

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. Commissioner Rice was present for the meeting via Zoom, Commissioner Gieger was on vacation and not able to attend.

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.

Motion to approve the minutes of the previous meeting held on February 2, 2024 was made by Commissioner Rice, seconded by Commissioner Imperiale. The motion was unanimously carried.

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

ORDINANCE #2024-03 FIRST 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

Mayor Imperiale explained that we are not spending the full \$900,000.00 from borough money alone. A grant in the amount of \$438,000.00 will be used to pay for Phase 2 of the project.

Motion to adopt: Commissioner Rice
Second: Mayor Imperiale

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

Fred Schragger, E. Salem Ave. asked to see figures of borough money already spent on Phase 1 of the project. Rebecca Wessler, who was present at the meeting answered that about \$975,000.00 has been spent, approximately \$485,000 of that was grant funding.

ORDINANCE #2024-04 FIRST 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

Mayor Imperiale stated although the two plus million-dollar amount seems like a lot, the project will be funded entirely by the County.

Motion to adopt: Commissioner Rice
Second: Mayor Imperiale

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

ORDINANCE #2024-05 FIRST 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

Mayor Imperiale stated funding is being slated for purpose of asbestos removal in underground pipes. Imperiale said the work must be done.

Motion to adopt: Commissioner Rice
 Second: Mayor Imperiale

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

ORDINANCE #2024-06 FIRST 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

Mayor Imperiale explained the ordinance was being updated due to rising costs for work to be done on the Well Project. Commissioner Rice added that the Well Project is being mandated by the State, it has been in the planning stage for a very long time. Long Beach Township will bear its portion of the cost associated with the project.

Motion to adopt: Commissioner Rice
 Second: Mayor Imperiale

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

ORDINANCE #2024-07 FIRST 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

Mayor Imperiale explained that funding was being dedicated towards bay flooding issues. Imperiale continued by stating that the sale of borough owned Essex lot will fund the project. The ordinance is being put into place to allow the borough to spend the money.

Motion to adopt: Commissioner Rice
 Second: Mayor Imperiale

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

ORDINANCE #2024-08 FIRST 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

Mayor Imperiale stated that a lot of updates are needed in Sunset Park. Funding from the sale of the Essex lot will help offset these costs to make necessary improvements.

Motion to adopt: Commissioner Rice
 Second: Mayor Imperiale

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

Fred Schragger, E. Salem Ave. asked if the Borough has estimated costs for Park updates. Mayor Imperiale answered that we are working on estimated at this time. Mr. Schragger also asked about engineering plans for the park, contracts and costs associated with the park project. Mayor Imperiale answered that our new Alternate Engineering Firm may be tasked with providing a plan, no agreements have been made as of yet.

Mr. Schragger stated that he and his wife have been told to stop doing any landscaping work in the park. Fred and Arlene Schragger organized a group of residents in 2023 who planted, pruned, and maintained landscaping around the borough including at the park. The group was made up entirely of resident volunteers. Mr. Schragger stated that Director of parks, Bill Montag and Commissioner Gieger told them to stop landscaping maintenance and that irrigation for the park will not be installed as previously planned.

Mayor Imperiale stated engineers need to provide a plan for the park before we know what work or projects will need to be done. Imperiale thanked Mr. Schragger for the work that he and the volunteer committee had done.

RESOLUTION: #2024-028

AMENDING SHARED SERVICES AGREEMENT FOR CONSTRUCTION CODE ENFORCEMENT SERVICES “SCHEDULES A, B & C” (Construction)

Motion to adopt: Commissioner Rice
 Second: Commissioner Imperiale

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

RESOLUTION: #2024-029

ESTABLISHING A TEMPORARY CAPITAL BUDGET FOR THE BOROUGH OF HARVEY CEDARS (Streetscape Phase 2)

Motion to adopt: Commissioner Rice
 Second: Commissioner Imperiale

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

RESOLUTION: #2024-030

ESTABLISHING A TEMPORARY CAPITAL BUDGET FOR THE BOROUGH OF HARVEY CEDARS (Beach Replenishment Project)

Motion to adopt: Commissioner Rice
 Second: Commissioner Imperiale

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

RESOLUTION: #2024-031

ESTABLISHING A TEMPORARY CAPITAL BUDGET FOR THE BOROUGH OF HARVEY CEDARS (Watermain Replacement and Repairs)

Motion to adopt: Commissioner Rice
 Second: Mayor Imperiale

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

RESOLUTION: #2024-032

ESTABLISHING A TEMPORARY CAPITAL BUDGET FOR THE BOROUGH

OF HARVEY CEDARS (Installation of a well and related improvements)

Motion to adopt: Commissioner Rice

Second: Mayor Imperiale

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

RESOLUTION: #2024-033

ESTABLISHING A TEMPORARY CAPITAL BUDGET FOR THE BOROUGH OF HARVEY CEDARS (Various Drainage and Stormwater Improvements)

Motion to adopt: Commissioner Rice

Second: Mayor Imperiale

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

RESOLUTION: #2024-034

ESTABLISHING A TEMPORARY CAPITAL BUDGET FOR THE BOROUGH OF HARVEY CEDARS (Various Park Improvements)

Motion to adopt: Commissioner Rice

Second: Mayor Imperiale

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

RESOLUTION: #2024-035 BILLS

Motion to approve the bills for payment: Commissioner Rice

Second: Mayor Imperiale

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

TOPICS OF INTEREST / COMMISSIONER REPORTS / PRIVILEGE OF THE FLOOR –

Mr. Schragger asked if he was allowed to see copies of the bills paid by the Borough. The Clerk and CFO both stated that the bill list and any requested bills are available for viewing. Mr. Schragger requested to have a copy of the bill list for every meeting going forward.

Commissioner Rice stated that work continues on the budget. Rice anticipates just a few more meeting before the Borough can introduce a budget for 2024. Mayor Imperiale stated that the budget planning process has been going extremely smooth this year, he thanked Commissioner Rice and Rebecca Wessler for the smooth process.

Mr. Robert Budlow expressed his satisfaction of the high bid amount for the Essex Lot. Budlow followed-up by stating that he liked the conditions of Ordinance #2024-01 and requirements for the bidder, placing the costs of the sale on the buyer instead of the Borough.

Mr. Schragger stated his neighbors are not happy about beach end fencing (street-end barricades) being taken down within days of the new Commissioners being sworn in as the new Governing Body, he believes that the residents should have been noticed.

Motion to adjourn: Commissioner Rice

Second: Mayor Imperiale

Meeting adjourned at 4:52pm.

John M. Imperiale, Mayor

Joseph F. Gieger, Commissioner

Paul G. Rice, Commissioner

Anna Grimste, Municipal Clerk

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.

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 **February 16, 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 **March 18, 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.

Anna Grimste, Municipal Clerk

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.

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 **February 16, 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 **March 18, 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.

Anna Grimste, Municipal Clerk

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.

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 **February 16, 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 **March 18, 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.

Anna Grimste, Municipal Clerk

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.

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 **February 16, 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 **March 18, 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.

Anna Grimste, Municipal Clerk

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.

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 **February 16, 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 **March 18, 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.

Anna Grimste, Municipal Clerk

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.

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 **February 16, 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 **March 18, 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.

Anna Grimste, Municipal Clerk

RESOLUTION #2024-028

**AMENDING SHARED SERVICES AGREEMENT FOR CONSTRUCTION CODE
ENFORCEMENT SERVICES “SCHEDULES A, B & 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, amendments to Schedules A, B and 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 Schedules A, B and C are hereby approved, effective January 1, 2024.

BE IT FURTHER RESOLVED that copies of this resolution with the Schedules 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: February 16, 2024

SCHEDULE A

Updated 2024

Construction Code Official
Building Subcode Official
Sean MacCotter

Building Inspector
Robin Young

Technical Assistant to the Construction Office
Monica Johnson

SCHEDULE B

WEEKLY SCHEDULE

Amended 2024

A. Construction Official

Monday	Tuesday	Wednesday	Thursday	Friday
BH (8 hrs.)	SC (4.5 hrs.)	BH (4.5 hrs.)	SC (4.5 hrs.)	BH (4.5 hrs.)
	BL (3.5 hrs.)	HC (3.5 hrs.)	BL (3.5 hrs.)	HC (3.5 hrs.)

Morning Shift: 8:00am -12:30pm
 Afternoon Shift: 12:30pm – 4:00pm

B. Building Inspector

Monday	Tuesday	Wednesday	Thursday	Friday
	SC (3.5 hrs.)	BH (3.5 hrs.)		
	BL (3.5hrs.)	HC (3.5hrs.)		

Morning Shift: 9:00am -12:30pm
 Afternoon Shift: 12:30pm – 4:00pm

C. Technical Assistant to the Construction Office

Monday	Tuesday	Wednesday	Thursday	Friday
BH (7 hrs.)	BH (7 hrs.)	BH (7 hrs.)	BH (7 hrs.)	BH (7 hrs.)

SCHEDULE C

Amended 2024

1. Barnegat Light

2022	2023	2024	2025	2026
\$39,000 (\$9,750/qtr.)	\$40,500 (\$10,125/qtr.)	\$41,310 (\$10,327.50/qtr.)	\$42,136 (\$10,534/qtr.)	\$42,979 (\$10,744.75/qtr.)

2. Harvey Cedars

2022	2023	2024	2025	2026
\$39,000 (\$9,750/qtr.)	\$40,500 (\$10,125/qtr.)	\$41,310 (\$10,327.50/qtr.)	\$42,136 (\$10,534/qtr.)	\$42,979 (\$10,744.75/qtr.)

3. Surf City

2022	2023	2024	2025	2026
\$50,000 (\$12,500/qtr.)	\$52,000 (\$13,000/qtr.)	\$53,040 (\$13,260/qtr.)	\$54,101 (\$13,525.25/qtr.)	\$55,183 (\$13,795.75/qtr.)

4. Beach Haven

2022	2023	2024	2025	2026
\$140,000 (\$35,000/qtr.)	\$146,000 (\$36,500/qtr.)	\$148,920 (\$37,230/qtr.)	\$151,898 (\$37,974.50/qtr.)	\$154,936 (\$38,734/qtr.)

RESOLUTION #2024-029

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

WHEREAS, the Borough of Harvey Cedars is introducing a Bond Ordinance to provide for the improvements of the downtown business district Streetscape Phase 2; 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: Improvements of the Downtown Business District Streetscape Phase 2

Estimated Total Cost: \$900,000.00

Debt Authorized: \$900,000.00

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

Motion to adopt: Commissioner Rice

Second: Commissioner Imperiale

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

PASSED ON: February 16, 2024

RESOLUTION #2024-030

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

WHEREAS, the Borough of Harvey Cedars is introducing a Bond Ordinance to provide for the Borough’s share of the Beach Replenishment Project; 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: Improvements of the Beach Replenishment Project

Estimated Total Cost: \$2,800,000.00

Debt Authorized: \$2,660,000.00

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

Motion to adopt: Commissioner Rice

Second: Commissioner Imperiale

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

PASSED ON: February 16, 2024

RESOLUTION #2024-031

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

WHEREAS, the Borough of Harvey Cedars is introducing a Bond Ordinance to provide for Watermain Replacement and Repairs in the Borough; 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: Watermain Replacement and Repairs

Estimated Total Cost: \$975,000.00

Debt Authorized: \$975,000.00

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

Motion to adopt: Commissioner Rice

Second: Mayor Imperiale

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

PASSED ON: February 16, 2024

RESOLUTION #2024-032

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

WHEREAS, the Borough of Harvey Cedars is introducing a Bond Ordinance to provide for the installation of a well and related improvements; 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: Installation of a well and related improvements

Estimated Total Cost: \$3,325,000.00

Debt Authorized: \$1,500,000.00

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

Motion to adopt: Commissioner Rice

Second: Mayor Imperiale

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

PASSED ON: February 16, 2024

RESOLUTION #2024-033

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

WHEREAS, the Borough of Harvey Cedars is introducing a Bond Ordinance to provide for various drainage and stormwater improvements; 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: Various Drainage and Stormwater Improvements

Estimated Total Cost: \$250,000.00

Debt Authorized: \$237,500.00

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

Motion to adopt: Commissioner Rice

Second: Mayor Imperiale

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

PASSED ON: February 16, 2024

RESOLUTION #2024-034

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

WHEREAS, the Borough of Harvey Cedars is introducing a Bond Ordinance to provide for various park improvements; 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: Various Park Improvements

Estimated Total Cost: \$750,000.00

Debt Authorized: \$712,500.00

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

Motion to adopt: Commissioner Rice

Second: Mayor Imperiale

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

PASSED ON: February 16, 2024

RESOLUTION #2024-035

February 16, 2024
01:48 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	AWISCO05 AWISCO NJ LLC	oxygen and acetylene rental	Open	68.11	0.00	
23-00468	05/02/23	DRAEG010 DRAEGER, INC	Alcotest	Open	19,305.00	0.00	
23-00666	06/19/23	SREG0020 S REGIONAL BOARD OF EDUCATION	2023-2024 Reg. School Taxes	Open	212,453.58	0.00	B
23-00895	08/15/23	NESTL005 NESTLE WATERS NORTH AMERICAN	monthly water	Open	16.49	0.00	
23-01043	09/20/23	ONEC0010 ONE CALL CONCEPTS INC	monthly markouts	Open	51.47	0.00	
23-01199	11/13/23	STOF0020 STATE TOXICOLOGY LABORATORY	Tirella Drug Test	Open	45.00	0.00	
23-01296	12/11/23	ACSH0010 AC SHULTES, INC.	booster pump	Open	11,856.00	0.00	
23-01298	12/11/23	HOME0010 HOME DEPOT/GECF	boro hall rehab	Open	644.33	0.00	
23-01306	12/12/23	POWER005 POWER EQUIPMENT CORPORATION	Yearly Generator Maintenance	Open	1,725.00	0.00	
24-00026	01/09/24	NJPLA005 NJ PLANNING OFFICIALS	Course Manual for New Members	Open	81.60	0.00	
24-00042	01/09/24	MROZI005 MROZINSKI, BENJAMIN	Unity FAST Optic Riser	Open	105.00	0.00	
24-00072	01/17/24	ATLAN105 ATLANTIC PRINTING & DESIGN	Gieger & Rice business cards	Open	278.00	0.00	
24-00081	01/19/24	SHIN005 SHI INTERNATIONAL CORP	Google Archiver license	Open	21.68	0.00	
24-00085	01/19/24	DANDR005 D'ANDREA, NICHOLAS	Equipment	Open	59.00	0.00	
24-00089	01/19/24	HOME0010 HOME DEPOT/GECF	shop supplies	Open	334.34	0.00	
24-00096	01/22/24	COWLE005 COWLEYS BUG OUT PEST CONTROL	Geese control sunset park	Open	3,395.00	0.00	
24-00098	01/22/24	BEACH050 BEACH HAVEN AUTOMOTIVE, INC	vehicle maintenance	Open	98.49	0.00	
24-00103	01/24/24	BRICK010 BRICKS R US, INC	Park Brick Project	Open	677.00	0.00	
24-00123	02/01/24	MCCAR005 MCCARTHY TIRE COMPANY OF PHILA	tires and tire removal	Open	1,125.00	0.00	
24-00129	02/01/24	AMAZO005 AMAZON CAPITAL SERVICES, INC	CFold Towels	Open	147.93	0.00	
24-00130	02/01/24	AMAZO005 AMAZON CAPITAL SERVICES, INC	Office Supplies	Open	9.90	0.00	
24-00139	02/05/24	BEACH050 BEACH HAVEN AUTOMOTIVE, INC	police car maintenance	Open	477.05	0.00	
24-00140	02/05/24	BEACH050 BEACH HAVEN AUTOMOTIVE, INC	shop supplies	Open	700.96	0.00	
24-00141	02/05/24	AMAZO005 AMAZON CAPITAL SERVICES, INC	Cedar Wash	Open	80.54	0.00	
24-00142	02/05/24	COMCA010 COMCAST CABLE	Monthly Invoice - w&s Charges	Open	207.37	0.00	
24-00143	02/06/24	BOROU020 BOROUGH OF SHIP BOTTOM	Traffic Control Detail	Open	400.00	0.00	
24-00144	02/06/24	LISIE005 LISIEWSKI, CHRISTINE	CTC Exam - Mileage, Cert, Fee	Open	180.98	0.00	
24-00147	02/06/24	MANAH010 MANAHAWKIN MAGIC WASH	vehicle wash	Open	24.00	0.00	
24-00148	02/06/24	OCPO0010 OC POLICE TRAFFIC SAFETY	2024 Renewal	Open	40.00	0.00	
24-00149	02/06/24	NJSAC010 NJSACOP	2024 Membership Dues	Open	275.00	0.00	
24-00150	02/06/24	GOLD0010 GOLD TYPE BUSINESS MACHINE INC	INFO Annual Renewal	Open	1,312.50	0.00	
24-00151	02/06/24	WAYBE005 WAYBEST LLC	Cleaners	Open	141.00	0.00	
24-00154	02/06/24	AMERIO70 AMERICAN WEAR, INC.	monthly uniform rental	Open	336.00	0.00	
24-00155	02/07/24	MAGEL010 LINE SYSTEMS	January Telesystem Bill	Open	1,431.55	0.00	
24-00156	02/07/24	AMAOC010 AMAOC	2024 DUES	Open	200.00	0.00	
24-00157	02/07/24	TUCKE010 TUCKERTON LUMBER COMPANY	Borough Hall Rehab	Open	739.60	0.00	
24-00158	02/07/24	HOMBE005 HOMBERG, MICHELLE	Milelaga Reimbursement	Open	55.50	0.00	
24-00159	02/08/24	HOLMA010 HOLMAN FRENIA ALLISON PC	2024 Audit Services	Open	1,000.00	0.00	
24-00161	02/08/24	STOF0010 ST OF NJ - PWT DIV OF TAXATION	Quarterly tax adjustment	Open	366.75	0.00	
24-00162	02/09/24	AMAZO005 AMAZON CAPITAL SERVICES, INC	Office Supplies	Open	289.98	0.00	
24-00163	02/09/24	NASPI005 NASP/IASP, INC	Hazmat Emergency Response	Open	115.00	0.00	
24-00164	02/12/24	HOME0010 HOME DEPOT/GECF	boro hall rehab	Open	616.87	0.00	
24-00165	02/12/24	BURNA010 BURNAFORD, ROBERT	Postage - Urine Drop off	Open	80.91	0.00	
24-00167	02/12/24	MEADO020 MEADOWBROOK INDUSTRIES LLC	January Trash & Recycling	Open	29,765.96	0.00	
24-00169	02/12/24	ERSKI005 ERSKINE, LISA A.	Borough Hall Cleaning	Open	1,000.00	0.00	
24-00170	02/12/24	RUTGE020 RUTGERS THE STATE UNIVERSITY	Course Reg. - C Lisiewski	Open	944.00	0.00	
24-00172	02/13/24	NESTL005 NESTLE WATERS NORTH AMERICAN	water Delivery	Open	142.39	0.00	
24-00173	02/13/24	SHIN005 SHI INTERNATIONAL CORP	Google License	Open	21.68	0.00	

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type	
24-00175	02/13/24	VERIZ030	VERIZON WIRELESS - CELL	Police Cell Phones	Open	401.93	0.00	
24-00179	02/15/24	TENNA005	TENNANT MAGEE LAW	Legal Services - January 2024	Open	3,487.90	0.00	
24-00180	02/16/24	OCMA0010	OC MAYOR'S ASSN	OC Mayor's Meeting - March	Open	20.00	0.00	
24-00181	02/16/24	TWPO0010	TWP OF STAFFORD	January Animal Control	Open	269.00	0.00	
24-00182	02/16/24	SHORE020	SHORE BUSINESS SOLUTIONS	Copier Maintenance Fees	Open	413.82	0.00	
24-00183	02/16/24	CENTR035	CENTRAL JERSEY HEALTH INS FUND	Premium - March 2024	Open	2,422.00	0.00	
24-00184	02/16/24	SANDP010	SANDPAPER	Essex Lot Sale Ad	Open	342.00	0.00	
24-00185	02/16/24	GANNE010	GANNETT NEW JERSEY NEWSPAPERS	Monthly Advertising - January	Open	213.78	0.00	
24-00186	02/16/24	OWEN0010	OWEN, LITTLE & ASSOCIATES	Monthly Invoice	Open	400.00	0.00	
24-00187	02/16/24	NJNA0020	NJ NATURAL GAS	Monthly Invoice -	Open	908.66	0.00	
24-00188	02/16/24	NJNA0020	NJ NATURAL GAS	Monthly Invoice -	Open	2,266.30	0.00	
24-00189	02/16/24	CREAT020	CREATIVE MANAGEMENT INC	Fuel Invoices	Open	1,065.73	0.00	
24-00190	02/16/24	CREAT020	CREATIVE MANAGEMENT INC	Fuel Invoices	Open	980.10	0.00	
24-00191	02/16/24	ATLAN030	ATLANTIC CITY ELECTRIC	Electric - Current Charges	Open	5,612.96	0.00	
24-00192	02/16/24	ATLAN030	ATLANTIC CITY ELECTRIC	Electric - W&S Charges	Open	3,036.90	0.00	
24-00193	02/16/24	OCMU0010	OCEAN MUNICIPAL JOINT INS FUND	2024 1st Installment	Open	83,534.00	0.00	
24-00194	02/16/24	SELEC010	SELECTIVE INSURANCE	Flood Insurance 2024	Open	15,165.00	0.00	
Total Purchase Orders:		65	Total P.O. Line Items:	0	Total List Amount:	413,983.59	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	234,001.49	0.00	234,001.49	0.00	0.00	234,001.49
Utility Operating	3-09	13,648.96	0.00	13,648.96	0.00	0.00	13,648.96
Year Total:		247,650.45	0.00	247,650.45	0.00	0.00	247,650.45
Current Fund	4-01	113,089.78	0.00	113,089.78	0.00	0.00	113,089.78
Utility Operating	4-09	51,766.36	0.00	51,766.36	0.00	0.00	51,766.36
Year Total:		164,856.14	0.00	164,856.14	0.00	0.00	164,856.14
Trust Fund	T-17	1,477.00	0.00	1,477.00	0.00	0.00	1,477.00
Total of All Funds:		413,983.59	0.00	413,983.59	0.00	0.00	413,983.59

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 February 16, 2024 be paid upon verification by the Chief Financial Officer that sufficient funds are available for the payment of the same.

PASSED ON: February 16, 2024