

The regular meeting of the Board of Commissioners of the Borough of Harvey Cedars, NJ was called to order by Mayor Oldham at 4:30pm. Commissioners Imperiale and Rice were present.

The Mayor asked all to rise for the Pledge of Allegiance.

Pursuant to the applicable portions of the New Jersey Open Public Meetings Act, adequate notice of this meeting has been given. The schedule of this meeting of the Board of Commissioners of the Borough of Harvey Cedars is listed in the notice of meetings posted on the bulletin board located in the Borough Hall and the Borough's website and was published on January 9, 2020 in the Beach Haven Times and the Asbury Park Press.

Motion to approve the minutes of the previous meeting held on July 6, 2020 was made by Commissioner Imperiale, seconded by Commissioner Rice.

The Mayor read the following ordinance by title and number and stated that proof of publication is on hand and the ordinance has been posted.

ORDINANCE #2020-11 SECOND READING

AN ORDINANCE OF THE BOROUGH OF HARVEY CEDARS AMENDING AND SUPPLEMENTING CHAPTER 8 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF HARVEY CEDARS, 1975, ENTITLED "TRAFFIC" AS IT PERTAINS TO TRAILERS AND RECREATIONAL VEHICLES

Commissioner Imperiale stated the issue is that people are living in trailers in Harvey Cedars, the ordinances are not clear, and this ordinance will clarify that one cannot live in a trailer. The Mayor stated it was always his understanding that one could not live or stay in trailers; there is an ordinance for no sleeping in vehicles, this is something that needed clarification.

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

Mr. Jim Fritz, 82nd Street, stated he thought from the last meeting this would be tabled until October. Commissioner Imperiale explained what was decided was, as with the other businesses in town, to have that business come in with an application to use that space; rather than table the ordinance until then, it will be enacted now and allow the business to come in with an application to use that space for this summer.

Robert Rue, Esq., on behalf of 7806 Condominiums, stated Mr. Appleby retained him to appear and express his full support for the ordinance, as majority owners of the property they are affected by this issue; as per the July 13th letter sent to the Board, they are 100% in favor of this ordinance and wish not to burden their property with a spot being taken up in an inappropriate fashion, they want it available for the tenants to run the business as it was planned originally in accordance with the municipal ordinances and regulations; his clients are in favor of this ordinance and want to make that very well known to the Board.

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

Motion to adopt: Commissioner Imperiale
Second: Commissioner Rice

Vote: Ayes – Oldham, Rice, Imperiale

A copy of the full ordinance as adopted is filed in the ordinance book.

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

RESOLUTION #2020-076:

AUTHORIZING EXECUTION OF THE OCEAN COUNTY CARES PROGRAM AGREEMENT WITH THE COUNTY OF OCEAN FOR REIMBURSEMENT OF COVID-19 RELATED EXPENSES

Motion to adopt: Commissioner Rice

Second: Commissioner Imperiale

RESOLUTION #2020-077: Bills

Motion to approve the bills for payment: Commissioner Rice

Second: Commissioner Imperiale

Public Property Usage requests:

1. **10th Birthday Party – Sunset Park**

Request by Colleen Flesher to use Sunset Park for a 10th birthday party and outdoor movie on Saturday, August 29, 2020 from 7:30pm to 11:00pm. Inflatable movie screen near gazebo and electrical outlet, kid-friendly movie after sunset, less than 25 people, socially distant lawn chairs. After some discussion regarding the end time, motion was made by Commissioner Rice to approve the request with the condition of the movie to be concluded by 9:30pm, seconded by Commissioner Imperiale.

2. **Wedding Ceremony – 80th Street Beach**

A motion was made by Commissioner Imperiale, seconded by Commissioner Rice, to approve the request by Jeanne Mergenthaler to have a wedding ceremony on the 80th Street beach on Sunday, July 26, 2020 at 5:00pm. 20 people walking to beach for ceremony.

3. **NSSA Surf Contests – Hudson Ave. Beach**

A motion was made by Commissioner Imperiale, seconded by Commissioner Rice, to approve the request by Randy Townsend and the NSSA to hold small surfing competitions at Hudson Ave. beach on Sunday, July 26 and Sunday, August 2, 2020 from 8:00am to noon. 50 people expected and will comply with Covid guidelines.

4. **Fishing Tournament - Beach**

A motion was made by Commissioner Rice, seconded by Commissioner Imperiale, to approve the request by LBI Fishing Club to use the beach for their 74th Annual World Series of Surf Fishing Invitational Tournament on Saturday, September 26, 2020 from 6:30am to 1pm.

5. **Lifeguard Tournament – Hudson Ave. Beach**

A motion was made by Commissioner Imperiale, seconded by Commissioner Rice, to approve the request by Randy Townsend and the Beach Patrol to have the Lifeguard Tournament at the Hudson Ave. beach on August 3, 4, 5, 6, & 7 from 6pm to 8pm.

(Clerk's note: Items 3, 4 & 5 were eventually cancelled by each organization due to the pandemic and social distancing issues.)

RESOLUTION #2020-078:

MAYOR'S APPOINTMENTS TO THE LAND USE BOARD

Mayor Jonathan Oldham appointed Craig Coddington to the Harvey Cedars Land Use Board and the appointment was confirmed by Commissioners Imperiale and Rice. Attached hereto is the full resolution appointing Mr. Coddington as an Alternate Member and reappointing Kathy Sheplin as a Regular Member from an Alternate.

PRIVILEGE OF THE FLOOR –

Carol Sziklay, Suffolk Place, requested the snow fence to be fixed at the 68th Street beach entrance, she said it is a wreck. The Mayor stated he will take a look at it.

Ms. Sziklay voiced her discontent about the pickleball rates in Harvey Cedars. She discussed with the Board the way the game is setup for play and how other towns require only a beach badge to play; it is more of a pickup and social game, people rotate in when needed; since

reservations are needed in Harvey Cedars she has been unsuccessful in finding people to play with; she said she paid for 7 weeks of time, and 2 of them have been rained out; she suggested the Mayor to visit Barnegat Light and Ship Bottom to see how active the pickleball courts are in the morning while Harvey Cedars' courts are not active; there is no need to make reservations for the courts; she said it would have been a wonderful way to meet local Harvey Cedars people but she can't because she has to sign up with 3 other people.

The Mayor stated he believes refunds are issued for rain days, and asked Commissioner Rice to take a ride to the other towns. He concluded that the fees will be revisited after this season since there were and are paid reservations already made for this season.

Ms. Sziklay commented that she does not want Chris Vernon in this town whether it involves a big or little piece of property; he is trouble.

Patrick Greber, East 80th Street, stated something must be done with the parking on East 80th Street; the rental properties are the issue, they park as many cars as they can on their lot, forcing other driveways to be blocked; there is an ordinance (designating the size of driveways) but there must be a way to enforce it. The Mayor stated the problem is that 18' driveways have not been forced on people to designate; not a popular issue; need the assistance of the Taxpayers Association; if there are frequent offenders there may be something to address. Commissioner Imperiale stated he and the Police Chief will meet and look at the street. The Chief stated the hardship of enforcing the 18' is that the driveways are not clearly marked; the Chief reminded all not to be confrontational with anyone, and to call the Police to handle any parking issues.

Craig Coddington, West 80th Street, stated due to the pandemic, the new issue is that the restaurant parking lots are closed and the employees are taking up parking spaces on 80th Street. The Mayor stated that was a decision (closing parking lots) the Board made to try to help the restaurants this season; an option is to allow parking across from the fire house.

Barbara Lehman, Long Beach Blvd., stated she attempted to go to the beach at 80th Street, but could not park in the handicap spot due to the bicycles in it. She said she called the police who helped her move some of them; she attempted to use the walkway but she said it wasn't groomed, it was soft sand and in terrible condition. She asked to reconsider having the Gator for those who are handicapped, otherwise it's impossible for her and others to make it to the beach. Commissioner Imperiale stated that he, the Police Chief and Lifeguard Chief talk every week to go over the schedules and work load, and review if it is time to have the program (UTV) again; he said it will be decided this week. Ms. Lehman reaffirmed that if the paths were good it would be fine; the Mayor said that he was told they were groomed, but he will definitely take a look at it. Commissioner Imperiale reaffirmed the program will be revisited and asked Ms. Lehman to email him for a response.

Jim Fritz, 82nd Street, stated the Taxpayers' meeting is this Saturday; some of the things to be discussed will be the placement of mailboxes and the trash cans. The Mayor commented to Mr. Fritz the rest of the mats were placed on the walkovers, but Mr. Fritz responded he had not noticed.

The Board recapped what each Commissioner will do:

- the Mayor will check 68th Street dune fencing and the 80th Street handicap ramp;
- Commissioner Imperiale will look at 80th Street parking and the beach access vehicle program; and
- Commissioner Rice will look at the pickleball courts in Barnegat Light and Ship Bottom.

The Mayor stated it was nice to have the meeting in person with everyone.

Motion to adjourn: Commissioner Imperiale
Second: Commissioner Rice

Meeting adjourned at 5:02pm.

RESOLUTION #2020-076

**AUTHORIZING EXECUTION OF THE OCEAN COUNTY CARES PROGRAM
AGREEMENT WITH THE COUNTY OF OCEAN FOR REIMBURSEMENT OF
COVID-19 RELATED EXPENSES**

WHEREAS on March 27, 2020 the Coronavirus Aid Relief and Economic Security Act (“CARES Act”) was signed by President Donald J. Trump in order to combat the economic damage caused to states, counties, and municipalities due to the COVID-19 pandemic; and

WHEREAS the County of Ocean has received CARES Act funds from the United States Treasury (the “Stimulus Funds”) to be used to reimburse the County, County Agencies, and Municipalities located within Ocean County due to economic damage caused to them by the Coronavirus; and

WHEREAS the Ocean County Board of Chosen Freeholders has determined that it is in the best interest of the citizens of the County to dedicate a portion of the funding to reimburse Municipalities for COVID-19 related costs and expenses through its OCCARES Grant program; and

WHEREAS the Borough of Harvey Cedars desires to enter into an agreement with the County of Ocean for reimbursement of COVID-19 related expenses.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF HARVEY CEDARS, STATE OF NEW JERSEY that the Mayor and the Municipal Clerk are hereby authorized to execute an agreement with the County of Ocean for the reimbursement of eligible COVID-19 expenses as per the agreement on file in the office of the Municipal Clerk.

PASSED ON: July 20, 2020

RESOLUTION #2020-077

July 20, 2020
01:54 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
19-00805	09/06/19	ATHLE010	ATHLETIC SPORTS SURFACES LLC	Pickleball Court	Open	9,820.00	0.00
19-00817	09/11/19	ONEC0010	ONE CALL CONCEPTS INC	mark outs	Open	41.57	0.00 B
20000025	01/09/20	GSACC005	THE AUTO PARTS CONNECTION	Veh maintenance Sts&Rds	Open	123.62	0.00 B
20000219	02/28/20	GSACC005	THE AUTO PARTS CONNECTION	police vehicle repairs	Open	14.63	0.00 B
20000258	03/13/20	GSACC005	THE AUTO PARTS CONNECTION	Tru Blend Fuel for 2 Strokes	Open	165.56	0.00 B
20000295	03/24/20	AGRAE005	AGRA ENVIRONMENTAL, INC	Monthly Samples	Open	25.00	0.00 B
20000345	04/09/20	BEACH050	BEACH HAVEN AUTOMOTIVE, INC	tools and shop supplies	Open	35.35	0.00 B
20000359	04/14/20	MIRAC010	MIRACLE CHEMICAL COMPANY	Chlorine for water plants	Open	729.88	0.00 B
20000510	06/04/20	WATCH005	WATCHUNG SPRING WATER CO, INC.	Water Delivery	Open	114.89	0.00 B
20000535	06/15/20	MARIN030	MARINE RESCUE PRODUCTS, INC	equipment	Open	275.50	0.00
20000540	06/15/20	OXYGE010	OXYGEN SUPPLY COMPANY	oxygen & acetylene rental	Open	49.00	0.00 B
20000541	06/15/20	BEACH050	BEACH HAVEN AUTOMOTIVE, INC	Sts & Rds vehicles	Open	240.47	0.00 B
20000543	06/15/20	ONEC0010	ONE CALL CONCEPTS INC	mark outs	Open	85.34	0.00 B
20000544	06/15/20	GARDE030	GARDEN STATE HIGHWAY PRODUCTS	Dock Closed Sign	Open	97.00	0.00
20000552	06/15/20	SREG0020	S REGIONAL BOARD OF EDUCATION	2020-2021 Reg. School Taxes	Open	237,433.17	0.00 B
20000577	06/23/20	JOHNN010	JOHNNY ON THE SPOT, LLC	Porta potty rental	Open	585.00	0.00 B
20000587	06/24/20	MGLF0010	MGL FORMS-SYSTEMS	Minute book paper & water bill	Open	488.00	0.00
20000594	06/25/20	PCSL005	PCS, LLC	Monthly Invoice	Open	47.42	0.00
20000599	06/26/20	AMAZO005	AMAZON CAPITAL SERVICES, INC	LIT PPE	Open	896.18	0.00
20000600	06/29/20	AMAZO005	AMAZON CAPITAL SERVICES, INC	Sharps Container	Open	20.94	0.00
20000612	06/30/20	ZWUSA005	ZW USA, INC.	Badge Checker Face Masks	Open	223.79	0.00
20000629	07/01/20	AMAZO005	AMAZON CAPITAL SERVICES, INC	Heavy Duty Scale	Open	34.50	0.00
20000655	07/07/20	PROFE010	PROFESSIONAL PEST CONTROL	Ants in the borough hall	Open	350.00	0.00
20000656	07/07/20	AMAZO005	AMAZON CAPITAL SERVICES, INC	Handicap Access Borough Hall	Open	46.19	0.00
20000658	07/07/20	QUILL010	QUILL CORPORATION	Beach Badge Booth Supplies	Open	27.87	0.00
20000659	07/07/20	DECHA005	DESCHAMPS MATS SYSTEMS, INC	Beach Mats	Open	38,287.72	0.00
20000660	07/07/20	COMCA010	COMCAST CABLE	Monthly Invoice	Open	9.96	0.00
20000661	07/07/20	KONOP005	KONOPACKI, ELIZABETH	Table & Chair Refund	Open	12.50	0.00
20000664	07/07/20	TREAS020	TREAS.STATE OF NJ-DEPT TREAS	2020 Annual Stormwater Permit	Open	600.00	0.00
20000665	07/07/20	LISIE005	LISIEWSKI, CHRISTINE	Zoom Premium - LUB	Open	15.98	0.00
20000666	07/07/20	AMAZO005	AMAZON CAPITAL SERVICES, INC	Mrozinski Clothing Allowance	Open	62.95	0.00
20000667	07/07/20	HOLMA010	HOLMAN FRENIA ALLISON PC	Consulting	Open	1,250.00	0.00
20000669	07/08/20	WATER020	WATER WORKS SUPPLY COMPANY	Itron 100W replacement erts	Open	3,960.00	0.00
20000675	07/08/20	AMAZO005	AMAZON CAPITAL SERVICES, INC	Polaris	Open	209.99	0.00
20000676	07/08/20	AMAZO005	AMAZON CAPITAL SERVICES, INC	Copy Paper	Open	55.98	0.00
20000677	07/08/20	VANRY005	VAN RYZIN, GEORGIA	Arts Festival Refund	Open	80.00	0.00
20000678	07/08/20	DEPIN005	DEPINO, PATRICIA	Craft Day Refund	Open	75.00	0.00
20000679	07/08/20	JAMES010	JAMES, AMY	Arts Festival Refund	Open	80.00	0.00
20000680	07/08/20	STefa005	STEFANI, GLEN & VIRGINIA	LUB 2019-09 Refund Escrow	Open	4.50	0.00
20000681	07/08/20	MALAT005	MALATESTA, SCOTT & HELENE	LUB 2019-10 Refund Escrow	Open	105.00	0.00
20000682	07/09/20	MEADO020	MEADOWBROOK INDUSTRIES LLC	May Trash & Recycling	Open	19,484.90	0.00
20000683	07/09/20	MEADO020	MEADOWBROOK INDUSTRIES LLC	June Trash & Recycling	Open	19,974.01	0.00
20000684	07/10/20	LANGU005	LANGUAGE SERVICES ASSOCIATES,	Telephonic Charges	Open	12.00	0.00
20000690	07/10/20	STOF0010	ST OF NJ - PWT DIV OF TAXATION	2nd Qtr 2020 Water Tax	Open	107.47	0.00
20000691	07/13/20	DELA030	DELAWARE VALLEY PAYROLL, INC.	Payroll Processing Services	Open	513.15	0.00
20000692	07/13/20	VERIZ030	VERIZON WIRELESS - CELL	Police Cell Phones	Open	651.79	0.00
20000699	07/15/20	ATLAN030	ATLANTIC CITY ELECTRIC	July - Electric Water Charges	Open	6,179.45	0.00
20000700	07/15/20	ATLAN030	ATLANTIC CITY ELECTRIC	July - Current Water Charges	Open	4,910.92	0.00
20000702	07/16/20	LACEY005	LACEY COURIER & TRANSPORTATION	June Courier Service	Open	316.29	0.00
20000704	07/16/20	BUCCE005	BUCCELLA, SANDY	Craft Day Refund Difference	Open	20.00	0.00

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
20000705	07/16/20	TAYAN005 TAYAN, TRACY	Arts Festival/Craft Day Refund	Open	155.00	0.00	
20000706	07/16/20	SHORE020 SHORE BUSINESS SOLUTIONS	Copier Maintenance Fees	Open	169.21	0.00	
20000707	07/16/20	HIERI010 HIERING, GANNON & MC KENNA	June legal fees	Open	1,039.27	0.00	
20000708	07/16/20	TWPO0010 TWP OF STAFFORD	June Animal Control	Open	367.00	0.00	
20000709	07/16/20	NJST0020 NJ STATE LEAGUE OF MUNI	Magazine subscription 2020	Open	25.00	0.00	
20000710	07/16/20	KELAH005 KELAHER, VAN DYKE & MORIARTY	Special Prosecutor	Open	874.50	0.00	
20000711	07/16/20	GLUCK005 GLUCK & ALLEN, LLC	Special Legal Services	Open	1,278.75	0.00	
20000713	07/17/20	SHORE030 SHORE CONNECTION INC	2020 water Main Replacement	Open	57,508.31	0.00	
20000714	07/17/20	OWEN0010 OWEN, LITTLE & ASSOCIATES	Monthly Invoices	Open	16,393.78	0.00	
20000716	07/18/20	OWEN0010 OWEN, LITTLE & ASSOCIATES	2020:08 - Engineer Review	Open	321.00	0.00	
20000718	07/20/20	PEDRO010 PEDRONI FUEL COMPANY	Fuel Charges	Open	931.62	0.00	
20000719	07/20/20	OWEN0010 OWEN, LITTLE & ASSOCIATES	Monthly Invoices	Open	400.00	0.00	
20000721	07/20/20	JOSEP015 JOSEPH H ROBERTS INC.	HVAC Repair	Open	1,252.00	0.00	
20000722	07/20/20	GRUND005 GRUNDTISCH, DANIEL	Equipment reimbursement	Open	221.87	0.00	
20000723	07/20/20	CENTR035 CENTRAL JERSEY HEALTH INS FUND	August Premium	Open	1,937.00	0.00	

Total Purchase Orders: 65 Total P.O. Line Items: 0 Total List Amount: 431,824.74 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	295,763.23	0.00	295,763.23	0.00	0.00	295,763.23
Utility Operating	0-09	13,091.82	0.00	13,091.82	0.00	0.00	13,091.82
Year Total:		308,855.05	0.00	308,855.05	0.00	0.00	308,855.05
Current Fund	9-01	9,844.91	0.00	9,844.91	0.00	0.00	9,844.91
Utility Operating	9-09	41.57	0.00	41.57	0.00	0.00	41.57
Year Total:		9,886.48	0.00	9,886.48	0.00	0.00	9,886.48
General Capital F	C-04	38,467.72	0.00	38,467.72	0.00	0.00	38,467.72
Utility Capital F	C-08	72,466.31	0.00	72,466.31	0.00	0.00	72,466.31
Year Total:		110,934.03	0.00	110,934.03	0.00	0.00	110,934.03
Trust Fund	T-17	2,149.18	0.00	2,149.18	0.00	0.00	2,149.18
Total of All Funds:		431,824.74	0.00	431,824.74	0.00	0.00	431,824.74

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 July 20, 2020 be paid upon verification by the Chief Financial Officer that sufficient funds are available for the payment of the same.

PASSED ON: July 20, 2020

RESOLUTION #2020-078

MAYOR'S APPOINTMENTS TO THE LAND USE BOARD APPOINTMENTS

WHEREAS the Board of Commissioners of the Borough of Harvey Cedars adopted Ordinance No. 2011-01 on February 4, 2011 establishing the Land Use Board of the Borough of Harvey Cedars; and

WHEREAS said Ordinance authorizes the Mayor to appoint one Class II, six Class IV and four Alternative members; and

WHEREAS vacancies exist in the Class IV and Alternate memberships.

NOW, THEREFORE, BE IT RESOLVED that Jonathan Oldham, Mayor of the Borough of Harvey Cedars, hereby appointments the following to the Harvey Cedars Land Use Board:

1. Kathy Sheplin to serve as a Class IV member for the unexpired four (4) year term ending December 31, 2023.
2. Craig Coddington to serve as Alternate Member #1 for the unexpired two (2) year term ending December 31, 2021.

PASSED ON: July 20, 2020