance.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment or otherwise provided for hereunder, negotiable bonds or notes are hereby authorized to be issued in the principal amount of \$975,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds or notes, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for which the bonds or notes are to be issued is for watermain replacement and repairs at various locations throughout the Borough, including but not limited to, Long Beach Blvd, and including all work and materials necessary therefor and incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes

issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the notes from time to time, at not less than 99% of par and accrued interest, at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget or temporary capital budget (as applicable) of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or amended temporary capital budget (as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense. This is an improvement or purpose the Borough may lawfully undertake as self-liquidating improvements of a municipal public utility and no part of the costs thereof have been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the improvement or purpose, within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance is 20 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$975,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An amount not exceeding \$97,500 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the improvement or purpose.

(e) This bond ordinance authorizes obligations of the Borough solely for purposes described in N.J.S.A. 40A:2-7(h). The obligations authorized herein are to be issued for a purpose that is deemed to be self-liquidating to N.J.S.A. 40A:2-47(a) and is deductible from gross debt pursuant to N.J.S.A. 40A:2-44(c).

(f) The Borough reasonably expects to commence the acquisition and/or construction of the improvement or purpose described in Section 3 hereof, and to advance all or a portion of the costs in the respect thereof, prior to the issuance of bonds or note hereunder. To the extent such costs are advanced, the Borough further reasonably expects to reimburse such expenditures from the proceeds of the bonds or notes authorized by this bond ordinance, in an aggregate amount not to exceed the amount of bonds or notes authorized in Section 2 hereof.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the Borough is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 10. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

MOTION TO ADOPT:	Commissioner Rice	_____
SECOND:	Commissioner Gieger	John M. Imperiale, Mayor
ROLL CALL:		
AYES:	Imperiale, Gieger, Rice	_____
NAYS:	none	Joseph F. Gieger, Commissioner
ADOPTED ON:	March 18, 2024	
EFFECTIVE DATE:	April 11, 2024	_____
		Paul G. Rice, Commissioner

**ORDINANCE NO. 2024-06**

**AN ORDINANCE OF THE BOROUGH OF HARVEY CEDARS, IN THE COUNTY OF OCEAN, NEW JERSEY, AMENDING ORDINANCE 2017-05 OF THE BOROUGH FINALLY ADOPTED ON FEBRUARY 21, 2017, SUBSEQUENTLY AMENDED BY ORDINANCE 2022-18 OF THE BOROUGH FINALLY ADOPTED ON OCTOBER 7, 2022, PROVIDING FOR THE INSTALLATION OF A WELL AND RELATED IMPROVEMENTS, AND APPROPRIATING \$3,325,000 THEREFORE, AND PROVIDING FOR THE ISSUANCE OF \$3,325,000 IN BONDS OR NOTES OF THE BOROUGH OF HARVEY CEDARS TO FINANCE THE SAME**

**THE BOARD OF COMMISSIONERS OF THE BOROUGH OF HARVEY CEDARS, IN THE COUNTY OF OCEAN, NEW JERSEY** (not less than two-thirds of all members thereof affirmatively concurring), **DOES ORDAIN, AS FOLLOWS:**

Bond Ordinance No. 2017-05 of the Borough of Harvey Cedars, in the County of Ocean, New Jersey, finally adopted on February 21, 2017, as subsequently amended by ordinance no. 2022-18 of the Borough finally adopted on October 7, 2022 (the "Prior Ordinance"), is hereby amended in full to read as follows:

Section 1. The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Borough of Harvey Cedars, in the County of Ocean, New Jersey (the "Borough"), as a general improvement. For the improvement or purpose described in Section 3 hereof, there is hereby appropriated the sum of \$3,325,000 (representing an increase of \$1,500,000 from the Prior Ordinance). No down payment is required hereunder as this ordinance involved an environmental infrastructure project to be funded by loans pursuant to the New Jersey Infrastructure Bank Financing Program.

Section 2. In order to finance the cost of the improvement or purpose not otherwise provided for hereunder, negotiable bonds or notes are hereby authorized to be issued in the principal amount of \$3,325,000 (representing an increase of \$1,500,000 from the Prior Ordinance) pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for which the bonds are to be issued is the installation of a well and related water mains and the construction of a well house, and including all work and materials necessary therefor and incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that, except as provided in N.J.S.A 58:11B-9(e), no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part of all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget or temporary capital budget (as applicable) of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or amended temporary capital budget (as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense. It is an improvement or purpose the Borough may lawfully undertake as an improvement of a municipal public utility, and no part of the costs thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the improvement or purpose, within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is forty (40) years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough Clerk, and a complete executed duplicate

thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$3,325,000 (representing an increase of \$1,500,000 from the Prior Ordinance), and the obligations authorized herein will be within all debt limitations prescribed by that law.

(d) An amount not exceeding \$665,000 (representing an increase of \$300,000 from the Prior Ordinance) for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

(e) The Borough reasonably expects to commence acquisition and/or construction of the improvement described in Section 3 hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of bonds or notes hereunder. To the extent such costs are advanced, the Borough further reasonably expects to reimburse such expenditures from the proceeds of the bonds or notes authorized by this bond ordinance, in an aggregate not to exceed the amount of bonds or notes authorized in Section 2 hereof.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the Borough is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. This Ordinance amends Bond Ordinance 2017-05 of the Borough of Harvey Cedars, in the County of Ocean, New Jersey, finally adopted on February 21, 2017, as subsequently amended by ordinance no. 2022-18 of the Borough finally adopted on October 7, 2022. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 10. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

MOTION TO ADOPT: Commissioner Rice  
SECOND: Commissioner Gieger  
ROLL CALL:  
    AYES: Imperiale, Gieger, Rice  
    NAYS: none  
ADOPTED ON: March 18, 2024  
EFFECTIVE DATE: April 11, 2024

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John M. Imperiale, Mayor

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Joseph F. Gieger, Commissioner

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Paul G. Rice, Commissioner

**ORDINANCE NO. 2024-07**

**AN ORDINANCE OF THE BOROUGH OF HARVEY CEDARS, IN THE COUNTY OF OCEAN, NEW JERSEY, PROVIDING FOR THE VARIOUS DRAINAGE AND STORMWATER IMPROVEMENTS IN AND FOR THE BOROUGH AND APPROPRIATING \$250,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$237,500 IN BONDS OR NOTES OF THE BOROUGH OF HARVEY CEDARS TO FINANCE THE SAME**

**THE BOARD OF COMMISSIONERS OF THE BOROUGH OF HARVEY CEDARS, IN THE COUNTY OF OCEAN, NEW JERSEY** (not less than two-thirds of all members thereof affirmatively concurring), **DOES ORDAIN, AS FOLLOWS:**

Section 1. The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Borough of Harvey Cedars, in the County of Ocean, New Jersey (the "Borough") as a general improvement. For the improvement or purpose described in Section 3 hereof, there is hereby appropriated the sum of \$250,000 including the sum of \$12,500 as the down payment for the improvement or purpose pursuant to the Local Bond Law. The down payment has been made available by virtue of the provision in the capital improvement fund in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment or otherwise provided for hereunder, negotiable bonds or notes are hereby authorized to be issued in the principal amount of \$237,500 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds or notes, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for which the bonds or notes are to be issued is for the improvements to various drainage and stormwater improvements at various locations throughout the Borough, including but not limited to, Bay Terrace, and including all work and materials necessary therefor and incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this bond ordinance, and the chief financial officer's

signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the notes from time to time, at not less than 99% of par and accrued interest, at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget or temporary capital budget (as applicable) of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or amended temporary capital budget (as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense. No part of the costs thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the improvement or purpose, within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance is 20 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$237,500, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An amount not exceeding \$45,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the improvement or purpose.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the Borough is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 10. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

MOTION TO ADOPT: Commissioner Rice  
SECOND: Commissioner Gieger  
ROLL CALL:  
AYES: Imperiale, Gieger, Rice  
NAYS: none  
ADOPTED ON: March 18, 2024  
EFFECTIVE DATE: April 11, 2024

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John M. Imperiale, Mayor

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Joseph F. Gieger, Commissioner

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Paul G. Rice, Commissioner

**ORDINANCE NO. 2024-07**

**AN ORDINANCE OF THE BOROUGH OF HARVEY CEDARS, IN THE COUNTY OF OCEAN, NEW JERSEY, PROVIDING FOR THE VARIOUS DRAINAGE AND STORMWATER IMPROVEMENTS IN AND FOR THE BOROUGH AND APPROPRIATING \$250,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$237,500 IN BONDS OR NOTES OF THE BOROUGH OF HARVEY CEDARS TO FINANCE THE SAME**

**THE BOARD OF COMMISSIONERS OF THE BOROUGH OF HARVEY CEDARS, IN THE COUNTY OF OCEAN, NEW JERSEY** (not less than two-thirds of all members thereof affirmatively concurring), **DOES ORDAIN, AS FOLLOWS:**

Section 1. The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Borough of Harvey Cedars, in the County of Ocean, New Jersey (the "Borough") as a general improvement. For the improvement or purpose described in Section 3 hereof, there is hereby appropriated the sum of \$250,000 including the sum of \$12,500 as the down payment for the improvement or purpose pursuant to the Local Bond Law. The down payment has been made available by virtue of the provision in the capital improvement fund in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment or otherwise provided for hereunder, negotiable bonds or notes are hereby authorized to be issued in the principal amount of \$237,500 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds or notes, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for which the bonds or notes are to be issued is for the improvements to various drainage and stormwater improvements at various locations throughout the Borough, including but not limited to, Bay Terrace, and including all work and materials necessary therefor and incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this bond ordinance, and the chief financial officer's

signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the notes from time to time, at not less than 99% of par and accrued interest, at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget or temporary capital budget (as applicable) of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or amended temporary capital budget (as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense. No part of the costs thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the improvement or purpose, within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance is 20 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$237,500, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An amount not exceeding \$45,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the improvement or purpose.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the Borough is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 10. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

MOTION TO ADOPT: Commissioner Rice  
SECOND: Commissioner Gieger  
ROLL CALL:  
AYES: Imperiale, Gieger, Rice  
NAYS: none  
ADOPTED ON: March 18, 2024  
EFFECTIVE DATE: April 11, 2024

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John M. Imperiale, Mayor

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Joseph F. Gieger, Commissioner

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Paul G. Rice, Commissioner

**ORDINANCE NO. 2024-08**

**AN ORDINANCE OF THE BOROUGH OF HARVEY CEDARS, IN THE COUNTY OF OCEAN, NEW JERSEY, PROVIDING FOR THE VARIOUS PARK IMPROVEMENTS IN THE BOROUGH AND APPROPRIATING \$750,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$712,500 IN BONDS OR NOTES OF THE BOROUGH OF HARVEY CEDARS TO FINANCE THE SAME**

**THE BOARD OF COMMISSIONERS OF THE BOROUGH OF HARVEY CEDARS, IN THE COUNTY OF OCEAN, NEW JERSEY** (not less than two-thirds of all members thereof affirmatively concurring), **DOES ORDAIN, AS FOLLOWS:**

Section 1. The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Borough of Harvey Cedars, in the County of Ocean, New Jersey (the "Borough") as a general improvement. For the improvement or purpose described in Section 3 hereof, there is hereby appropriated the sum of \$750,000 including the sum of \$37,500 as the down payment for the improvement or purpose pursuant to the Local Bond Law. The down payment has been made available by virtue of the provision in the capital improvement fund in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment or otherwise provided for hereunder, negotiable bonds or notes are hereby authorized to be issued in the principal amount of \$712,500 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds or notes, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for which the bonds or notes are to be issued is for the improvements to Sunset Park, including but not limited to, acquisition and installation of various park equipment, maintenance and updating of various park buildings and structures, resurfacing and grading of existing parking areas, upgrades to lighting, landscaping, and signage, resurfacing of existing recreational courts, and various aesthetic improvements throughout the Borough, and including all work and materials necessary therefor and incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be

determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the notes from time to time, at not less than 99% of par and accrued interest, at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget or temporary capital budget (as applicable) of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or amended temporary capital budget (as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense. No part of the costs thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the improvement or purpose, within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance is 15 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$712,500, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An amount not exceeding \$140,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the improvement or purpose.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the Borough is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 10. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

MOTION TO ADOPT: Commissioner Rice  
SECOND: Commissioner Gieger  
ROLL CALL:  
AYES: Imperiale, Gieger, Rice  
NAYS: none  
ADOPTED ON: March 18, 2024  
EFFECTIVE DATE: April 11, 2024

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John M. Imperiale, Mayor

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Joseph F. Gieger, Commissioner

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Paul G. Rice, Commissioner

**ORDINANCE NO. 2024-09**

**AN ORDINANCE OF THE BOROUGH OF HARVEY CEDARS AMENDING CHAPTER 3 ENTITLED “POLICE REGULATIONS” AND CHAPTER 12 ENTITLED “BUILDING AND HOUSING” OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF HARVEY CEDARS, 1975, AS IT PERTAINS TO CONSTRUCTION NOISE**

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

Section 1. Section 3-2.7 of the Revised General Ordinances of the Borough of Harvey Cedars entitled “Noise Prohibited”, paragraphs a is hereby repealed and amended as follows:

a. Monday through Friday before the hours of 8:00 A.M. and after 6:00 P.M.

Section 2. Section 12-9.1 of the Revised General Ordinances of the Borough of Harvey Cedars entitled “Days and Hours”, paragraphs a is hereby repealed and readopted as follows (~~strike~~throughs represent deletions):

a. Monday through Friday before the hours of 8:00 A.M. and after 6:00 P.M.

1. ~~(November through February) beginning no earlier than 7:00 A.M. and ending no later than 6:00 P.M.~~

2. ~~(March through October) beginning no earlier than 8:00 A.M. and ending no later than 6:00 P.M.~~

Section 3. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 4. 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 5. This Ordinance shall take effect upon final adoption after publication in accordance with law.

MOTION TO ADOPT: Commissioner Rice

SECOND: Commissioner Gieger

ROLL CALL:

AYES: Imperiale, Gieger, Rice

NAYS: none

ADOPTED ON: March 18, 2024

EFFECTIVE DATE: April 11, 2024

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John M. Imperiale, Mayor

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Joseph F. Gieger, Commissioner

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Paul G. Rice, Commissioner

**ORDINANCE NO. 2024-10**

**AN ORDINANCE OF THE BOROUGH OF HARVEY CEDARS, OCEAN COUNTY,  
NEW JERSEY AMENDING CHAPTER 19 ENTITLED “STREETS & SIDEWALKS”  
AS IT PERTAINS TO THE COMMERCIAL USE OF PUBLIC STREET ENDS**

**THE BOARD OF COMMISSIONERS OF THE BOROUGH OF HARVEY  
CEDARS DOES ORDAIN AS FOLLOWS:**

Section 1. Section 19-2.2 of the Revised General Ordinances of the Borough of Harvey Cedars entitled “Permitted Use” is hereby repealed and readopted as follows (underscores represent additions; ~~strikethroughs~~ represent deletion):

**19-2.2 Permitted Use.** From October 15<sup>th</sup> through May 14<sup>th</sup> commercial businesses shall be permitted to use ~~any public~~ 79<sup>th</sup> street end for loading and unloading materials under the following conditions:

1. Loading and unloading shall be between 9:00AM to 5:00PM
2. No loading or unloading on weekends and holidays
3. Idling of vehicles and equipment are prohibited
4. Mooring to public property is prohibited
5. No overnight dockage

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 its passage and publication as required by law.

MOTION TO ADOPT: Commissioner Rice

SECOND: Commissioner Gieger

ROLL CALL:

AYES: Imperiale, Gieger, Rice

NAYS: none

ADOPTED ON: March 18, 2024

EFFECTIVE DATE: April 11, 2024

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John M. Imperiale, Mayor

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Joseph F. Gieger, Commissioner

\_\_\_\_\_  
Paul G. Rice, Commissioner

**ORDINANCE NO. 2024-11**

**AN ORDINANCE AMENDING CHAPTER 12 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF HARVEY CEDARS, 1975, ENTITLED “BUILDING AND HOUSING”**

**WHEREAS**, effective January 1, 2024, Trinity Code Inspections, LLC provides plumbing, fire and electrical sub-code inspection services for the Borough of Harvey Cedars through a Shared Services Agreement; and

**WHEREAS**, it is the desire of the Borough of Harvey Cedars to update fees for various construction codes and set forth additional administrative fees, for the purpose of covering a proportionate share of administrative costs incurred by the Borough in connection with inspections performed by a private agency.

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

Section 1.     **Section 12-2 Fee Schedules**, Schedule “A”, item **2. PLUMBING SUBCODE FEES** is hereby repealed and readopted as follows (underscores represent additions; ~~strikethroughs~~ represent deletion):

**2. PLUMBING SUBCODE FEES.**

- A. MINIMUM FEE: ~~\$50.00~~ \$65.00
- B. FIXTURES AND APPLIANCES: The installation of plumbing per fixture or stack shall include but not limited to water closets, bathtubs, shower stalls, laundry tubs, floor drains, drinking fountains, dishwashers, clothes washers, hot water heaters, roof drains, hose bibs, or similar devices, the fee shall be per fixture or appliance: ~~\$12.00~~ \$15.00
- C. MODULAR, PRE-MANUFACTURED and RAISED STRUCTURES BUILDING DRAINS AND WATER PIPING installed on site shall be: ~~\$50.00~~ \$91.00
- D. SPECIAL DEVICE:
  - 1. Residential – the installation of a boiler (hot water or steam), air conditioners and condensation piping, refrigeration, sewer pumps: ~~\$50.00~~ \$91.00
  - 2. Commercial – the installation of grease traps, oil interceptors, backflow preventors, sewer injectors, boiler (hot water or steam), air conditioning and condensation piping, refrigeration:     ~~\$82.00~~ \$91.00
- E. GAS and/or OIL PIPING:
  - 1. Residential     ~~\$50.00~~ \$91.00
  - 2. Commercial    ~~\$75.00~~ \$91.00
- F. GAS APPLIANCE CONNECTIONS fee for each connection to the gas system     ~~\$8.00~~ \$15.00
- G. LAWN IRRIGATION     ~~\$50.00~~ \$91.00
- H. WATER and/or SEWER CONNECTIONS
  - 1. Residential – each connection             ~~\$40.00~~ \$91.00
  - 2. Commercial – each connection            ~~\$75.00~~ \$91.00
- I. WATER HEATER REPLACEMENT same fuel, exempt from 2.a. – minimum fee     ~~\$40.00~~ \$91.00
- J. INSTALLATION OF PROPANE FUEL TANKS
  - 1. Residential     ~~\$50.00~~ \$91.00
  - 2. Commercial    ~~\$250.00~~ \$150.00
- K. Plumbing permit re-instatement fee       \$40.00

Section 2.     **Section 12-2 Fee Schedules**, Schedule “A”, item **3. FIRE PROTECTION SUBCODE FEES** is hereby repealed and readopted as follows (underscores represent additions; ~~strikethroughs~~ represent deletion):

**3. FIRE PROTECTION SUBCODE FEES.**

- A. MINIMUM FEE: ~~\$50.00~~ \$75.00
- B. GAS or OIL FIRED APPLIANCES not connected to the plumbing system, exempt from 3.a. minimum fee: ~~\$25.00~~ \$65.00
- C. FIRE SUPPRESSION SYSTEMS

- 1. 1 to 20 heads                    ~~\$50.00~~ \$91.00
- 2. 21 to 100 heads                ~~\$120.00~~ \$168.00
- 3. 101 to 200 heads               ~~\$230.00~~ \$321.00
- 4. 201 to 400 heads               ~~\$594.00~~ \$831.00
- 5. 401 to 1,000 heads             ~~\$822.00~~ \$1,150.00
- 6. Over 1,000 heads               ~~\$1,050.00~~ \$1,469.00
- D. FIRE ALARMS, DETECTORS fees to be computed as fire suppression systems. In computing fees for heads and detectors, the number of each to be computed separately.
- E. FIRE PUMPS the fee shall be ~~\$116.00~~ \$50.00
- F. STANDPIPE SYSTEMS each    ~~\$289.00~~ \$321.00
- G. ENGINEERED SUPPRESSION SYSTEM the fee shall be ~~\$116.00~~ \$129.00
- H. INDEPENDENT PRE-ENGINEERED SYSTEM the fee shall be ~~\$116.00~~ \$129.00
- I. INCINERATORS the fee shall be \$365.00
- J. FUEL DISPENSING UNITS in the case of service stations the fee shall be per island \$350.00
- K. SMOKE CONTROL SYSTEMS and/or KITCHEN EXHAUST HOODS the fee shall be \$200.00
- L. INSTALLATION OF COMBUSTIBLE and/or FLAMMABLE TANKS
  - 1. Residential    ~~\$56.00~~ \$129.00
  - 2. Commercial   ~~\$350.00~~ \$129.00
- M. Fire permit re-instatement   \$40.00

Section 3.    **Section 12-2 Fee Schedules**, Schedule “A”, item **4. ELECTRICAL SUBCODE FEES** is hereby repealed in its entirety and replaced as follows (underscores represent additions; ~~strike throughs~~ represent deletion):

**4. ELECTRICAL SUBCODE FEES.**

- A. MINIMUM FEE   ~~\$50.00~~ \$65.00
- B. FIXTURES OR RECEPTACLES (receptacles and fixtures shall include lighting outlets, wall switches, electrical discharge fixtures, convenience receptacles or similar fixtures, and motors or devices of less than one horsepower or one kilowatt, burglar, fire, and communication devices, etc.) the fee as follows:
  - 1. 1 to 25 devices: \$50.00
  - 2. For each additional 25 devices: add \$10.00
- C. MOTORS OR ELECTRICAL DEVICES (each):
  - 1. 1 to 9 horsepower                ~~\$12.00~~ \$15.00
  - 2. 10 to 50 horsepower             ~~\$50.00~~ \$65.00
  - 3. 51 to 100 horsepower            \$200.00
  - 4. Over 100 horsepower            \$500.00
- D. TRANSFORMERS AND GENERATORS kilowatt or kilovolt (each)
  - 1. 0 to 9            ~~\$12.00~~ \$15.00
  - 2. 10 to 45        ~~\$50.00~~ \$65.00
  - 3. 46 to 100      \$200.00
  - 4. Over 100      \$500.00
- E. SERVICE PANELS, ENTRANCE OR SUB-PANEL (each)
  - 1. 0 to 200 amps    ~~\$50.00~~ \$65.00
  - 2. 201 to 400 amps \$150.00
  - 3. 401 to 1000 amps \$250.00
  - 4. Over 1000 amps \$500.00
- F. For the purpose of computing fees above, all motors and plug-in appliances shall be counted, including control equipment, generators, transformers and heating, cooking or other devices consuming or generating electrical current.
- G. SIGNS each shall be            ~~\$50.00~~ \$65.00
- H. POOL EQUIPOTENTIAL BONDING GRID    ~~\$35.00~~ \$77.00
- I. Electrical permit re-instatement fee        \$40.00

Section 4.    **Section 12-2 Fee Schedules**, Schedule “A”, item **5. FEES APPLICABLE TO SUBSECTION ELECTRICAL SUBCODE FEES**, paragraph A. PLAN REVIEW FEE: is hereby repealed in its entirety and replaced as follows:

**5. FEES APPLICABLE TO SUBSECTIONS 1 THROUGH 4. ABOVE**

A. PLAN REVIEW AND ADMINISTRATIVE FEES:

- i. New Construction Permits: shall be subject to an additional fee of twenty (20%) percent of the amount to be charged for a new construction permit.
- ii. Plumbing, Fire and Electrical Permits: shall be subject to an additional administrative fee of twenty-five (25%) percent per permit.

Section 5. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 6. If any provision, section, subsection, or paragraph of this Ordinance shall be declared unconstitutional, invalid, or inoperative, in whole or in part, by a Court of competent jurisdiction, such provision, section, subsection, or paragraph shall, to the extent that it is not unconstitutional, invalid or inoperative, remain in full force and effect, and no such determination shall be deemed to invalidate the remaining provisions, subsections, or paragraphs of this Ordinance.

Section 7. This Ordinance shall take effect immediately upon its final passage and publication as required by law.

MOTION TO ADOPT: Commissioner Rice

SECOND: Commissioner Gieger

ROLL CALL:

AYES: Imperiale, Gieger, Rice

NAYS: none

ADOPTED ON: March 18, 2024

EFFECTIVE DATE: April 11, 2024

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John M. Imperiale, Mayor

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Joseph F. Gieger, Commissioner

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Paul G. Rice, Commissioner

**ORDINANCE NO. 2024-12**

**AN ORDINANCE OF THE BOROUGH OF HARVEY CEDARS AMENDING AND SUPPLEMENTING CHAPTER 8 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF HARVEY CEDARS, 1975, ENTITLED “TRAFFIC” AS IT PERTAINS TO PARKING TIME LIMITS**

**WHEREAS**, the Board of Commissioners wishes to create additional short-term parking within the borough for the benefit of residents, visitors and commercial establishments; and

**WHEREAS**, municipal owned property is available on West 80<sup>th</sup> Street and East 81<sup>st</sup> Street and can be designated as short-term parking to help alleviate parking issues and traffic congestion; and

**WHEREAS**, the Board of Commissioners wishes set parking time limits at these newly designated parking areas, and lessen traffic and parking issues in the Borough.

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

Section 1. Chapter 8 of the Borough Code of the Borough of Harvey Cedars, Schedule IV is hereby repealed and readopted as follows (underscores represent additions; ~~striketroughs~~ represent deletions):

- 1) West 80<sup>th</sup> Street, North Side, Municipal Parking Lot at the corner of 80<sup>th</sup> Street and Anchor Street ~~Parking spaces adjacent to the Borough property~~, Time Limit 3 hours
- 2) East 81<sup>st</sup> Street, North Side, Parking spaces within right-of-way beginning at Long Beach Blvd. for a length of 80 feet eastward, Time Limit 3 hours

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: Commissioner Rice

SECOND: Commissioner Gieger

ROLL CALL:

AYES: Imperiale, Gieger, Rice

NAYS: none

ADOPTED ON: March 18, 2024

EFFECTIVE DATE: April 11, 2024

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John M. Imperiale, Mayor

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Joseph F. Gieger, Commissioner

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Paul G. Rice, Commissioner

**ORDINANCE NO. 2024-13**

**AN ORDINANCE OF THE BOROUGH OF HARVEY CEDARS APPROPRIATING THE SUM OF \$70,000.00 FROM THE GENERAL CAPITAL IMPROVEMENT FUND FOR CERTAIN CAPITAL IMPROVEMENTS IN THE BOROUGH OF HARVEY CEDARS**

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

Section 1. Pursuant to the applicable statutes of the State of New Jersey, there is hereby authorized the capital improvements within the Borough of Harvey Cedars as follows:

- A. For the purchase of a police vehicle and all accessory equipment necessary therefore and incidental thereto, there is hereby appropriated the sum of \$70,000.00.

Section 2. This Capital Improvement Ordinance is to be financed from the capital funds that the Borough presently has on hand.

Section 3. The Capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services as on file with the municipal clerk and is available for public inspection.

MOTION TO ADOPT: Commissioner Rice

SECOND: Commissioner Gieger

ROLL CALL:

AYES: Imperiale, Gieger, Rice

NAYS: none

ADOPTED ON: March 18, 2024

EFFECTIVE DATE: April 11, 2024

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John M. Imperiale, Mayor

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Joseph F. Gieger, Commissioner

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Paul G. Rice, Commissioner

**ORDINANCE NO. 2024-14**

**AN ORDINANCE OF THE BOROUGH OF HARVEY CEDARS, OCEAN COUNTY,  
NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 4 OF THE  
REVISED GENERAL ORDINANCES OF THE BOROUGH OF HARVEY CEDARS,  
1975, ENTITLED “GENERAL LICENSING” AS IT PERTAINS TO SPECIAL  
CHARGES RELATED TO PUBLIC RECORDS AND DOCUMENTS**

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

Section 1. Section 4-8 of the Code of the Borough of Harvey Cedars, entitled “Fees”, is hereby amended at subsection 4-8.1 (Fees Established) to repeal and replace subsection g. with the following:

- g. Record copy fees and special service charges.
1. The fees for the duplication of government records requests are set by N.J.S.A. 47:1A-5 and at present are set at \$0.05 per letter size page or smaller, and \$0.07 per legal size page or larger. Those fees shall be revised by operation of law in the event the N.J.S.A. 47:1A-5 is amended.
  2. If the actual cost of duplication of government records exceeds the rates set by N.J.S.A. 47:1A-5, the Borough may charge the actual cost of duplicating the record. The actual cost of duplicating the record upon which all copy fees are based shall be the cost of the materials and supplies used to make a copy of the record but shall not include the cost of labor or other overhead expenses associated with making a copy except as provided for in Subsection 3 below. Access to electronic records and non-printed materials shall be provided free of charge, but the Borough may charge for the actual cost of any needed supplies required by the request.
  3. Whenever the nature, format, manner of collation, or volume of a government record embodied in the form to be located, inspected, reviewed and analyzed, redacted, and/or copied is such that the record cannot be reproduced by ordinary document copying equipment in ordinary business size and/or where the location, inspection, review and analysis, and/or redaction involves an extraordinary expenditure of time and effort to accommodate the request, in addition the actual cost of duplicating the record, if any, a special service charge shall be assessed and charged in accordance with N.J.S.A. 47:1A-5 and the rate set forth herein. A special service charge shall be imposed for the cost of supervision if a requestor desires to examine documents that the requestor is not permitted to examine alone in order to ensure the records are not tampered with and to ensure that confidential and privileged documents remain secure.
    - (a) Where the required work can be performed by an officer and/or employee of the Municipal Clerk’s office, the special service charge shall be equal to the prorated salary of the lowest salaried employee in the Municipal Clerk’s office for the time expended to comply with the request.
    - (b) Where the work must be performed by a member of the Police Department due to authorized access requirements and/or the nature of the records requested, the special service charge shall be equal to the prorated salary of the lowest ranked full-time police officer employed by the Police Department trained to perform the required task for the time expended to comply with the request.
    - (c) Where the required work necessitates a third party to perform the work, the special charges shall be equal to the fees and costs charged by the third party in accordance with the Local Public Contracts Law.
    - (d) The requestor shall have the opportunity to review and object to the special service charges prior to it being incurred. If the requestor wishes to proceed with the production of the records, the requestor shall provide 50% of the estimate for the special service fee prior to commencement of the work and shall pay the remainder of the special service charge once the work is completed and as a condition of receipt of the

documents requested. No documents shall be produced without full payment of the special service charge.

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.

#### NOTICE

NOTICE is hereby given that the foregoing Ordinance was duly introduced and passed on the first reading at a regular meeting of the Board of Commissioners of the Borough of Harvey Cedars held on **March 18, 2024**. Further notice is given that said Ordinance shall be considered for final passage and adoption at a regular meeting of said Board of Commissioners to be held on **April 15, 2024** at 4:30pm at the Borough Hall, 7606 Long Beach Blvd., Harvey Cedars, NJ, at which time and place any person desiring to be heard will be given an opportunity to be so heard.

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Anna Grimste, Municipal Clerk

**RESOLUTION #2024-045**

**RESOLUTION OF THE BOROUGH OF HARVEY CEDARS, COUNTY OF OCEAN,  
STATE OF NEW JERSEY, OPPOSING THE MARCH 2024 TOLL HIKE BY THE NEW  
JERSEY TURNPIKE AUTHORITY**

**WHEREAS**, the New Jersey Turnpike Authority (the “Authority”), which owns and operates the New Jersey Turnpike and the Garden State Parkway, instituted a toll increase which amounted to a 20% rate hike in September 2020; and

**WHEREAS**, the Authority imposed another increase in January 2022, this time amounting to a 3% hike; and

**WHEREAS**, the Authority thereafter imposed another increase in January 2023, again amounting to a 3% hike; and

**WHEREAS**, the Authority’s 2024 budget calls for a 3% toll increase, set to go into effect in March; and

**WHEREAS**, the proposed hike is untimely and unconscionable, given the numerous hikes since September of 2020 and the current cost of inflation, which has greatly increased the basic cost of living and led to many residents facing economic hardships; and

**WHEREAS**, more than 44 miles of the Garden State Parkway runs through Ocean County, representing the longest stretch of the Parkway in any New Jersey County; and

**WHEREAS**, a large percentage of the 90,000 commuters living in Ocean County use the Garden State Parkway and New Jersey Turnpike daily in order to access jobs in other areas of the state; and

**WHEREAS**, the toll hike will greatly impact the residents of Ocean County at a time when most are already suffering a hardship due to the current economic climate; and

**WHEREAS**, the Board of Commissioners oppose the rate hike and request the Authority postpone its scheduled toll increase.

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

1. That the Governing Body hereby strongly urges the Turnpike Authority to postpone its planned toll increase scheduled for March 2024; and
2. That certified copies of this resolution shall be forwarded to Ocean County Mayors via Municipal Clerk, Commissioner Diane Gutierrez-Scacetti, 4<sup>th</sup>, 9<sup>th</sup>, & 10<sup>th</sup> District Legislatures, and Governor Murphy.

PASSED ON: March 18, 2024

**RESOLUTION #2024-046**

**ESTABLISHING A TEMPORARY CAPITAL BUDGET FOR  
THE BOROUGH OF HARVEY CEDARS**

**WHEREAS**, the Borough of Harvey Cedars desires to purchase police radios; and

**WHEREAS**, State law requires that any capital improvement must be included in the annual capital budget of the municipality and if it is not, then the capital improvement program must be amended to reflect this capital expenditure; and

**WHEREAS**, the Borough has not yet adopted a Capital Budget for 2024 and consequently it is necessary to adopt a Temporary Capital Budget prior to the adoption of any Bond Ordinance.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Harvey Cedars, County of Ocean, that the following temporary capital budget be adopted and be supplemented to the 2024 budget:

**CAPITAL BUDGET (2024)**

Project: Police Radios

Estimated Total Cost: \$60,000.00

Debt Authorized: \$0.00

**BE IT FURTHER RESOLVED** that a certified copy of this resolution be filed forthwith in the Office of the Director of Local Government Service.

PASSED ON: March 18, 2024

**RESOLUTION #2024-047**

**AUTHORIZING THE REFUND OF TAX OVERPAYMENTS MADE TO THE  
BOROUGH OF HARVEY CEDARS**

**WHEREAS**, it has been brought to the attention of the Board of Commissioners by the Tax Collector that the following property owners have made overpayments:

Peter & Olga Steixner- 1 Thomas Ave

**WHEREAS**, the multiple payments have created an overpayment that resulted in a credit balance on the Tax Account and said property owners requested the credit balance refunded; and

**WHEREAS**, it is the desire of the Commissioners that said funds be refunded to the proper party.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Borough of Harvey Cedars, County of Ocean, State of New Jersey that the overpayments made in the 2023 tax year be refunded as follows, upon the receipt of properly executed payment forms, and that the Tax Collector's records be adjusted accordingly.

BLOCK / LOT	PROPERTY OWNER	TAX REFUND
30 / 42	Steixner, Peter & Olga	\$7,315.98

PASSED ON: March 18, 2024

**RESOLUTION #2024-048**

**AUTHORIZING TRANSFER OF FUNDS**

**WHEREAS**, the date of this resolution is within the last two months of the calendar year 2023, and the first three months of the calendar year 2024; 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; and

**WHEREAS**, the transfer shall be effective as of December 31, 2023.

**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 2023 budget.

<b><u>WATER</u></b>		<b><u>FROM:</u></b>	<b><u>TO:</u></b>
Water/Sewer S&W	3-09-56-100-000-110	\$17,447.05	
Interest on Notes	3-09-56-523-000-023		\$17,447.05

PASSED ON: March 18, 2024

**RESOLUTION #2024-049**

**AUTHORIZING TRANSFER OF FUNDS**

**WHEREAS**, the date of this resolution is within the last two months of the calendar year 2023, and the first three months of the calendar year 2024; 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 2023 budget.

<b><u>CURRENT</u></b>		<b><u>FROM:</u></b>	<b><u>TO:</u></b>
Legal Services OE	3-01-20-155-000-270		\$15,000.00
Police S&W	3-01-25-240-000-100	\$15,000.00	

PASSED ON: March 18, 2024

**RESOLUTION #2024-050**

**AWARD CONTRACT FOR LIFEGUARD TRUCK  
UNDER ESCNJ CO-OP**

**WHEREAS**, the Borough of Harvey Cedars is in need of a truck for the lifeguards;  
and

**WHEREAS**, Paramus Ford, Inc., 375 Route 17 South, Paramus, NJ 07652 has the  
desired truck and is under ESCNJ Contract 23/24-11; and

**WHEREAS**, it is the desire of the governing body to award a contract for playground  
equipment to MRC, Inc. in the amount of \$49,397.00.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the  
Borough of Harvey Cedars does hereby award a contract for a Ford F-150 Truck to Paramus  
Ford, Inc. in the amount of \$49,397.00 per ESCNJ Contract 23/24-11.

**BE IT FURTHER RESOLVED** that a certificate of availability of funds, executed by  
the Chief Financial Officer is annexed hereto and the line items appropriation which constitutes  
the availability of funds for this contract is 4-01-44-933-000-906 Lifeguard Truck.

PASSED ON: March 18, 2024

**RESOLUTION #2024-051**

**AWARD CONTRACT FOR POLICE RADIOS  
UNDER STATE CONTRACT**

**WHEREAS**, the Borough of Harvey Cedars is in need of police radios; and

**WHEREAS**, Philip M. Casciano Associates Inc., 8 Crown Plaza, Suite 106, Hazlet, NJ 07730 has the desired radios and is under State Contract No. 83900-T0109.

**WHEREAS**, it is the desire of the governing body to award a contract for police radios to Philip M. Casciano Associates Inc. in the amount of \$58,750.97.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Borough of Harvey Cedars does hereby award a state contract for a Police Radios and the related required equipment to Philip M. Casciano Associates Inc. in the amount of \$58,750.97 per State Contract No. 83900-T0109.

**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 4-04-44-933-000-917 Radios.

PASSED ON: March 18, 2024

**RESOLUTION NO. 2024-052**

**AUTHORIZING THE BOROUGH OF HARVEY CEDARS TO ENTER INTO A COOPERATIVE PRICING AGREEMENT WITH THE TOWNSHIP OF CRANFORD FOR MEMBER PARTICIPATION IN THE CRANFORD POLICE COOPERATIVE PRICING SYSTEM (ID #47-CPCPS)**

**WHEREAS**, N.J.S.A 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

**WHEREAS**, the Cranford Police Cooperative Pricing System (ID # 47-CPCPS), hereinafter referred to as the Lead Agency” has offered voluntary participation in a cooperative Pricing System for the purchase of goods and services; and

**WHEREAS**, on March 1, 2024 the Board of Commissioners of the Borough of Harvey Cedars, County of Ocean, State of New Jersey duly considered participation in a cooperative pricing system for the provision and performance of goods and services;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Borough of Harvey Cedars, County of Ocean, State of New Jersey that the Mayor and the Municipal Clerk are hereby authorized to execute a Cooperative Pricing Agreement with the Township of Cranford as follows:

1. The Borough of Harvey Cedars is hereby authorized to enter into a cooperative purchasing agreement with the Lead Agency, Cranford Township, for the purchase of goods and services, providing Certifications of Funds by the Harvey Cedars Chief Financial Officer is on file.
2. The Lead Agency, Cranford Township, shall be responsible for complying with the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) and all other provisions of the revised statutes of the State of New Jersey.
3. That a certified copy of this resolution be forwarded to Cranford Township.
4. This resolution shall take effect immediately upon passage.

PASSED ON: March 18, 2024

**RESOLUTION #2024-053**

**AUTHORIZING THE BOROUGH OF HARVEY CEDARS TO ENTER INTO A SHARED SERVICES AGREEMENT WITH THE COUNTY OF OCEAN FOR THE 2024 PROSECUTOR'S PROGRAM – FATAL ACCIDENT SUPPORT TEAM**

**WHEREAS**, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et. seq., authorizes two or more governmental entities to enter into a mutual service agreement for the provision of certain governmental services when approved by resolution under N.J.S.A. 40A:65-5; and

**WHEREAS**, the Prosecutor's Program traffic safety program (formerly known as the Fatal Accident Support Team, F.A.S.T.) is a program run by the Ocean County Prosecutor's Office for the purpose of assisting in the investigation, prosecution of fatal accidents and in traffic enforcement and education; and

**WHEREAS**, the Prosecutor's Program receives funding from the County of Ocean; and

**WHEREAS**, it is the desire of the Board of Commissioners of the Borough of Harvey Cedars to enter into an agreement with the County of Ocean for the purpose of setting forth the terms and conditions regarding the assignment of police officers employed by the Borough of Harvey Cedars to the Prosecutor's Program.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Borough of Harvey Cedars, County of Ocean, State of New Jersey that the Mayor and Municipal Clerk are hereby authorized to execute a Shared Services Agreement with Ocean County for the 2024 Prosecutor's Program, a copy of which is on file in the Municipal Clerk's office.

PASSED ON: March 18, 2024

RESOLUTION #2024-054

March 18, 2024  
12:28 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
23-00428	04/18/23	AWISC005	AWISCO NJ LLC	oxygen and acetylene rental	Open	63.72	0.00
23-00564	05/22/23	LBIB0020	LBI BOARD OF EDUCATION	Local School Taxes	Open	145,757.25	0.00 B
23-00666	06/19/23	SREG0020	S REGIONAL BOARD OF EDUCATION	2023-2024 Reg. School Taxes	Open	212,453.58	0.00 B
23-00766	07/14/23	HOME0010	HOME DEPOT/GECF	park maintenance	Open	96.34	0.00
23-00895	08/15/23	NESTL005	NESTLE WATERS NORTH AMERICAN	monthly water	Open	19.29	0.00
23-00902	08/15/23	HOME0010	HOME DEPOT/GECF	sunset park	Open	224.00	0.00
23-01043	09/20/23	ONEC0010	ONE CALL CONCEPTS INC	monthly markouts	Open	34.32	0.00
23-01178	11/03/23	ELITE005	ELITE VEHICLE SOLUTIONS	2023 Ford Explorer Emer. Equip	Open	10,891.64	0.00
23-01180	11/03/23	LEXIP005	LEXIPOL, LLC	2024 Training	Open	1,886.76	0.00
23-01231	11/21/23	MUNIC055	MUNICIPAL EMERGENCY SERVICES	Snow Outer Carrier	Open	241.80	0.00
23-01306	12/12/23	POWER005	POWER EQUIPMENT CORPORATION	Yearly Generator Maintenance	Open	440.00	0.00
24-00016	01/08/24	AMAZO005	AMAZON CAPITAL SERVICES, INC	Clothing Allowance	Open	54.06	0.00
24-00019	01/08/24	AMAZO005	AMAZON CAPITAL SERVICES, INC	Clothing Allowance	Open	197.15	0.00
24-00020	01/08/24	AMAZO005	AMAZON CAPITAL SERVICES, INC	Clothing Allowance	Open	164.00	0.00
24-00051	01/11/24	TONYS005	TONY'S GENERAL MECHANDISE INCO	B Montag Apparel Allowance	Open	290.96	0.00
24-00066	01/16/24	AMAZO005	AMAZON CAPITAL SERVICES, INC	Clothing Allowance	Open	104.47	0.00
24-00067	01/16/24	AMAZO005	AMAZON CAPITAL SERVICES, INC	Clothing Allowance	Open	111.12	0.00
24-00068	01/16/24	AMAZO005	AMAZON CAPITAL SERVICES, INC	Clothing Allowance	Open	16.98	0.00
24-00087	01/19/24	GRUND005	GRUNDTISCH, DANIEL	Equipment	Open	273.70	0.00
24-00088	01/19/24	ATLAN100	ATLANTIC TACTICAL	EO Tech Optic	Open	484.47	0.00
24-00089	01/19/24	HOME0010	HOME DEPOT/GECF	shop supplies	Open	726.03	0.00
24-00090	01/19/24	AMAZO005	AMAZON CAPITAL SERVICES, INC	Office Supplies	Open	497.99	0.00
24-00098	01/22/24	BEACH050	BEACH HAVEN AUTOMOTIVE, INC	vehicle maintenance	Open	218.91	0.00
24-00138	02/05/24	BEACH050	BEACH HAVEN AUTOMOTIVE, INC	vehicle maintenance	Open	911.49	0.00
24-00140	02/05/24	BEACH050	BEACH HAVEN AUTOMOTIVE, INC	shop supplies	Open	71.29	0.00
24-00154	02/06/24	AMERI070	AMERICAN WEAR, INC.	monthly uniform rental	Open	420.00	0.00
24-00157	02/07/24	TUCKE010	TUCKERTON LUMBER COMPANY	Borough Hall Rehab	Open	94.67	0.00
24-00159	02/08/24	HOLMA010	HOLMAN FRENIA ALLISON PC	2024 Audit Services	Open	18,400.00	0.00
24-00160	02/08/24	SHORE060	SHORE PROMOTIONS	2024 Hat Restock	Open	675.00	0.00
24-00164	02/12/24	HOME0010	HOME DEPOT/GECF	boro hall rehab	Open	310.30	0.00
24-00168	02/12/24	GARCI005	GARCIA, KAREN	Court Clerk Call Outs	Open	75.00	0.00
24-00177	02/15/24	ACEO0010	ACE OUTDOOR POWER EQUIPMENT	mower repairs	Open	422.40	0.00
24-00199	02/21/24	ATLAN130	ATLANTIC PLUMBING SUPPLY CORP	75th st water supplies	Open	2,770.66	0.00
24-00200	02/21/24	BSNSP010	BSN SPORTS, LLC	pickleball windscreens	Open	1,807.74	0.00
24-00202	02/21/24	ATLAN130	ATLANTIC PLUMBING SUPPLY CORP	Test Balls	Open	866.51	0.00
24-00210	02/22/24	AMAZO005	AMAZON CAPITAL SERVICES, INC	Cleaning Supplies	Open	57.27	0.00
24-00215	02/26/24	USAB0010	USA BLUE BOOK	chlorine and iron packets	Open	627.95	0.00
24-00219	02/26/24	BURNA010	BURNAFORD, ROBERT	Urine Shipment	Open	45.83	0.00
24-00224	02/27/24	AMAZO005	AMAZON CAPITAL SERVICES, INC	Office Supplies	Open	61.06	0.00
24-00225	02/27/24	AMAZO005	AMAZON CAPITAL SERVICES, INC	Office Supplies	Open	100.78	0.00
24-00226	02/27/24	CERTI030	CERTIFIED SPEEDOMETER SERVICES	Vehicles Calibrated	Open	176.00	0.00
24-00238	03/04/24	PAVIA005	PAVIA ENTERPRISES LLC	February Courier Service	Open	267.63	0.00
24-00239	03/04/24	TUCKA005	TUCKAHOW SAND & GRAVEL, INC	plaster sand	Open	1,621.17	0.00
24-00240	03/04/24	COMCA010	COMCAST CABLE	Monthly Invoice - Pol Spc Vid	Open	9.96	0.00
24-00241	03/04/24	COMCA010	COMCAST CABLE	Monthly Invoice - w&S Charges	Open	207.37	0.00
24-00242	03/04/24	STEIX005	STEIXNER, PETER	Tax Refund	Open	7,315.98	0.00
24-00254	03/08/24	SHERW010	SHERWIN WILLIAMS	road paint	Open	91.00	0.00
24-00257	03/11/24	MAGEL010	LINE SYSTEMS	February Telesystem Bill	Open	1,430.77	0.00

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
24-00258	03/11/24	TENNA005	TENNANT MAGEE LAW	Legal Services - February 2024	Open	2,000.30	0.00
24-00259	03/11/24	PCSL005	PCS, LLC	Monthly Invoice- March 2024	Open	1,614.05	0.00
24-00260	03/11/24	VANCL005	VAN CLEEF ENGINEERING ASSOCIAT	January 2024 Engineering	Open	1,479.00	0.00
24-00261	03/11/24	AMAZO005	AMAZON CAPITAL SERVICES, INC	Toilet Tank Lid	Open	58.26	0.00
24-00262	03/11/24	TWPO0010	TWP OF STAFFORD	February Animal Control	Open	269.00	0.00
24-00263	03/11/24	LBIH0010	LBI HEALTH DEPARTMENT	First Quarter Health Services	Open	11,969.51	0.00
24-00265	03/11/24	AMAZO005	AMAZON CAPITAL SERVICES, INC	Shop Supplies	Open	41.28	0.00
24-00266	03/11/24	AMAZO005	AMAZON CAPITAL SERVICES, INC	Clothing Allowance	Open	90.87	0.00
24-00267	03/11/24	MEADO020	MEADOWBROOK INDUSTRIES LLC	February Trash & Recycling	Open	29,821.04	0.00
24-00268	03/12/24	HOMBE005	HOMBERG, MICHELLE	Mileage Reimbursement	Open	123.63	0.00
24-00270	03/12/24	ERSKI005	ERSKINE, LISA A.	Borough Hall Cleaning	Open	800.00	0.00
24-00275	03/12/24	GANNE010	GANNETT NEW JERSEY NEWSPAPERS	Monthy Advertising - February	Open	318.17	0.00
24-00279	03/13/24	CENTR035	CENTRAL JERSEY HEALTH INS FUND	Premium - March 2024	Open	2,294.00	0.00
24-00281	03/14/24	HOME0010	HOME DEPOT/GECF	b&g supplies	Open	205.24	0.00
24-00282	03/14/24	HOME0010	HOME DEPOT/GECF	Streets and Roads	Open	2,817.05	0.00
24-00285	03/14/24	TRINI005	TRINITY CODE INSPECTIONS, LLC	Construction Inspection Fees	Open	1,248.00	0.00
24-00286	03/14/24	VERIZ030	VERIZON WIRELESS - CELL	Police Cell Phones	Open	415.44	0.00
24-00287	03/14/24	VERIZ040	VERIZON WIRELESS MDTs	Police MDT's	Open	152.04	0.00
24-00292	03/15/24	NESTL005	NESTLE WATERS NORTH AMERICAN	Water Delivery	Open	175.19	0.00
24-00293	03/15/24	WESSL005	WESSLER, REBECCA	2024 Eyeglasses Reimbursement	Open	388.00	0.00
24-00294	03/15/24	CREAT020	CREATIVE MANAGEMENT INC	Fuel Invoices	Open	700.85	0.00
24-00295	03/15/24	RIGGI005	RIGGINS, INC	Fuel	Open	1,483.79	0.00
24-00296	03/15/24	CREAT020	CREATIVE MANAGEMENT INC	Fuel Invoices	Open	376.45	0.00
24-00297	03/18/24	SHORE020	SHORE BUSINESS SOLUTIONS	Copier Maintenance Fees	Open	82.57	0.00
24-00298	03/18/24	OWEN0010	OWEN, LITTLE & ASSOCIATES	Monthly Invoice	Open	400.00	0.00
24-00299	03/18/24	NJNA0020	NJ NATURAL GAS	Monthly Invoice -	Open	2,212.87	0.00
24-00300	03/18/24	NJNA0020	NJ NATURAL GAS	Monthly Invoice -	Open	807.41	0.00
24-00301	03/18/24	ATLAN030	ATLANTIC CITY ELECTRIC	Electric - w&s Charges	Open	3,334.75	0.00
24-00302	03/18/24	ATLAN030	ATLANTIC CITY ELECTRIC	Electric - Current Charges	Open	5,242.23	0.00

Total Purchase Orders: 77 Total P.O. Line Items: 0 Total List Amount: 485,007.36 Total Void Amount: 0.00

Totals by Year-Fund		Budget Rcvd	Budget Held	Budget Total	Revenue Total	G/L Total	Total
Fund Description	Fund						
Current Fund	3-01	372,020.06	0.00	372,020.06	0.00	0.00	372,020.06
Utility Operating	3-09	493.61	0.00	493.61	0.00	0.00	493.61
Year Total:		372,513.67	0.00	372,513.67	0.00	0.00	372,513.67
Current Fund	4-01	100,566.42	0.00	100,566.42	0.00	0.00	100,566.42
Utility Operating	4-09	10,852.27	0.00	10,852.27	0.00	0.00	10,852.27
Year Total:		111,418.69	0.00	111,418.69	0.00	0.00	111,418.69
Trust Fund	T-17	1,075.00	0.00	1,075.00	0.00	0.00	1,075.00
Total of All Funds:		485,007.36	0.00	485,007.36	0.00	0.00	485,007.36

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 March 18, 2024 be paid upon verification by the Chief Financial Officer that sufficient funds are available for the payment of the same.

PASSED ON: March 18, 2024