#### HARVEY CEDARS, NJ

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

The Mayor also 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 regular meeting and executive sessions held on June 17, 2024:

Motion: Commissioner Rice Second: Commissioner Gieger

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

#### **ORDINANCE #2024-21 FIRST READING**

AN ORDINANCE FIXING AND DETERMINING THE ANNUAL BASE SALARIES OF OFFICERS AND EMPLOYEES OF THE BOROUGH OF HARVEY CEDARS FOR THE YEAR 2024

Motion: Commissioner Rice Second: Commissioner Gieger

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

#### ORDINANCE #2024-18 SECOND READING

AN ORDINANCE OF THE BOROUGH OF HARVEY CEDARS, IN THE COUNTY OF OCEAN, NEW JERSEY, AMENDING ORDINANCE NO. 2022-05 OF THE BOROUGH FINALLY ADOPTED MARCH 18, 2022, SUBSEQUENTLY EMDED BY ORDINANCE NO. 2023-12 IF THE BOROUGH FINALLY ADOPOTED ON SEPTEMBER 18, 2023, PROVIDING FOR IMPROVEMENTS TO DOWNTOWN BUSINESS DISTRCT'S STREETSCAPE IN THE BOROUGH AND APPROPRIATING \$950,000 THEREFOR,

## AND PROVIDING FOR THE ISSUANCE OF \$950,000 IN BONDS OR NOTES OF THE BOROUGH OF HARVEY CEDARS TO FINANCE THE SAME

Proof of publication is on hand and the ordinance has been posted.

Motion to open public discussion: Commissioner Rice

Second: Commissioner Gieger

Mr. Robert Kaplon -13 W. 76<sup>th</sup> Street- requested information on how individuals can find out where and how to buy the available bonds. Chief Financial Officer Rebecca Wessler explained that the borough takes part in a Bond Anticipation Note (BAN) sale in May.

Motion to close public discussion: Commissioner Rice

Second: Commissioner Gieger

Motion to adopt: Commissioner Rice

Second: Commissioner Gieger

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

#### **ORDINANCE #2024-19 SECOND READING**

ORDINANCE OF THE BOROUGH OF HARVEY CEDARS, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING CHAPTER 3, WHICH PERTAINS TO POLICE REGULATIONS – ADOPTING THE REVISED AND REQUIRED STATE REGULATIONS RELATING TO PRIVATELY-OWNED SALT STORAGE

Proof of publication is on hand and the ordinance has been posted.

Motion to open public discussion: Commissioner Rice

Second: Commissioner Gieger

Motion to close public discussion: Commissioner Rice

Second: Commissioner Gieger

Motion to adopt: Commissioner Rice

Second: Commissioner Gieger

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

RESOLUTION #2024-96 APPOINTMENT OF POLICE MATRON FOR THE BOROUGH OF HARVEY CEDARS

Motion to adopt: Commissioner Rice Second: Commissioner Gieger

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

## RESOLUTION: #2024-97 HONORING ROBERT J. SELFRIDGE III FOR HEROISM AND COMMUNITY SERVICE

Motion to adopt: Commissioner Rice

Second: Commissioner Gieger

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

## RESOLUTION: #2024-098 AUTHORIZING THE UTILITY COLLECTOR TO ADJUST CERTAIN WATER/SEWER CHARGES

Motion to adopt: Commissioner Rice

Second: Commissioner Gieger

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

**RESOLUTION: #2024-099 BILLS** 

Motion to adopt: Commissioner Rice Second: Commissioner Gieger

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

#### PUBLIC PROPERTY USAGE REQUEST

Motion to approve the 37<sup>th</sup> Annual Catboat Race to utilize the gazebo in Sunset Park from noon-4PM on September 1<sup>st</sup>. Rain date of September 2<sup>nd</sup>.

Motion to approve: Commissioner Rice

Second: Commissioner Gieger

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

#### PUBLIC PROPERTY USAGE REQUEST

Motion to approve a celebration of life at the gazebo on Thursday, July 18<sup>th</sup> from 6PM-Sunset.

Motion to approve: Commissioner Rice

Second: Commissioner Gieger

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

#### **COMMISSIONER REPORTS / TOPICS OF INTEREST**

Commissioner Rice shared that the finance department has no new updates.

Commissioner Gieger updated attendees on the downtown Streetscape Project on the timeline of striping and working out final dimmer details on the installed lighting.

Mayor Imperiale shared gratitude to the individuals and employees that attended the June 29<sup>th</sup> "Six Month Progress Report" at the High Point Volunteer Firehouse. He reminded the attendees of all of the upcoming events.

#### PRIVLEGE OF THE FLOOR

Walt Naisby -5 E.  $82^{nd}$  Street - attended the six-month progress report meeting and questioned if the individual that spoke on the wind turbines was invited. Mayor Imperiale confirmed he was not.

Mr. Robert Kaplon – 13 W. 76<sup>th</sup> Street – brought it to the board's attention that the minutes from May 20<sup>th</sup> were missing from the website and the June 7<sup>th</sup> minutes are missing the public portion. He questioned if it would be possible to have a police officer present at Neptune Market on the weekends due to the influx of vehicle and pedestrian traffic. Mr. Kaplon recommended that the lifeguards should operate on a split shift so the beach is covered later in the day.

Mr. Kaplon shared that while reading the posted minutes, he noticed in the financials that there is a large sum spent on ammunition. Mayor Imperiale explained that the police department recently had to upgrade their weapons and will follow-up with Chief Burnaford for more information.

Keeping on the topic of finances, Mr. Kaplon brought attention to how much money is being spent on the downtown Streetscape Project, bulkheads, and the Sunset Park revitalization. Commissioner Rice shared that the Streetscape Project is covered by grants and the change in pricing is due to pre- and post-COVID fee changes. Mr. Kaplon is concerned about tax increases. Commissioner Rice explained that projects have been forecasted and budgeted for.

Patrick Greber - 5 E. 80<sup>th</sup> Street - thanked the commissioners and the borough staff for a wonderful forum on June 29<sup>th</sup>. He shared that it was pleasant to see no adversarial position between the borough and the residents.

Kim O'Connell – 2 Hudson Avenue – is concerned about the entrance way on Hudson Avenue. She shared that there is a material that is exposed that is a tripping hazard. If possible, she asked for a separate walkway off to the side of the vehicle access for easier beach access. Ms. O'Connell shared that the beach on Hudson Avenue is in dire need of beach replenishment and the beach is mostly the dune at this time. In closing, Ms. O'Connell asked if she could place a "Children at Play" sign on the street.

Jane Manzo – 4 Hudson Avenue – questioned what can be done about the Hudson Ave. beach. Commissioner Rice shared that the borough cannot really do much about the thin beach at this point. Commissioner Gieger explained that the dunes are important but they will be redone in September with beach replenishment if they are damaged by foot traffic due to thin beaches.

Robert Kaplon requested the reasoning behind the lifeguards placing the flags so close on a large beach like 76<sup>th</sup> Street. Mayor Imperiale shared that he will confirm the reasoning with the HCBP Chief Randy Townsend.

Judy Gerkens reminded the crowd that the first concert is July 10<sup>th</sup>.

#### **MOTION TO ADJOURN**

Motion to approve: Commissioner Rice

Second: Commissioner Gieger

Christine Lisiewski, Acting Municipal Clerk	
	John M. Imperiale, Mayor
	Joseph F. Gieger, Commissioner
	Paul G. Rice, Commissioner

#### **ORDINANCE NO. 2024-21**

# AN ORDINANCE FIXING AND DETERMINING THE ANNUAL BASE SALARIES OF OFFICERS AND EMPLOYEES OF THE BOROUGH OF HARVEY CEDARS FOR THE YEAR 2024

The Board of Commissioners of the Borough of Harvey Cedars, County of Ocean does ordain the annual base salaries of the officers and employees of the Borough of Harvey Cedars listed below are hereby fixed as follows:

•					
Mayor	\$ 2,	400.00	to	\$	7,500.00
Commissioners		400.00	to	\$	7,500.00
Borough Clerk	\$23,	00.000	to	\$	84,000.00
Deputy Clerk	\$	0.00	to	\$	17,500.00
Administrator	\$	0.00	to	\$	10,000.00
Public Safety Administrator (per diem)	\$	100.00	to	\$	400.00
Clerical Help	\$	0.00	to	\$	55,000.00
Clerical Help (per hr.)	\$	0.00	to	\$	21.00
Tax Collector	\$15,	00.000	to	\$	50,000.00
Deputy Tax Collector (per hr.)	\$	0.00	to	\$	26.00
Chief Financial Officer	\$15,	00.000	to	\$	85,500.00
Deputy Chief Finance Officer (per hr.)	\$	0.00	to	\$	26.00
Assessor	\$ 6,	00.00	to	\$	25,000.00
Municipal Court Judge	\$ 2,	500.00	to	\$	18,000.00
Chief of Police	\$45,	00.000	to	\$1	75,000.00
Sergeant of Police	\$35,	00.000	to	\$1	46,000.00
Patrolmen	\$26,	00.000	to	\$1	20,000.00
Extra Patrolmen (per hr.)	\$	0.00	to	\$	17.00
Police Matron	\$	0.00	to	\$	3,000.00
Zoning Officer	\$	0.00	to	\$	28,000.00
Code Enforcement Officer (per hr.)	\$	0.00	to	\$	20.00
Director of Public Works	\$15,	00.00	to		66,000.00
General Maintenance Public Works		00.00	to		43,000.00
Director of Water / Sewer		00.00	to		66,000.00
General Maintenance Water / Sewer		00.00	to		43,000.00
Maintenance (per hr.)	\$	0.00	to	\$	17.00
Skilled Operator (per hr.)	\$	0.00	to	\$	40.00
Clerical Help Water / Sewer		00.00	to		40,000.00
Collector of Utility Rents		00.00	to		45,000.00
Deputy Registrar	\$	0.00	to	\$	500.00
Chief of Beach Operations	\$	0.00	to		43,000.00
Lifeguard Officers (per hour)	\$	15.13	to	\$	27.32
Lifeguards (per hour)	\$	15.13	to	\$	20.29
Lifeguard in Training Director (stipend)	\$	0.00	to	\$	1,000.00
Assistant LIT Director (stipend)	\$	0.00	to	\$	500.00
Beach Personnel	Ψ	0.00	••	4	200100
EMT Certification (per week)				\$	25.00
Beach Badge Seller/checker (per hr.)	\$	15.13	to	\$	20.00
Beach Badge/Tennis Coordinator (per hr.)	\$	15.13	to	\$	25.00
Badge Seller/checker bonuses:	Ψ	10.15		Ψ	22.00
Highest Badge Sales (per week)				\$	30.00
2 <sup>nd</sup> Highest Badge Sales (per week)				\$	15.00
Emergency Management Director	\$	0.00	to	\$	3,000.00
Deputy Emergency Management Director	\$	0.00	to	\$	5,000.00
Recycling Coordinator	\$	0.00	to	\$	7,000.00
Land Use Board Secretary	\$	0.00	to	\$	7,000.00
Land Osc Dourd Secretary	Ψ	0.00	ю	Ψ	7,000.00

#### **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 **July 5, 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 **August 5, 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.

Christine Lisiewski, Municipal Clerk

#### **ORDINANCE NO. 2024-18**

AN ORDINANCE OF THE BOROUGH OF HARVEY CEDARS, IN THE COUNTY OF OCEAN, NEW JERSEY, AMENDING ORDINANCE NO. 2022-05 OF THE BOROUGH FINALLY ADOPTED MARCH 18, 2022, SUBSEQUENTLY EMDED BY ORDINANCE NO. 2023-12 IF THE BOROUGH FINALLY ADOTED ON SEPTEMBER 18, 2023, PROVIDING FOR IMPROVEMENTS TO DOWNTOWN BUSINESS DISTRICT'S STREETSCAPE IN THE BOROUGH AND APPROPRIATING \$950,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$950,000 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. 2022-05 of the Borough of Harvey Cedars, in the County of Ocean, New Jersey, finally adopted March 18, 2022, as subsequently amended by ordinance no. 2023-12 of the Borough finally adopted on September 18, 2023 (collectively, 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 \$950,000 (representing an increase of \$200,000 from the Prior Ordinance) including a \$472,870 Transportation Trust Fund Grant expected to be received through the State of New Jersey Department of Transportation's Fiscal Year 2022 Municipal Aid Program. 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 \$950,000 (representing an increase of \$200,000 from the Prior Ordinance) 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 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.

<u>Section 6</u>. 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.
- 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 \$950,000 (representing an increase of \$200,000 from the Prior Ordinance), and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An amount not exceeding \$190,000 (representing an increase of \$40,000 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 improvement or purpose.

Section 7. 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 8. 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.

<u>Section 9</u>. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

MOTION TO ADOPT:	
SECOND:	
ROLL CALL:	
AYES:	
NAYS:	
ADOPTED ON:	
EFFECTIVE DATE:	
	John Imperiale, Mayor
	Joseph Gieger, Commissioner
	Paul Rice, Commissioner

#### ORDINANCE 2024-19

# ORDINANCE OF THE BOROUGH OF HARVEY CEDARS, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING CHAPTER 3, WHICH PERTAINS TO POLICE REGULATIONS

#### **STATEMENT OF PURPOSE**

The purpose of this ordinance is to amend Chapter 3 to adopt the revised and required State regulations relating to privately-owned salt storge.

#### **SECTION I**

§3-20 is added as follows.

§3-20 SALT STORAGE

§3-20.1 Purpose.

The purpose of this Chapter is to prevent stored salt and other solid de-icing materials from being exposed to stormwater. This Chapter establishes requirements for the storage of salt and other solid de-icing materials on properties not owned or operated by the Borough (privately-owned), including residences, to protect the environment, public health, safety, and welfare, and to prescribe penalties for failure to comply.

§3-20.2 Definitions.

For the purpose of this Chapter, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this Chapter clearly demonstrates a different meaning. When consistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

#### **DE-ICING MATERIALS**

Any granular or solid material such as melting salt or any other granular solid that assists in the melting of snow.

#### IMPERVIOUS SURFACE

A surface that has been covered with a layer of material so that it is highly resistant to infiltration by water.

#### STORM DRAIN INLET

The point of entry into the storm sewer system.

#### PERMANENT STRUCTURE

A permanent building or permanent structure that is anchored to a permanent foundation with an impermeable floor, and that is completely roofed and walled (new structures require a door or other means of sealing the access way from wind driven rainfall). A fabric frame structure is a permanent structure if it meets the following specifications:

1. Concrete blocks, jersey barriers, or other similar material shall be placed around the interior of the structure to protect the side walls during loading and unloading of de-icing materials;

- 2. The design shall prevent stormwater run-on and run through, and the fabric cannot leak;
- 3. The structure shall be erected on an impermeable slab;
- 4. The structure cannot be open sided; and
- 5. The structure shall have a roll up door or other means of sealing the access way from wind driven rainfall.

#### **PERSON**

Any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.

#### **RESIDENT**

A person who resides on a residential property where de-icing material is stored.

§3-20.3 De-icing Material Storage Requirements.

- a. Temporary outdoor storage of de-icing materials in accordance with the requirements below is allowed between October 15th and April 15th:
  - 1. Loose materials shall be placed on a flat, impervious surface in a manner that prevents stormwater run-through;
  - 2. Loose materials shall be placed at least 50 feet from surface water bodies, storm drain inlets, ditches, and/or other stormwater conveyance channels;
  - 3. Loose materials shall be maintained in a cone-shaped storage pile. If loading or unloading activities alter the cone-shape during daily activities, tracked materials shall be swept back into the storage pile, and the storage pile shall be reshaped into a cone after use;
  - 4. Loose materials shall be covered as follows:
    - (a) The cover shall be waterproof, impermeable, and flexible;
    - (b) The cover shall extend to the base of the pile(s);
    - (c) The cover shall be free from holes or tears;
    - (d) The cover shall be secured and weighed down around the perimeter to prevent removal by wind; and
    - (e) Weight shall be placed on the cover(s) in such a way that minimizes the potential of exposure as materials shift and runoff flows down to the base of the pile.
      - (1) Sandbags lashed together with rope or cable and placed uniformly over the flexible cover, or poly-cord nets provide a suitable method. Items that can potentially hold water (e.g., old tires) shall not be used;
  - 5. Containers must be sealed when not in use; and
  - 6. The site shall be free of all de-icing materials between April 16th and October 14th.

- b. De-icing materials should be stored in a permanent structure if a suitable storage structure is available. For storage of loose de-icing materials in a permanent structure, such storage may be permanent, and thus not restricted to October 15 to April 15.
- c. All such temporary and/or permanent structures must also comply with all other local ordinances, including building and zoning regulations.
- d. The property owner, or owner of the de-icing materials if different, shall designate a person(s) responsible for operations at the site where these materials are stored outdoors, and who shall document that weekly inspections are conducted to ensure that the conditions of this ordinance are met. Inspection records shall be kept on site and made available to the municipality upon request.
  - 1. Residents who operate businesses from their homes that utilize de-icing materials are required to perform weekly inspections.

#### §3-20.4 Exemptions.

- a. Residents may store de-icing materials outside in a solid-walled, closed container that prevents precipitation from entering and exiting the container, and which prevents the de-icing materials from leaking or spilling out. Under these circumstances, weekly inspections are not necessary, but repair or replacement of damaged or inadequate containers shall occur within 2 weeks.
- b. If containerized (in bags or buckets) de-icing materials are stored within a permanent structure, they are not subject to the storage and inspection requirements in §154-3. Piles of de-icing materials are not exempt, even if stored in a permanent structure.
- c. This Chapter does not apply to facilities where the stormwater discharges from de-icing material storage activities are regulated under another NJPDES permit.

#### §3-20.5 Enforcement.

This Chapter shall be enforced by the Police Department and/or the Code Enforcement Officer during the course of ordinary enforcement duties.

§3-20.6 Violations and Penalties.

Any person(s) who is found to be in violation of the provisions of this ordinance shall have 72 hours to complete corrective action. Repeat violations and/or failure to complete corrective action shall be subject to the penalties set forth in §3-9, Penalty.

#### **SECTION II**

All ordinances, or parts of ordinances, inconsistent with this ordinance are hereby repealed to the extent of such inconsistency.

#### **SECTION III**

If any word, phrase, clause, section, or provision of this ordinance shall be found by any Court of competent jurisdiction to be unenforceable, illegal, or unconstitutional, such word, phrase, clause, section, or provision shall be severable from the balance of the ordinance and the remainder of the ordinance shall remain in full force and effect.

Effective date.

This ordinance shall take effect after final adoption and publication as required by law.

#### **NOTICE**

Public Notice is hereby given that the foregoing Ordinance was introduced and passed on the first reading at a regular meeting of the Board of Commissioners of the Borough of Harvey Cedars, County of Ocean, State of New Jersey, held on Monday, June 17 2024, at 4:30 p.m.

Further public notice is hereby given that said ordinance shall be considered for final passage and adoption at a regular meeting of the Board of Commissioners to be held on Monday, June 17, 2024, at 4:30 p.m. at the Borough Hall, 7606 Long Beach Blvd., Harvey Cedars, NJ 08008, at which time and place any person desiring to be heard will be given an opportunity to be so heard.

Christine Lisiewski Acting Municipal Clerk

#### **CERTIFICATION**

I, CHRISTINE LISIEWSKI, Acting Municipal Clerk for the Borough of Harvey Cedars do hereby certify that the foregoing Ordinance 2024-19 was duly adopted by the Board of Commissioners at their meeting held on Monday, June 17, 2024, at 4:30 p.m.

Christine Lisiewski
Acting Municipal Clerk

#### **RESOLUTION #2024-096**

## APPOINTMENTS OF POLICE MATRONS FOR THE BOROUGH OF HARVEY CEDARS

**WHEREAS** pursuant to N.J.S.A. 40A:14-140 the governing body of any municipality may appoint other personnel for the Police Department or force, which includes "matrons"; and

**WHEREAS** the Chief of Police recommends the appointment of the following individuals to the position of part-time Police Matron:

**Danielle Tilton** 

**NOW, THEREFORE, BE IT RESOLVED** by the governing body of the Borough of Harvey Cedars that the above individual is hereby appointed Police Matron.

PASSED ON: July 5, 2024

#### **CERTIFICATION**

I, Christine Lisiewski, Acting Municipal Clerk of the Borough of Harvey Cedars, County of Ocean, hereby certify that the above is a resolution adopted by the Board of Commissioners at a meeting held on July 5, 2024.

Christine Lisiewski, Acting Municipal Clerk

#### RESOLUTION #2024-97

### HONORING ROBERT J. SELFRIDGE III FOR HEROISM AND COMMUNITY SERVICE

WHEREAS, Robert J. Selfridge III has been a Harvey Cedars resident since 1976, moving to our borough at the age of 12. and has been a Barnegat Light lifeguard since the age of 16; and

**WHEREAS**, Robert J. Selfridge III is a valued member of the Barnegat Light First Aid Squad, a member of the Barnegat Light Fire Company, and was instrumental in the formation of the Barnegat Light Water Rescue Team, as well as being a member of the High Point Volunteer Fire Company in Harvey Cedars; and

**WHEREAS**, Robert Selfridge III has previously been honored as the NJ EMT of the Year in 2022, and the NJ EMT Council "Call of the Year" award for 2021-2022, and was presented with the US Lifesaving Association Medal of Valor in 2023; and

**WHEREAS**, Robert Selfridge III performed what has been rightly called "an outstanding act of heroism" on August 7, 2022 by rescuing a four-year-old child and her mother, who were trapped under an overturned boat, in the cold, rough waters of Barnegat Inlet off Island Beach State Park; and

WHEREAS, the Barnegat Light Rescue Team responded to a 911 call with the Coast Guard and other volunteers, and when other efforts to rescue the individuals failed, Mr. Selfridge borrowed a mask and dove under the gunwale of the capsized boat, into the submerged compartment, and maneuvering in dim light around broken railings and debris, secured the child and freed the mother to swim to safety, saving both of their lives; and

**WHEREAS**, for his bravery and courage, Robert Selfridge III has been awarded a Carnegie Medal from the Carnegie Hero Fund Commission in recognition of an outstanding act of courage;

**NOW, THEREFORE, BE IT RESOLVED** the governing body of the Borough of Harvey Cedars is privileged with honoring Robert Selfridge III for his heroic actions and many years of dedicated service to the community.

PASSED ON: July 5, 2024

#### **CERTIFICATION**

I, Christine Lisiewski, Acting Municipal Clerk of the Borough of Harvey Cedars, County of Ocean, hereby certify that the above is a resolution adopted by the Board of Commissioners at a meeting held on July 5, 2024.

Christine Lisiewski, Acting Municipal Clerk

#### **RESOLUTION #2024-098**

## AUTHORIZING THE UTILITY COLLECTOR TO ADJUST CERTAIN WATER/SEWER CHARGES

WHEREAS the Utility Collector of the Borough of Harvey Cedars processes quarterly utility bills based on the prior three months of water usage, and the Borough Superintendent reads and maintains monthly meter readings; and

WHEREAS the following property owners had high water usage for the 4<sup>th</sup> quarter of 2023 and the 2<sup>nd</sup> quarter of 2024 due to unforeseen circumstances, and Public Works along with the Utility Collector investigated this usage and have agreed to issue credits for erroneous charges caused by faulty water meters:

- Falconi, Fulvio & Christine Etal faulty water meter
- Harvest Cove Ventures LLC erroneous ERT entry

**WHEREAS** the following property owner had high water usage for the 2<sup>nd</sup> quarter of 2024 due to a water leak, and the Utility Collector investigated this usage and agreed to issue credits for this one occasion:

• Rinaldi, William & Shari- leak

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Borough of Harvey Cedars that the Utility Collector is authorized to adjust and issue a credit to the following utility account for erroneous excess usage:

ACCOUNT#	BILLING	WATER	SEWER	GALLONS
ACCOUNT#	QUARTER	CREDIT	CREDIT	
267-0 4 <sup>th</sup> QTR		\$187.23	0.00	69,514

**BE IT FURTHER RESOLVED** by the Board of Commissioners of the Borough of Harvey Cedars that the Utility Collector is authorized to adjust and issue a credit to the following utility account for erroneous excess usage:

ACCOUNT#	BILLING	WATER	SEWER	GALLONS
ACCOUNT#	QUARTER	CREDIT	CREDIT	
1164-0	2 <sup>nd</sup> QTR	\$95.77	0.00	35,010

**BE IT RESOLVED** by the Board of Commissioners of the Borough of Harvey Cedars that the Utility Collector is authorized to adjust and issue a one-time credit to the following utility account based on the calculated 2024 average homeowner usage for the  $2^{nd}$  quarter:

ACCOUNT#	BILLING	WATER	SEWER	GALLONS
ACCOUNT#	QUARTER	CREDIT	CREDIT	
409-0 2 <sup>nd</sup> QTR		\$321.85	84.46	83,030

PASSED ON: July 7, 2023

### **CERTIFICATION**

I, Christine	Lisiews	ki, Acti	ng M	unic	ipal Cle	erk	of	the Boroug	h of Harv	ey (	Ceda	rs, Cou	nty
of Ocean,	hereby	certify	that	the	above	is	a	resolution	adopted	by	the	Board	of
Commissio	ners at a	meeting	g held	l on	July 7,	202	22.						

Christine Lisiewski, Acting Municipal Clerk

Void: N

Rcvd: Y Held: Y Aprv: N Bid: Y State: Y Other: Y Exempt: Y

Paid: N

Open: N

Rcvd: Y

P.O. Type: All

to Last

Range: First Format: Condensed

Include Non-Budgeted: Y

Vendors: All Rcvd Batch Id Range: First to Last

KCVU BALCII IU KAIIYE. FIISL	to Last				
PO # PO Date Vendor		PO Description	Status	Amount	Void Amount PO Type
23-01272 12/05/23 PFEIL005	PFEIL III, KARL	08/14/2024 Sunset Park Concert	0pen	1,200.00	0.00
23-01273 12/05/23 LINBA005		08/21/2024 Sunset Park Concert	0pen	500.00	0.00
23-01274 12/05/23 BURKH005		07/24/2024 Sunset Park Concert		1,800.00	0.00
23-01275 12/05/23 CHEVY005	CHEVY LOPEZ LLC	07/17/2024 Sunset Park Concert	0pen	1,600.00	0.00
23-01276 12/05/23 NEWPO015	NEWPORT, RICHARD	07/07/2024 Sunset Park Concert	•	1,300.00	0.00
23-01277 12/05/23 SOSAU005	SOS AUDIO VISUAL LLC		0pen	875.00	0.00
23-01278 12/05/23 SOSAU005	SOS AUDIO VISUAL LLC	08/07 - Sound Technician	0pen	875.00	0.00
23-01279 12/05/23 SOSAU005			0pen	875.00	0.00
23-01280 12/05/23 SOSAU005	SOS AUDIO VISUAL LLC		0pen	875.00	0.00
23-01281 12/05/23 SOSAU005	SOS AUDIO VISUAL LLC	08/21 - Sound Technician	0pen	875.00	0.00
23-01302 12/12/23 MARES005		07/31/2024 Sunset Park Concert		1,600.00	0.00
23-01316 12/14/23 MATHI010			0pen	80,818.01	0.00
23-01341 12/19/23 BAZAZ025		07/10/2024 Sunset Park Concert	•	1,200.00	0.00
24-00091 01/19/24 SOSAU005			0pen	875.00	0.00
24-00092 01/19/24 SOSAU005			0pen	875.00	0.00
	AMAZON CAPITAL SERVICES, INC		Open	47.60	0.00
• • • • • • • • • • • • • • • • • • • •	AMAZON CAPITAL SERVICES, INC	· -	Open	123.09	0.00
24-00229 02/29/24 VERIZ030	· · · · · · · · · · · · · · · · · · ·	<u> </u>	Open	224.21	0.00
24-00232 03/01/24 ARAWA005			Open	36,129.77	0.00
• • • • • • • • • • • • • • • • • • • •	AMAZON CAPITAL SERVICES, INC		Open	45.97	0.00
	AMAZON CAPITAL SERVICES, INC		Open	55.30	0.00
	AMAZON CAPITAL SERVICES, INC	~ .	Open	39.27	0.00
24-00483 04/30/24 FIBAR010	· · · · · · · · · · · · · · · · · · ·	additionalfibar for playground		4,928.00	0.00
The state of the s	AMAZON CAPITAL SERVICES, INC		Open	75.89	0.00
The state of the s	AMAZON CAPITAL SERVICES, INC		Open	21.56	0.00
	AMAZON CAPITAL SERVICES, INC		Open	35.77	0.00
	AMAZON CAPITAL SERVICES, INC		Open	53.14	0.00
24-00519 05/07/24 NESTL005			Open	19.29	0.00
24-00540 05/13/24 MATHI010			Open	209,975.98	0.00
	AMAZON CAPITAL SERVICES, INC		Open	72.74	0.00
The state of the s	WOODHAVEN LUMBER & MILLWORK IN	•	Open	146.25	0.00
	VAN CLEEF ENGINEERING ASSOCIAT	· ·	Open	5,772.00	0.00
	AMAZON CAPITAL SERVICES, INC		Open	256.35	0.00
	AMAZON CAPITAL SERVICES, INC		Open	108.97	0.00
	VAN CLEEF ENGINEERING ASSOCIAT		Open	2,319.25	0.00
	RUTGERS, THE STATE UNIVERSITY		Open	495.00	0.00
24-00610 05/28/24 SHORE020		· .	Open	6,509.00	0.00
	AMAZON CAPITAL SERVICES, INC	•	Open	22.97	0.00
24-00627 05/31/24 BEACH055	· · · · · · · · · · · · · · · · · · ·		Open	5,325.00	0.00
	AMAZON CAPITAL SERVICES, INC		Open	71.29	0.00
24-00645 06/05/24 JOHNN010			Open	155.00	0.00
	MCCARTHY TIRE COMPANY OF PHILA		Open	610.00	0.00
24-00650 06/05/24 GARDE030		·	Open	260.38	0.00
24-00651 06/05/24 GARDE030			Open	179.67	0.00
24-00659 06/06/24 PALER010			Open	23.30	0.00
	AMAZON CAPITAL SERVICES, INC	·	Open	53.69	0.00
The state of the s	AMAZON CAPITAL SERVICES, INC	_	Open	194.89	0.00
The state of the s	AMAZON CAPITAL SERVICES, INC		Open	136.40	0.00
2. 30011 00/01/24 AMAZO003	THE SERVICES, INC	Laber maker a rape	open	130.70	0100

PO #	PO Date	Vendor		PO Description	Status	Amount	Void Amount PO Type
24-00692	06/11/24	MIRAC010	MIRACLE CHEMICAL COMPANY	chlorine delivery	0pen	1,177.40	0.00
24-00694	06/11/24	AMAZO005	AMAZON CAPITAL SERVICES, INC	Bocce Court Sand	0pen	2,499.50	0.00
24-00695	06/11/24	AMAZO005	AMAZON CAPITAL SERVICES, INC	CFold towels	0pen	137.52	0.00
24-00696	06/11/24	DASTI010	DASTI, MURPHY & MC GUCKIN,PC	Municipal Prosecutor	0pen	700.00	0.00
24-00698	06/12/24	AMAZ0005	AMAZON CAPITAL SERVICES, INC	TP Holders	0pen	160.04	0.00
24-00699	06/12/24	AMAZO005	AMAZON CAPITAL SERVICES, INC	Paint & Office Supplies	0pen	95.50	0.00
24-00700	06/12/24	AMAZO005	AMAZON CAPITAL SERVICES, INC	Office Supplies	0pen	40.93	0.00
24-00705	06/14/24	PALER010	FERGUSON ENTERPRISES	park bathroom supplies	0pen	218.95	0.00
24-00718	06/17/24	VOGUE005	VOGUE CONSTRUCTION CO., INC	stone for hydrant	0pen	168.35	0.00
24-00720	06/17/24	BOROU020	BOROUGH OF SHIP BOTTOM	Traffic Control	0pen	5,100.00	0.00
24-00721	06/18/24	STAMP010	STAMP FULFILLMENT SERVICE	Envelopes with Postage	0pen	3,692.15	0.00
24-00722	06/18/24	FOLEY005	FOLEY, INCORPORATED	SKID STEER REPAIR	0pen	4,378.57	0.00
24-00723	06/20/24	TRINI005	TRINITY CODE INSPECTIONS, LLC	Construction Inspection Fees	0pen	6,730.00	0.00
			CAUSEWAY GLASS	park bathroom mirrors	0pen	794.39	0.00
24-00727	06/20/24	OCEAN050	OCEAN COUNTY POWER SPORTS LLC	quad repair	0pen	148.96	0.00
24-00728	06/20/24	DECOT010	DECOTIIS, FITZPATRICK & COLE	Legal Services	0pen	400.00	0.00
			DECOTIIS, FITZPATRICK & COLE	Legal Services	Open	193.93	0.00
			UNIVERSAL SUPPLY COMPANY, INC	pickleball hut roof	Open	1,692.25	0.00
			SHORE PROMOTIONS	HCAC - New TShirts - Pball	Open	699.00	0.00
			AMAZON CAPITAL SERVICES, INC	Park Improvements	Open	550.00	0.00
			AMAZON CAPITAL SERVICES, INC	Office Supplies	Open	69.99	0.00
			AMAZON CAPITAL SERVICES, INC	Office Supplies	0pen	39.99	0.00
			AMAZON CAPITAL SERVICES, INC	Park Bathroom TP	Open	171.42	0.00
			LBI HEALTH DEPARTMENT	Second Quarter Health Services		11,969.51	0.00
			C&D INSTRUMENT SERVICES	addt'l pump house repair	Open	546.60	0.00
			VERIZON WIRELESS - CELL	Cell Phones	0pen	206.40	0.00
			COMCAST CABLE	Monthly Charges - B&G's	0pen	254.41	0.00
			METLIFE - GROUP BENEFITS	Monthly Invoice - June 2024	0pen	228.80	0.00
			COWLEYS BUG OUT PEST CONTROL	addt'l geese deterrant spray	0pen	795.00	0.00
			IMPERIALE, JOHN	June Expenses	0pen	78.79	0.00
			MURPHY, LAURA	Tennis Refund - 06/27 Rain	Open	40.00	0.00
			ERSKINE, LISA A.	Borough Hall Cleaning	Open	800.00	0.00
			APRUZZESE, MCDERMOT, MASTRO &		Open	2,471.25	0.00
			VAN CLEEF ENGINEERING ASSOCIAT			8,584.50	0.00
			SHORE BUSINESS SOLUTIONS	Monthly Invoices	Open	240.08	0.00
			BEACH LIFE LLC	REFUND TAX PAYMENT	Open	1,842.08	0.00
			ULINE, INC	HCAC - Marking Paint	Open	133.30	0.00
			LISIEWSKI, CHRISTINE	June Reimbursements	Open	555.33	0.00
			PAVIA ENTERPRISES LLC	June Courier Service	Open	291.96	0.00
					Open	459.60	0.00
			PCS, LLC	Monthly Invoice- June 2024	Open	1,616.05	0.00
			TENNANT MAGEE LAW	June Legal Fees	Open	5,247.10	0.00
			COMCAST CABLE	Monthly Invoice - Pol Spc/Vid	Open	9.97	0.00
			OC MAYOR'S ASSN	OCMA Meeting - May 2024	Open	20.00	0.00
			LANGUAGE LINE SERVICES, INC	Phone Interpretation	Open	20.40	0.00
			ATLANTIC CITY ELECTRIC	Electric - Current Charges	Open	13.83	0.00
			OWEN, LITTLE & ASSOCIATES	Monthly Invoice	Open	950.00	0.00
			NJ NATURAL GAS	Monthly Invoice -	Open	84.00	0.00
			NJ NATURAL GAS	Monthly Invoice -	Open	159.17	0.00
			RIGGINS, INC	Fuel	Open	1,086.01	0.00
			CREATIVE MANAGEMENT INC	Fuel Invoices	•	1,237.37	0.00
			LINE SYSTEMS	June Telesystem Bill	Open Open	1,624.61	0.00
				2nd Qtr 2024 permits surcharge	•	1,644.00	0.00
	07/05/24				•		0.00
4-00/32	01/03/24	סרעטטעדט	BOROUGH OF BEACH HAVEN	1st/2nd qtr Construction 2024	open	21,005.00	0.00

PO #	PO Date	Vendor	PO Description	Status	Amount V	/oid Amount PO Type
24-00794	1 07/05/24	NJDE0020 NJ DEPT OF HEALTH & SENIOR NESTL005 BLUETRITON BRANDS INC WESSL005 WESSLER, REBECCA	2024 June dog license fees Lifeguards Water Reimbursement	Open Open Open	3.60 357.05 177.11	0.00 0.00 0.00
Total Pu	ırchase Or	ders: 105 Total P.O. Line Items:	O Total List Amount:	465,241.72	Total Void Amou	unt: 0.00

Totals by Year-Fund Fund Description Fund	Budget Rcvd	Budget Held	Budget Total	Revenue Total	G/L Total	Total
Current Fund 4-01	73,253.99	0.00	73,253.99	0.00	0.00	73,253.99
Utility Operating 4-09 Year Total:	8,984.37 82,238.36	0.00	8,984.37 82,238.36		0.00	8,984.37 82,238.36
General Capital F C-04	355,067.46	0.00	355,067.46	0.00	0.00	355,067.46
Utility Capital F C-08 Year Total:	400.00 355,467.46	0.00	400.00 355,467.46		0.00	400.00 355,467.46
Dog trust Fund T-15	3.60	0.00	3.60	0.00	0.00	3.60
Trust Fund T-17 Year Total:	<u>27,532.30</u> 27,535.90	0.00	27,532.30 27,535.90		0.00	27,532.30 27,535.90
Total Of All Funds:	465,241.72	0.00	465,241.72	0.00	0.00	465,241.72