

Due to the increase of COVID-19 cases, the regular meeting of the Board of Commissioners of the Borough of Harvey Cedars, NJ was hosted by the Municipal Clerk via Zoom in the Borough Hall meeting room with Mayor Oldham, Commissioner Imperiale and Commissioner Rice present. The public was able to join the meeting via Zoom; 7 members of the public were Zoomed-in.

The meeting was called to order by Mayor Oldham at 4:30pm.

The Mayor asked all to rise for the Pledge of Allegiance; the flag in the meeting room was shown on the screen.

The Mayor stated to the best of his knowledge all the requirements of the Sunshine Law have been met. Pursuant to the applicable portions of the New Jersey Open Public Meetings Act, adequate notice of this meeting has been given. The schedule of this meeting of the Board of Commissioners of the Borough of Harvey Cedars is listed in the notice of meetings posted on the bulletin board located in the Borough Hall and the Borough's website and was published on January 9, 2020 in the Beach Haven Times and the Asbury Park Press. N.J.S.A. 10:4-8(b) authorizes local units to conduct public meetings through use of streaming services and other online meeting platforms. N.J.S.A 10:4-8(b) authorizes local units to conduct public meetings through use of streaming services and other online meeting platforms. Notice of meetings being held remotely via Zoom were published in the Beach Haven Times on December 10, 2020 and posted on the website on December 7, 2020.

Motion to approve the minutes of the previous meeting held on December 4, 2020 was made by Commissioner Rice, seconded by Commissioner Imperiale.

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

RESOLUTION #2020-117:

DESIGNATING REGULAR MEETING DATES FOR THE BOARD OF COMMISSIONERS FOR THE YEAR 2021

Motion to adopt: Commissioner Rice
Second: Commissioner Imperiale

RESOLUTION #2020-118:

AUTHORIZING EXECUTION OF INTERGOVERNMENTAL AGREEMENT WITH THE COUNTY OF OCEAN FOR PURCHASE OF MATERIALS AND SUPPLIES FOR THE 2021 ROAD & TRAFFIC LIGHT MAINTENANCE (SCHEDULE "C")

Motion to adopt: Commissioner Imperiale
Second: Commissioner Rice

RESOLUTION #2020-119:

RESOLUTION AUTHORIZING THE HARVEY CEDARS POLICE DEPARTMENT TO PARTICIPATE IN THE DEFENSE LOGISTICS AGENCY, LAW ENFORCEMENT SUPPORT OFFICE, 1033 PROGRAM TO REQUEST AND ACQUIRE EXCESS DEPARTMENT OF DEFENSE EQUIPMENT

Motion to adopt: Commissioner Imperiale
Second: Commissioner Rice

RESOLUTION #2020-120:

AUTHORIZING THE BOROUGH OF HARVEY CEDARS TO ENTER INTO A SHARED SERVICES AGREEMENT WITH THE COUNTY OF OCEAN FOR THE "DWIEP" & "DRECP" PROGRAMS

Motion to adopt: Commissioner Imperiale
Second: Commissioner Rice

RESOLUTION #2020-121:
AUTHORIZING CHANGE ORDER #1 FOR THE 2019 ROAD RECONSTRUCTION/IMPROVEMENT PROJECT (Cedars Avenue)
Motion to adopt: Commissioner Imperiale
Second: Commissioner Rice

RESOLUTION #2020-122:
AMENDING SHARED SERVICES AGREEMENT FOR CONSTRUCTION CODE ENFORCEMENT SERVICES “SCHEDULE C”
Motion to adopt: Commissioner Rice
Second: Commissioner Imperiale

RESOLUTION #2020-123:
AUTHORIZING THE TRANSFER OF FUNDS
Motion to adopt: Commissioner Rice
Second: Commissioner Imperiale

RESOLUTION #2020-124:
AUTHORIZING THE FILING OF APPEALS AND COMPLAINT FORMS WITH OCEAN COUNTY BOARD OF TAXATION
Motion to adopt: Commissioner Imperiale
Second: Commissioner Rice

RESOLUTION #2020-125:
DESIGNATING DEPOSITORIES OF BOROUGH FUNDS FOR THE YEAR 2021
Motion to adopt: Commissioner Rice
Second: Commissioner Imperiale

RESOLUTION #2020-126:
DESIGNATING LEGAL ADVERTISING AGENCIES FOR THE YEAR 2021
Motion to adopt: Commissioner Rice
Second: Commissioner Imperiale

RESOLUTION #2020-127:
DESIGNATING INTEREST CHARGES ON DELINQUENT TAXES AND WATER/SEWER BILLS FOR THE YEAR 2021
Motion to adopt: Commissioner Rice
Second: Commissioner Imperiale

RESOLUTION #2020-128:
CANCELLATION OF TAX/WATER/SEWER REFUNDS OR DELINQUENCIES OF LESS THAN TEN DOLLARS FOR THE YEAR 2021
Motion to adopt: Commissioner Imperiale
Second: Commissioner Rice

RESOLUTION #2020-129:
AUTHORIZING THE CLERK’S OFFICE TO MAINTAIN A PETTY CASH FUND IN THE AMOUNT OF \$100.00
Motion to adopt: Commissioner Rice
Second: Commissioner Imperiale

RESOLUTION #2020-130:
AUTHORIZING THE POLICE CHIEF TO MAINTAIN A PETTY CASH FUND IN THE AMOUNT OF \$100.00
Motion to adopt: Commissioner Imperiale
Second: Commissioner Rice

RESOLUTION #2020-131:

AUTHORIZING THE PURCHASE OF ENERGY GENERATION SERVICES FOR PUBLIC USE ON AN ONLINE AUCTION WEBSITE

Motion to adopt: Commissioner Rice

Second: Commissioner Imperiale

RESOLUTION #2020-132:

APPOINTMENT OF POLICE OFFICER FOR THE BOROUGH OF HARVEY CEDARS

Commissioner Imperiale stated this is for Patrolman Nick D’Andrea, who has been a Class 2 officer with the Department since March.

Motion to adopt: Commissioner Imperiale

Second: Commissioner Rice

RESOLUTION #2020-133:

AUTHORIZING THE BOROUGH OF HARVEY CEDARS TO ENTER INTO A CONTRACT FOR THE PURCHASE OF BLOCK 1 LOT 1

Motion to adopt: Commissioner Imperiale

Second: Commissioner Rice

RESOLUTION #2020-134: Bills

Motion to approve bills for payment: Commissioner Rice

Second: Commissioner Imperiale

TOPICS OF INTEREST –

Commissioner Imperiale and Rice wished all a Happy Holiday.

Mayor Oldham stated Cedars Avenue paving is complete; the Boulevard project has a few items being worked on, such as the grates; the Fire Company is having a “Santa Run” on Wednesday; and he is looking forward to 2020 passing and 2021 coming on.

PRIVILEGE OF THE FLOOR –

Jim Fritz asked if Harvey Cedars is involved or has an update on the offshore wind project. The Mayor said there are a lot of opinions on this subject, but it has not been discussed by the Board yet. A discussion was held with the Board and members of the public including, Kathy Ries and Britta Forsberg Wenzel of Save Barnegat Bay. Ms. Wenzel stated Save Barnegat Bay has not endorsed any wind farm project, while they are supportive of alternative energy sources, this project is a massive installment going off the coast of NJ and there is a concern of the impact it will have to the local fishing community. She pointed out the professional lobbyists on behalf of the project have stated at public meetings that the project will not restrict commercial or recreational fishers from being in the zone of where the facilities are, however the lobbyist do not mention that other enforcement agencies on behalf of the United States will; fisherman have stated it will restrict their abilities and livelihood safely at sea; the project will have distributions lines from the windmills to Oyster Creek for power, the lines will run through eelgrass beds in Barnegat Bay; the electromagnetic field that emanates from the power lines may impact the reproduction ability of blue claw crabs; the alternative energy and environmental concerns must be weighed. The Mayor added the noise from the windmills may not be heard from the shoreline but may affect the fishing industry; his understanding is that the windmills will be much larger than the ones in Atlantic City. Kathy Ries stated she will bring this subject up with the Joint Taxpayers Association.

Ms. Wenzel thanked the Commissioners for passing the resolution to purchase Block 1 Lot 1, it will be a benefit to nature as well as to the residents in that neighborhood.

Kathy Ries asked if the spray paint on the Cedars Avenue driveways will be removed. The Mayor stated it should just wash away. She asked what was the timeline of the Block 1 Lot

1 contract. Mayor Oldham said there are details that need to be worked out with putting together the contracts; it will probably go into the beginning of the year.

Ms. Ries asked what action or involvement is being done to address the growing coyote problem. Commissioner Imperiale said the Animal Control is in charge, but there is not much that can be done except to alert the residents. Ms. Ries said other municipalities are taking action on that, she knows there is a movement on the way by Long Beach. The Chief stated if you see them stay away, and notify Animal Control.

Motion to adjourn: Commissioner Rice
Second: Commissioner Imperiale

Meeting adjourned at 4:57pm.

RESOLUTION #2020-117

DESIGNATING REGULAR MEETING DATES FOR THE BOARD OF COMMISSIONERS FOR THE YEAR 2021

WHEREAS the Open Public Meetings Act of 1976 requires public bodies to provide notice of all meetings in an effort to enhance the proper functioning of the democratic processes; and

WHEREAS it is the desire of this Board of Commissioners to adhere to the provision of said act.

NOW, THEREFORE, pursuant to the provisions of the Open Public Meetings Act, **BE IT RESOLVED** by the Board of Commissioners of the Borough of Harvey Cedars for the year 2021 as follows:

1. The Board of Commissioners hereby designates the first Friday of each month at 4:30pm and the third Monday of each month at 4:30pm for its regular meeting, with exceptions noted below, unless otherwise modified by this Board. Formal action will be taken.

<u>1st Friday of the Month</u>	<u>3rd Monday of the Month</u>
January 8, 2021* (2nd Friday)	January 22, 2021* (4th Friday)
February 5, 2021	February 19, 2021* (3rd Friday)
March 5, 2021	March 15, 2021
April 9, 2021* (2nd Friday)	April 19, 2021
May 7, 2021	May 17, 2021
June 4, 2021	June 21, 2021
July 2, 2021	July 19, 2021
August 6, 2021	August 16, 2021
September 3, 2021	September 20, 2021
October 1, 2021	October 18, 2021
November 5, 2021	November 15, 2021
December 3, 2021	December 20, 2021

2. The Board of Commissioners hereby designates two (2) hours preceding and one (1) hour after each regular meeting for its policy meeting unless otherwise modified by resolution of the Board. No formal action will be taken.
3. The Board of Commissioners will hold daily work sessions, as well as Executive Sessions on Fridays from 11:00am to 12noon. No formal action will be taken.
4. All aforementioned meetings shall be held at the Borough Hall, 7606 Long Beach Blvd., Harvey Cedars, NJ.

PASSED ON: December 21, 2020

RESOLUTION #2020-118

**AUTHORIZING EXECUTION OF INTERGOVERNMENTAL AGREEMENT
WITH THE COUNTY OF OCEAN
FOR PURCHASE OF MATERIALS AND SUPPLIES
FOR THE 2021 ROAD & TRAFFIC LIGHT MAINTENANCE
(SCHEDULE "C")**

WHEREAS the County of Ocean has created and established a program to assist municipalities and governmental agencies in the repair and maintenance of municipal streets and property in addition to providing certain materials and supplies in connection therewith; and

WHEREAS the governing body of the Borough of Harvey Cedars has requested the County to provide certain materials and supplies for the maintenance of roads, property and traffic signals within the municipality for the year 2021 at a cost not to exceed **\$11,000.00**; and

WHEREAS the Borough of Harvey Cedars wishes to enter into an agreement with the County for the provision of these services.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF HARVEY CEDARS, STATE OF NEW JERSEY as follows:

1. The Mayor and Clerk of the Borough of Harvey Cedars are hereby authorized and directed to enter into and execute an Intergovernmental Agreement with the County of Ocean for the provision of materials, supplies and services in an amount not to exceed \$11,000.00 as more specifically set forth in that Agreement and to be allocated as follows:
 - a. Ocean County Road Department **\$ 10,000.00**
 - b. Ocean County Engineering Department **\$ 1,000.00**
2. A copy of the Agreement shall be kept on file and be available for public inspection at the Office of the Borough Clerk.
3. This Agreement shall take effect upon full execution by the parties and shall remain in full force and effect through December 31, 2021. Sufficient funds have been appropriated and are available for this purpose in the 2021 municipal budget.

PASSED ON: December 21, 2020

RESOLUTION #2020-119

RESOLUTION AUTHORIZING THE HARVEY CEDARS POLICE DEPARTMENT TO PARTICIPATE IN THE DEFENSE LOGISTICS AGENCY, LAW ENFORCEMENT SUPPORT OFFICE, 1033 PROGRAM TO REQUEST AND ACQUIRE EXCESS DEPARTMENT OF DEFENSE EQUIPMENT

WHEREAS the United States Congress authorized the Defense Logistics Agency (DLA) Law Enforcement Support Office (LESO) 1033 Program to make use of excess Department of Defense personal property by making that personal property available to municipal, county and State law enforcement agencies (LEAs); and

WHEREAS DLA rules mandate that all equipment acquired through the 1033 Program remain under the control of the requesting LEA; and

WHEREAS participation in the 1033 Program allows municipal and county LEAs to obtain property they might not otherwise be able to afford in order to enhance community preparedness, response, and resiliency; and

WHEREAS although property is provided through the 1033 Program at no cost to municipal and county LEAs, these entities are responsible for the costs associated with delivery, maintenance, fueling, and upkeep of the property, and for specialized training on the operation of any acquired property; and

WHEREAS N.J.S.A. 40A:5-30.2 requires that the governing body of the municipality to approve, by a majority of the full membership, both enrollment in, and the acquisition of any property through, the 1033 Program.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Harvey Cedars that the Harvey Cedars Police Department is hereby authorized to enroll in the 1033 Program for no more than a one-year period, with authorization to participate terminating on December 31 of the current calendar year from January 1, 2021 to December 31, 2021; and

BE IT FURTHER RESOLVED that the Harvey Cedars Police Department is hereby authorized to acquire items of non-controlled property designated "DEMIL A," which may include office supplies and furniture, boats, boat motor, jet ski, plastic bags, cleaning equipment, range finders, scopes, gun parts, optical sighting, ranging equipment, compressor, rifle bag, flashlight, plastic bags, paper, computers, electronic equipment, generators, field packs, non-military vehicles, clothing, traffic and transit signal systems, exercise equipment, farming and moving equipment, storage devices and containers, tools, medical and first aid equipment and supplies, personal protection equipment and supplies, construction materials, lighting supplies, beds and sleeping mats, wet and cold weather equipment and supplies, respirators, binoculars, and any other supplies or equipment of a non-military nature identified by the LEA, if it shall become available in the period of time for which this resolution authorizes, based on the needs of the Harvey Cedars Police Department without restriction; and

BE IT FURTHER RESOLVED that the Harvey Cedars Police Department is hereby authorized to acquire the following "DEMIL B through Q" property, if it shall become available in the period of time for which this resolution authorizes, including but not limited to items such as utility trucks, ammunition cans, laser optics, bulldozer, loader, backhoe, skid steer, portable light tower, transport vehicles, scopes, range finders, rescue equipment, tractor, ATV's, 4X4 vehicles, quad, computers, printer, air compressor, tractor, forklift, tools, traffic and transit signal systems etc.; and

BE IT FURTHER RESOLVED that the Harvey Cedars Police Department shall develop and implement a full training plan and policy for the maintenance and use of the acquired property; and

BE IT FURTHER RESOLVED that the Harvey Cedars Police Department shall provide a quarterly accounting of all property obtained through the 1033 Program which shall be available to the public upon request; and

BE IT FURTHER RESOLVED that this resolution shall take effect immediately and shall be valid to authorize requests to acquire "DEMIL A" property and "DEMIL B through Q" property that may be made available through the 1033 Program during the period of time for which this resolution authorizes; with Program participation and all property request authorization terminating on December 31st of the current calendar year 2021.

PASSED ON: December 21, 2020

RESOLUTION #2020-120

**AUTHORIZING THE BOROUGH OF HARVEY CEDARS TO ENTER INTO A
SHARED SERVICES AGREEMENT WITH THE COUNTY OF OCEAN FOR
THE “DWIEP” & “DRECP” PROGRAMS**

WHEREAS the Uniform Shared Services and Consolidation Act, NJSA 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 NJSA 40A:65-5; and

WHEREAS the Driving While Intoxicated Enforcement Program (DWIEP) is a traffic safety program run by the Ocean County Prosecutor’s Office for the purpose of identifying and removing intoxicated drivers from the roadways; and

WHEREAS the Drug Recognition Expert Callout Program (DRECP) is a traffic safety program run by the Ocean County Prosecutor’s Office for the purpose of utilizing a DRE callout Program to assist with identifying and removing intoxicated drivers from the roadways; and

WHEREAS these programs receive funding from the State of New Jersey and the County of Ocean; and

WHEREAS it is the desire of the Board of Commissioners of the Borough of Harvey Cedars to enter into two (2) agreements 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 DWIEP and the DRECP.

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 Shared Services Agreement with Ocean County for the Driving While Intoxicated Enforcement Program and the Drug Recognition Expert Callout Program copies of which are on file in the Municipal Clerk’s office, effective October 1, 2020 through September 30, 2021.

PASSED ON: December 21, 2020

RESOLUTION #2020-121

**AUTHORIZING CHANGE ORDER #1 FOR THE
2019 ROAD RECONSTRUCTION/IMPROVEMENT PROJECT
(Cedars Avenue)**

WHEREAS the State of New Jersey, Department of Transportation, awarded a road reconstruction/improvement grant to the Borough of Harvey Cedars; and

WHEREAS the Borough of Harvey Cedars opened sealed bids for the 2019 Road Reconstruction/Improvement Project on September 18, 2020; and

WHEREAS September 21, 2020, Shore Connection, Inc., the lowest bidder, was awarded the bid in the amount of \$157,785.75; and

WHEREAS the engineer has determined that lower quantities of certain bid items were required (\$3,610.00) and additional quantities of other bid items were needed (\$14,698.50) and the Department of Transportation has approved these items.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Harvey Cedars that Change Order #1 is hereby approved in the greater amount of \$11,088.50 for a total contract of \$168,874.25.

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute this change order.

PASSED ON: December 21, 2020

RESOLUTION #2020-122

**AMENDING SHARED SERVICES AGREEMENT FOR CONSTRUCTION CODE
ENFORCEMENT SERVICES “SCHEDULE C”**

WHEREAS the Borough of Harvey Cedars entered into a Shared Services Agreement with the Boroughs of Beach Haven, Barnegat Light and Surf City for the provision of Construction Code Enforcement Services; and

WHEREAS certain amendments to Schedule C of this agreement have been agreed upon by representatives of a majority of the participating municipalities.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Harvey Cedars that the attached Schedule C is hereby approved, effective January 1, 2021.

BE IT FURTHER RESOLVED that copies of this resolution with the schedule referred to above shall be sent to the Boroughs of Beach Haven, Barnegat Light and Surf City. Copies of this amendment shall be available for public inspection in the Office of the Municipal Clerk during normal business hours.

PASSED ON: December 21, 2020

RESOLUTION #2020-123

AUTHORIZING TRANSFER OF FUNDS

WHEREAS the date of this resolution is within the last two months of the calendar year 2020, and the first three months of the calendar year 2021; 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 2020 budget.

<u>CURRENT</u>		<u>FROM:</u>	<u>TO:</u>
Buildings & Grounds	0-01-26-310-000-200		\$13,800.00
Police S&W	0-01-25-240-000-110	\$13,800.00	

PASSED ON: December 21, 2020

RESOLUTION #2020-124

**AUTHORIZING THE FILING OF APPEALS AND COMPLAINT FORMS WITH
OCEAN COUNTY BOARD OF TAXATION**

WHEREAS from time to time the Tax Assessor discovers an error in calculation, transposing, measurement, or typographical errors, in the tax assessments on the tax list after the time the County Board of Taxation has certified the tax rates for the tax year or a property becomes subject to a roll-back assessment; and

WHEREAS the governing body of the Taxing District of the Borough of Harvey Cedars is desirous that every taxpayer pays his fair share of taxes; and

WHEREAS if the above discovered errors are not corrected or a roll-back assessment not applied, the taxpayers affected would not be paying their fair share of taxes; and

WHEREAS the method for correcting such errors is to file a Petition of Appeal or Complaint with the Ocean County Board of Taxation.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Taxing District of the Borough of Harvey Cedars that the Tax Assessor or Municipal Attorney is hereby authorized to act as the agent for the Taxing District during the year of **2021** and file a Petition of Appeal of Complaint with the Ocean County Board of Taxation to correct such assessments to the proper value and that a copy of any Petition of Appeal or Complaint filed with the Ocean County Board of Taxation under this Resolution be filed with the Municipal Clerk.

BE IT FURTHER RESOLVED that the Tax Assessor or Municipal Attorney is hereby authorized to execute stipulations of settlement on any tax appeal or complaint filed by the taxing district or by a taxpayer in the tax year **2021**; and

that a certified copy of this Resolution be forwarded to the Ocean County Board of Taxation with any such Petition of Appeal.

PASSED ON: December 21, 2020

RESOLUTION #2020-125

DESIGNATING DEPOSITORIES OF BOROUGH FUNDS FOR THE YEAR 2021

BE IT RESOLVED by the Board of Commissioners of the Borough of Harvey Cedars, County of Ocean, that the below listed banking institutions are hereby designated as official depositories for the Borough of Harvey Cedars, wherein all public monies and other funds of the Borough shall be maintained and kept, as provided for by NJSA 40A:5-14.

BE IT FURTHER RESOLVED that said banking and savings institutions be and are hereby authorized to honor and pay checks, drafts, and warrants drawn on the several accounts in said banking institutions, when same are originally signed, or a combination of an original signature or stamped signature in the name of the Borough by the Mayor, the Commissioners, the Chief Financial Officer and the Municipal Clerk. In the case of payroll checks, electronic signatures are authorized.

BE IT FURTHER RESOLVED that investments are to be made by the Chief Financial Officer or his/her designee at any of the below designated depositories.

OceanFirst
Bank of America
Wachovia/Wells Fargo Bank
TD Bank
State of New Jersey Cash Management Fund
New Jersey ARM
Fulton Bank of NJ

PASSED ON: December 21, 2020

RESOLUTION #2020-126

DESIGNATING LEGAL ADVERTISING AGENCIES FOR THE YEAR 2021

BE IT RESOLVED by the Board of Commissioners of the Borough of Harvey Cedars, County of Ocean that the following publications, located and/or circulated in the County of Ocean, are hereby designated as the Borough of Harvey Cedars' legal advertising agencies:

Beach Haven Times
Atlantic City Press
Asbury Park Press
Ocean County Observer
The Sandpaper
The Star Ledger

PASSED ON: December 21, 2020

RESOLUTION #2020-127

**DESIGNATING INTEREST CHARGES ON DELINQUENT TAXES AND
WATER/SEWER BILLS FOR THE YEAR 2021**

BE IT RESOLVED by the Board of Commissioners of the Borough of Harvey Cedars
that:

- 1) A charge of eight percent (8%) per annum on the first \$1,500.00 of delinquent amounts and eighteen percent (18%) per annum on any amount in excess of \$1,500.00 of delinquencies of tax and water/sewer bills for the year 2021, and if a delinquency is in excess of \$10,000.00 and remains in arrears beyond December 31 of the tax year, an additional penalty of six percent (6%) shall be charged against the delinquency.
- 2) There shall be a ten (10) day grace period for quarterly tax payments and ten (10) day grace period for quarterly water/sewer bills.
- 3) The Tax Collector is hereby authorized to hold a Lien Sale as provided for in N.J.S.A. 54:5 and is hereby authorized to send notification in lieu of two of the normal lien advertisement publications as per N.J.S.A. 54:4-104.48 and to charge \$25.00 per notice sent to each property owner included in said Lien Sale.
- 4) All charges shall be processed in accordance with current State orders during the pandemic.

PASSED ON: December 21, 2020

RESOLUTION #2020-128

**CANCELLATION OF TAX/WATER/SEWER REFUNDS OR DELINQUENCIES
OF LESS THAN TEN DOLLARS FOR THE YEAR 2021**

WHEREAS NJSA 40A:5-17.1(b) authorizes a governing body to designate an authorized municipal employee to process, without further action on the part of the governing body, the cancellation of any property tax, water and sewer refund or delinquency of less than ten dollars (\$10.00).

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 Certified Tax Collector and the Utility Collector of the Borough of Harvey Cedars are hereby authorized to process the cancellation of any property tax, water and sewer refund or delinquency of less than ten dollars (\$10.00) without further action on the part of the governing body.

PASSED ON: December 21, 2020

RESOLUTION #2020-129

**AUTHORIZING THE CLERK'S OFFICE TO
MAINTAIN A PETTY CASH FUND IN THE
AMOUNT OF \$100.00**

WHEREAS N.J.S.A. 40A: 5-21 authorizes the establishment of a Petty Cash Fund for the Clerk's Office of the Borough of Harvey Cedars; and

WHEREAS said Petty Cash Fund was established by resolution dated May 20, 2003 by the Commissioners of the Borough of Harvey Cedars; and

WHEREAS said Petty Cash Fund received approval of the Director of Local Government Services on July 23, 2003; and

WHEREAS it is the desire of the Commissioners that said fund be continued under the direction of the Clerk.

NOW, THEREFORE, BE IT RESOLVED ON THIS 21st day of December, 2020 by the Board of Commissioners of the Borough of Harvey Cedars, County of Ocean, State of New Jersey that:

1. During the year 2021, Daina Dale, Municipal Clerk, be and is hereby authorized and permitted to establish a Petty Cash Fund in the amount not to exceed \$100.00 pursuant to the provisions of N.J.S.A. 40A:5-21. Said Petty Cash Fund will be used by such office or department to pay claims for small miscellaneous expenses.

2. Daina Dale, Municipal Clerk, having custody of the Fund be bonded in an amount not less than \$1,000.00 and will maintain said fund in accordance with the laws and regulations governing its operation.

PASSED ON: December 21, 2020

RESOLUTION #2020-130

**AUTHORIZING THE POLICE CHIEF TO
MAINTAIN A PETTY CASH FUND IN THE
AMOUNT OF \$100.00**

WHEREAS N.J.S.A. 40A: 5-21 authorizes the establishment of a Petty Cash Fund for the Harvey Cedars Police Department; and

WHEREAS said Petty Cash Fund was established by resolution dated March 24, 2015 by the Commissioners of the Borough of Harvey Cedars; and

WHEREAS said Petty Cash Fund received approval of the Director of Local Government Services on December 2, 2015; and

WHEREAS it is the desire of the Commissioners that said fund be continued under the direction of the Police Chief.

NOW, THEREFORE, BE IT RESOLVED ON THIS 21st day of December, 2020 by the Board of Commissioners of the Borough of Harvey Cedars, County of Ocean, State of New Jersey that:

1. During the year 2021, Police Chief Robert Burnaford be and is hereby authorized and permitted to establish a Petty Cash Fund in the amount not to exceed \$100.00 pursuant to the provisions of N.J.S.A. 40A:5-21. Said Petty Cash Fund will be used by such office or department to pay claims for small miscellaneous expenses.

2. Robert Burnaford, Police Chief, having custody of the Fund be bonded in an amount not less than \$1,000.00 and will maintain said fund in accordance with the laws and regulations governing its operation.

PASSED ON: December 21, 2020

RESOLUTION #2020-131

AUTHORIZING THE PURCHASE OF ENERGY GENERATION SERVICES FOR PUBLIC USE ON AN ONLINE AUCTION WEBSITE

WHEREAS the Borough of Harvey Cedars used EMEX, LLC in 2017 for reverse auction services to purchase electricity at a competitive rate; and

WHEREAS said electricity contract was awarded to Great Eastern Energy in 2017 for a 2-year term ending June 2019; and

WHEREAS in March of 2019 the Borough utilized EMEX Reverse Auction but did not obtain a competitive rate; and

WHEREAS the Borough of Harvey Cedars desires to utilize EMEX Reverse Auction in order to continue to procure electricity at a competitive rate for the Borough; and

WHEREAS the Local Unit Technology Pilot Program and Study Act (P.L. 2001, c. 30) (the "Act") authorizes the purchase of energy generation service for public use through the use of an online auction service; and

WHEREAS the Borough will utilize the online auction services of EMEX, LLC, an approved vendor pursuant to the Act, waiver number EMEX LLC-1, located at www.energymarketexchange.com; and

WHEREAS EMEX, LLC is compensated for all services rendered through the participating supplier that a contract is awarded to; and

WHEREAS the auction will be conducted pursuant to the Act.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Harvey Cedars that the Chief Financial Officer is hereby authorized to use EMEX, LLC for reverse auction services to procure electricity at a competitive rate and is hereby authorized to execute on behalf of the Borough of Harvey Cedars any electricity contract proffered by the participating supplier that submits the winning bid in the EMEX Reverse Auction.

PASSED ON: December 21, 2020

RESOLUTION #2020-132

**APPOINTMENT OF POLICE OFFICER FOR
THE BOROUGH OF HARVEY CEDARS**

WHEREAS it is the desire of the Borough of Harvey Cedars to fill the position of a full-time police officer; and

WHEREAS Officer Nicholas D'Andrea has served as a Special Law Enforcement Officer Class II for the Borough of Harvey Cedars Police Department since February 27, 2020; and

WHEREAS Police Chief Robert Burnaford deems that Officer D'Andrea possesses the skills and experience to best fill said position.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Borough of Harvey Cedars hereby appoints Nicholas D'Andrea as a full-time Police Officer for the Borough of Harvey Cedars for a probationary period effective January 1, 2021 through December 31, 2021 and shall receive absolute appointment upon satisfactory completion of said probationary period.

PASSED ON: December 21, 2020

RESOLUTION #2020-133

**AUTHORIZING THE BOROUGH OF HARVEY CEDARS TO ENTER INTO A
CONTRACT FOR THE PURCHASE OF BLOCK 1 LOT 1**

WHEREAS in 2016 the property at 5302 Long Beach Blvd., Block 1 Lot 1, also known as the James Street Wetlands property, was purchased by the current owners Vincent and Grace and George DiDonato; and

WHEREAS the Harvey Cedars Open Space Committee, Harvey Cedars property owners, and Save Barnegat Bay have recommended and supported the acquisition of said property to be used as public lands to be preserved as open space in perpetuity; and

WHEREAS the Borough has applied and has been approved for the following grants for the acquisition:

1. The NJDEP Green Acres Program grant in the amount of a \$50,000 matching grant;
2. The Ocean County Natural Lands Trust grant in the amount of \$50,000; and

WHEREAS an authorized Green Acres Program appraiser valued said property at \$50,000; and

WHEREAS the Borough Attorney authorizes the Borough to offer a maximum amount of \$81,125 for the acquisition of said property.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Board of Commissioners of the Borough of Harvey Cedars are hereby authorized to enter into a contract with the owners of record Vincent J. DiDonato, Grace J. DiDonato and George V. DiDonato to purchase the property located at 5302 Long Beach Blvd., Harvey Cedars, Block 1, Lot 1, for an amount not to exceed Eighty-One Thousand One Hundred Twenty-Five Dollars (\$81,125) to be funded from the following public sources:

1. Fifty Thousand Dollars (\$50,000) from the Ocean County Natural Lands Trust grant.
2. Fifteen Thousand Five Hundred Sixty-Two Dollars and Fifty Cents (\$15,562.50) from the Green Acres Program.
3. Fifteen Thousand Five Hundred Sixty-Two Dollars and Fifty Cents (\$15,562.50) from the Harvey Cedars Open Space Trust Fund as the matching portion of the Green Acres grant.

BE IT FURTHER RESOLVED this acquisition shall be in conjunction with a contract between Save Barnegat Bay and the owners for the same acquisition.

MOTION: Commissioner Imperiale

SECOND: Commissioner Rice

VOTE: Ayes – Oldham, Imperiale, Rice

PASSED ON: December 21, 2020

RESOLUTION #2021-134

December 21, 2020
12:58 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

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
19-01075	12/10/19	CREAT015	CREATIVE INSTINCT, INC	Public Relataions Trading Card	Open	394.00	0.00
20000258	03/13/20	GSACC005	THE AUTO PARTS CONNECTION	Tru Blend Fuel for 2 Strokes	Open	165.56	0.00 B
20000345	04/09/20	BEACH050	BEACH HAVEN AUTOMOTIVE, INC	tools and shop supplies	Open	3.29	0.00 B
20000420	05/11/20	LBIB0020	LBI BOARD OF EDUCATION	Local School Taxes	Open	144,783.00	0.00 B
20000552	06/15/20	SREG0020	S REGIONAL BOARD OF EDUCATION	2020-2021 Reg. School Taxes	Open	237,433.15	0.00 B
20000725	07/21/20	BUELL005	BUELL WETSUITS AND SURF, INC.	LIT 10' paddleboards	Open	3,875.00	0.00
20000742	07/24/20	VERAL005	V.E.RALPH & SON, INC	First Aid Supplies	Open	479.85	0.00
20000823	08/18/20	USLA0010	USLA NJ CERTIFICATION	2020 Annual CERT	Open	160.00	0.00
20000850	08/25/20	ELITE005	ELITE VEHICLE SOLUTIONS	2020 PD Veh. Lights/Graphics	Open	13,335.86	0.00
20000965	09/29/20	VERAL005	V.E.RALPH & SON, INC	Equipment	Open	57.90	0.00
20000966	09/29/20	LIFEF005	LIFEFORCE USA, INC	FA Certification	Open	861.90	0.00
20001006	10/09/20	ELITE005	ELITE VEHICLE SOLUTIONS	Storage Box	Open	1,171.30	0.00
20001015	10/15/20	ONEC0010	ONE CALL CONCEPTS INC	mark outs	Open	95.09	0.00 B
20001065	10/27/20	PCSL005	PCS, LLC	equipment - pc tv office	Open	929.39	0.00
20001110	11/05/20	DALE0020	DALE, DAINA	Petty Cash Reimbursements	Open	42.10	0.00
20001128	11/12/20	EDMUN010	EDMUNDS & ASSOCIATES, INC.	2021 Hardware Maintenance	Open	720.00	0.00
20001133	11/12/20	EDMUN010	EDMUNDS & ASSOCIATES, INC.	2021 Software Maintenance	Open	11,530.00	0.00
20001136	11/12/20	HOME0010	HOME DEPOT/GEFC	Road Saw Blades	Open	237.16	0.00 B
20001138	11/12/20	AMERI070	AMERICAN WEAR, INC.	DPW Uniforms	Open	418.00	0.00 B
20001159	11/24/20	HOME0010	HOME DEPOT/GEFC	Range Trailer Materials	Open	434.80	0.00
20001160	11/24/20	AGRAE005	AGRA ENVIRONMENTAL, INC	Monthly Samples	Open	25.00	0.00
20001161	11/24/20	DRAEG010	DRAEGER, INC	Temp Probe & Simulator Recalib	Open	179.00	0.00
20001162	11/24/20	ULINE010	ULINE, INC	Cabinet - Processing Rm	Open	148.16	0.00
20001167	11/24/20	RUTGE045	RUTGERS, THE STATE UNIVERSITY	Recycling Certification Course	Open	395.00	0.00
20001168	11/24/20	TREC0010	TREC ADVANCED COMPUTER	Tax Assessment Notices	Open	588.44	0.00
20001179	12/03/20	AMAZO005	AMAZON CAPITAL SERVICES, INC	Space Heater	Open	108.75	0.00
20001181	12/03/20	OLDHA010	OLDHAM, CHRISTOPHER	clothing reimbursement	Open	244.06	0.00
20001186	12/03/20	OLDHA010	OLDHAM, CHRISTOPHER	Eye reimbursement 2020	Open	266.96	0.00
20001200	12/04/20	WATER020	WATER WORKS SUPPLY COMPANY	Shop Stock Water & Sewer	Open	2,522.40	0.00
20001202	12/04/20	CULPE005	CULPEPER OF FEDERALSBURG LLC	Dock Improvements	Open	15,526.50	0.00
20001207	12/04/20	AMAZO005	AMAZON CAPITAL SERVICES, INC	Range Trailer Lights	Open	28.99	0.00
20001208	12/04/20	AMAZO005	AMAZON CAPITAL SERVICES, INC	Office Supplies	Open	76.75	0.00
20001209	12/07/20	MAGEL010	LINE SYSTEMS	Monthly Invoice	Open	1,546.95	0.00
20001210	12/07/20	MEADO020	MEADOWBROOK INDUSTRIES LLC	November Trash & Recycling	Open	16,685.90	0.00
20001211	12/08/20	NESSJ005	NESS, JOEL	Refund Tax Overpayment	Open	1,023.95	0.00
20001212	12/08/20	ACEO0010	ACE OUTDOOR POWER EQUIPMENT	Backpack Blower	Open	399.96	0.00
20001213	12/08/20	ALANS010	ALAN'S ELECTRIC, LLC	Snow Flake Repairs	Open	128.07	0.00
20001216	12/08/20	ATLAN130	ATLANTIC PLUMBING SUPPLY CORP	72nd St Water Main Replacement	Open	299.55	0.00
20001217	12/08/20	GLOCK020	GLOCK, INC	training	Open	250.00	0.00
20001219	12/11/20	HOME0010	HOME DEPOT/GEFC	Shop Supplies	Open	784.85	0.00
20001221	12/11/20	MANAH010	MANAHAWKIN MAGIC WASH	vehicle wash	Open	28.70	0.00
20001222	12/11/20	PALER010	FERGUSON ENTERPRISES	Salem Plant Float Switch	Open	50.05	0.00
20001223	12/11/20	SELEC010	SELECTIVE INSURANCE	Flood Insurance - Borough Hall	Open	1,770.00	0.00
20001224	12/11/20	NJCO0010	NJ CONFERENCE OF MAYORS	annual membership dues 2021	Open	295.00	0.00
20001225	12/11/20	NJST0020	NJ STATE LEAGUE OF MUNI	Annual Membership 2021	Open	225.00	0.00
20001226	12/11/20	OCMA0010	OC MAYOR'S ASSN	annual membership 2021	Open	220.00	0.00
20001227	12/11/20	TWPO0010	TWP OF STAFFORD	November Animal Control	Open	245.00	0.00
20001228	12/11/20	SHORE020	SHORE BUSINESS SOLUTIONS	Copier Maintenance Fees	Open	108.44	0.00
20001229	12/11/20	PRESS010	PRESS OF ATLANTIC CITY	Trash Bid Addendum Ad	Open	16.80	0.00
20001230	12/11/20	HOLMA010	HOLMAN FRENIA ALLISON PC	Consulting	Open	1,250.00	0.00

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type	
20001231	12/11/20	GANNE010	GANNETT NEW JERSEY NEWSPAPERS	Monthly Advertising	Open	34.84	0.00	
20001232	12/11/20	HOLMA010	HOLMAN FRENIA ALLISON PC	Audit Services	Open	2,700.00	0.00	
20001234	12/11/20	BARNE030	BARNEGAT LIGHT 1ST AID SQUAD	2020 Annual Contribution	Open	9,500.00	0.00	
20001235	12/12/20	THER0010	THE RODGERS GROUP, LLC.	2021 training	Open	1,636.00	0.00	
20001237	12/14/20	GERKE020	GERKENS, KEVIN	Eyeglass Reimbursement	Open	400.00	0.00	
20001238	12/14/20	VERIZ030	VERIZON WIRELESS - CELL	Police Cell Phones	Open	184.92	0.00	
20001239	12/15/20	BEACH050	BEACH HAVEN AUTOMOTIVE, INC	Bucket Truck Parts	Open	169.63	0.00	
20001243	12/17/20	LONG0010	LONG BEACH TOWNSHIP	LBI Trolley Shared Service	Open	10,000.00	0.00	
20001244	12/17/20	BUTLE010	BUTLER, TIMOTHY	clothing reimbursement	Open	517.00	0.00	
20001245	12/17/20	FRAZE010	FRAZEE, STEVE	equipment reimbursement	Open	97.17	0.00	
20001247	12/17/20	BURNA010	BURNAFORD, ROBERT	postage/dues reimbursement	Open	313.21	0.00	
20001249	12/17/20	OWEN0010	OWEN, LITTLE & ASSOCIATES	Monthly Invoice	Open	400.00	0.00	
20001250	12/17/20	PEDRO010	PEDRONI FUEL COMPANY	Fuel Charges	Open	1,113.58	0.00	
20001251	12/17/20	ATLAN030	ATLANTIC CITY ELECTRIC	Monthly Invoice	Open	3,142.61	0.00	
20001252	12/17/20	ATLAN030	ATLANTIC CITY ELECTRIC	Monthly Invoices	Open	4,481.95	0.00	
20001253	12/17/20	JOHNN010	JOHNNY ON THE SPOT, LLC	Porta Potty Rental	Open	100.50	0.00	
20001254	12/18/20	VERIZ040	VERIZON WIRELESS MDTs	Police MDT's	Open	152.04	0.00	
20001255	12/19/20	OWEN0010	OWEN, LITTLE & ASSOCIATES	2020:13 - Engineer Review	Open	270.50	0.00	
20001256	12/19/20	OWEN0010	OWEN, LITTLE & ASSOCIATES	2020:14 - Engineer Review	Open	410.50	0.00	
20001257	12/19/20	OCHE0010	OC HEALTH DEPARTMENT	Animal facility services	Open	125.00	0.00	
20001258	12/19/20	OWEN0010	OWEN, LITTLE & ASSOCIATES	LUB Meeting Attendance - 12/17	Open	200.00	0.00	
20001259	12/19/20	OWEN0010	OWEN, LITTLE & ASSOCIATES	Monthly Invoices	Open	3,473.90	0.00	
20001260	12/19/20	DELAW030	DELAWARE VALLEY PAYROLL, INC.	Payroll Processing Services	Open	528.60	0.00	
20001261	12/19/20	SHORE030	SHORE CONNECTION INC	2019 Road - Cedars Ave Project	Open	114,162.40	0.00	
20001262	12/19/20	SHORE030	SHORE CONNECTION INC	2019 Road - Cedars Ave Project	Open	14,333.89	0.00	
20001267	12/19/20	GERKE020	GERKENS, KEVIN	Float Valve Reimbursement	Open	1,055.00	0.00	
20001271	12/19/20	JOSEP015	JOSEPH H ROBERTS INC.	Borough Hall HVAC	Open	6,900.00	0.00	
20001272	12/19/20	TOWNS030	TOWNSHIP OF STAFFORD	Construction Permits	Open	19,767.00	0.00	
20001273	12/21/20	PETER020	PETERSON, BONNIE R	Prosecutor December 2020	Open	550.00	0.00	
20001274	12/21/20	DALE0010	DALE, DAINA	Reimbursements - Indeed.com	Open	501.25	0.00	
20001275	12/21/20	FRAZE010	FRAZEE, STEVE	Eyeglass Reimbursement 2020	Open	221.00	0.00	
Total Purchase Orders:		81	Total P.O. Line Items:	0	Total List Amount:	660,008.07	Total Void Amount:	0.00

Totals by Year-Fund							
Fund Description	Fund	Budget Rcvd	Budget Held	Budget Total	Revenue Total	G/L Total	Total
Current Fund	0-01	492,957.94	0.00	492,957.94	0.00	0.00	492,957.94
Utility Operating	0-09	15,013.94	0.00	15,013.94	0.00	0.00	15,013.94
Year Total:		507,971.88	0.00	507,971.88	0.00	0.00	507,971.88
Current Fund	9-01	15,920.50	0.00	15,920.50	0.00	0.00	15,920.50
General Capital F	C-04	131,159.69	0.00	131,159.69	0.00	0.00	131,159.69
Trust Fund	T-17	4,956.00	0.00	4,956.00	0.00	0.00	4,956.00
Total of All Funds:		660,008.07	0.00	660,008.07	0.00	0.00	660,008.07

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

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type	
19-01090	12/17/19	GOLD0010	GOLD TYPE BUSINESS MACHINE INC LPR Processor	Open	8,046.16	0.00		
Total Purchase Orders:		1	Total P.O. Line Items:	0	Total List Amount:	8,046.16	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	9-01	8,046.16	0.00	8,046.16	0.00	0.00	8,046.16
Total of All Funds:		<u>8,046.16</u>	<u>0.00</u>	<u>8,046.16</u>	<u>0.00</u>	<u>0.00</u>	<u>8,046.16</u>

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 December 21, 2020 be paid upon verification by the Chief Financial Officer that sufficient funds are available for the payment of the same.

PASSED ON: December 21, 2020