

# Mayor and Council Newsletter

Borough of Island Heights  
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Official Council Meeting Minutes

November 14, 2023

## **MAYOR DOYLE READ THE FOLLOWING:**

This Regular Meeting of the Mayor and Council of the Borough of Island Heights is Hereby Called to Order. Notice of this Meeting was Provided in Accordance with the Open Public Meetings Act by Publication in the Asbury Park Press and the Star Ledger on November 19, 2022 and Notice was Also Posted on the Bulletin Board at the Municipal Building, on the Borough Television Channel and the Borough Website.

## **MAYOR DOYLE LED ALL IN THE:**

**PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA**

## **MAYOR DOYLE REQUESTED THE:**

## **ROLL CALL OF THE MAYOR AND COUNCIL AND BOROUGH PROFESSIONALS:**

Council Member Baxter	<u><b>Present</b></u>	<b>Absent</b>
Council Member Fumo	<u><b>Present</b></u>	Absent
Council Member Gabriel	<u><b>Present</b></u>	Absent
Council Member Pendleton	<u><b>Present</b></u>	Absent
Council Member Thompson	<u><b>Present</b></u>	Absent
Council Member Weber	<u><b>Present</b></u>	Absent
Mayor Doyle	<u><b>Present</b></u>	Absent
Borough Attorney Mr. Zabarsky	<u><b>Present</b></u>	Absent

**MAYOR DOYLE OFFICIATED THE:**

Swearing In of new Full Time Police Officer Bryan Monachello for the Island Heights Police Department.

The Mayor welcomed the friends and family of Officer Monachello and said that he has been working for the Borough in a part time capacity since October, 2021. He will be a great addition to our cadre of full time Officers and Supervisors.

**MAYOR DOYLE INTRODUCED:**

**ORDINANCE 2023-11 – FINAL READING – PUBLIC HEARING  
PROPOSED ADOPTION**

AN ORDINANCE OF THE BOROUGH OF ISLAND HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE GARDEN AVENUE, GARFIELD AVENUE AND MAPLE AVENUE ROADWAY IMPROVEMENTS PROJECT AND APPROPRIATING FOUR HUNDRED FIFTY THOUSAND DOLLARS (\$450,000.00) TO PAY THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF FOUR HUNDRED FIFTY THOUSAND DOLLARS (\$450,000.00) OF BONDS TO FINANCE THE APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF BONDS

The Public Hearing on Proposed Ordinance 2023-11 is now open, persons who wish to comment, please ask to be recognized and state your name for the record:

Public Comments:

**Kristopher Sabey** – Commented on the total cost of the proposed improvements

Motion to Close Public Hearing:

Motion: Mr. Gabriel  
Second: Ms. Thompson

Voice Vote:                      Yes: Unanimous                      No:

Mayor Doyle entertained a:

Motion to Waive Reading and Adopt Proposed Ordinance 2023-11 as Introduced:

Motion: Ms. Thompson  
Second: Mr. Baxter

Voting Record:

Mr. Baxter	Mr. Fumo	Mr. Gabriel	Ms. Pendleton	Ms. Thompson	Mr. Weber	Mayor Doyle
<u>Yes</u> /No	<u>Yes</u> /No	<u>Yes</u> /No	<u>Yes</u> /No	<u>Yes</u> /No	<u>Yes</u> /No	<u>Yes</u> /No
Abs.	Abs.	Abs.	Abs.	Abs.	Abs.	Abs.

Proposed Ordinance 2023-11

AN ORDINANCE OF THE BOROUGH OF ISLAND HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE GARDEN AVENUE, GARFIELD AVENUE AND MAPLE AVENUE ROADWAY IMPROVEMENTS PROJECT AND APPROPRIATING FOUR HUNDRED FIFTY THOUSAND DOLLARS (\$450,000.00) TO PAY THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF FOUR HUNDRED FIFTY THOUSAND DOLLARS (\$450,000.00) OF BONDS TO FINANCE THE APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF BONDS

THE MAYOR AND COUNCIL OF THE BOROUGH OF ISLAND HEIGHTS IN THE COUNTY OF OCEAN, NEW JERSEY (not less than two-thirds of the full membership thereof affirmatively concurring), DOES HEREBY ORDAIN AS FOLLOWS:

**Section 1. Appropriation for Project-Down Payment**

The improvements described in Section 3 of this Bond Ordinance are hereby respectfully authorized as general capital improvements to be made or acquired by the Borough of Island Heights, in the County of Ocean, State of New Jersey (the “**Borough**”). For said improvements or purposes stated in Section 3, there are hereby appropriated the sums of money therein stated as the appropriations made for said improvements or purposes, said sums being inclusive of all appropriations heretofore made therefore and amounting in the aggregate to FOUR HUNDRED FIFTY THOUSAND DOLLARS (\$450,000.00). In accordance with N.J.S.A. 40A:2-11c, no down payment is required as this Bond Ordinance authorizes a project funded by a State grant.

**Section 2. Authorization of Bonds**

For the financing of said improvements or purposes and to meet the FOUR HUNDRED FIFTY THOUSAND DOLLARS (\$450,000.00) appropriation, negotiable bonds of the Borough are hereby authorized to be issued in the maximum principal amount of FOUR HUNDRED FIFTY THOUSAND DOLLARS (\$450,000.00) pursuant to the Local Bond Law of New Jersey (the “**Local Bond Law**”) and any other law applicable thereto. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes stated in Section 3, negotiable note(s) of the Borough in the maximum principal amount of FOUR HUNDRED FIFTY THOUSAND DOLLARS (\$450,000.00) are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

**Section 3. Description of Projects**

The improvements hereby authorized and the purposes for the financing of which said obligations are to be issued, the appropriations made for and the estimated costs of such purposes (including all work or materials necessary therefore or incidental thereto), and the estimated maximum amount of bonds or notes to be issued for such purposes are as follows:

<b><u>IMPROVEMENT OR PURPOSE</u></b>	<b><u>APPROPRIATIO N AND ESTIMATED COST</u></b>	<b><u>AMOUNT OF BONDS OR NOTES</u></b>
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Construction of Roadway Improvements to Garden Avenue, Garfield Avenue and Maple Avenue pursuant to the 2023 NJDOT Municipal Aid Program, including milling and overlay, paving and curbs, such new roadway pavement to be at least equal in useful life or durability to a road of Class B construction, as referred to in Section 40A:2-22 of the Local Bond Law, together with the construction or reconstruction of drainage facilities, demolition of unfit structures, pavement preparation, pavement construction or reconstruction, asphalt concrete resurfacing, driveway, curb, sidewalk and shoulder restoration, handicapped accessible curb ramps, and all other necessary or desirable structures, appurtenances and work or materials, all as shown on and in accordance with the plans and specifications therefore on file or to be filed in the office of the Borough Clerk and hereby approved, including the costs of surveying, construction planning, engineering, preparation of plans and specifications, permits, bid documents and construction inspection and administration.

	<u>\$450,000.00</u>	<u>\$450,000.00</u>
<b>TOTAL</b>	<u>\$450,000.00</u>	<u>\$450,000.00</u>

The excess of the appropriation made for such improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefore, as stated above, not including the amount of any grant, is the amount of the said down payments for said purposes.

**Section 4. Authorization of Notes**

In anticipation of the issuance of said bonds and to temporarily finance said improvements, negotiable notes of the Borough in a principal amount equal to the said principal of bonds not exceeding FOUR HUNDRED FIFTY THOUSAND DOLLARS (\$450,000.00) are hereby authorized to be issued pursuant to the limitations prescribed by the Local Bond Law. All such note(s) shall mature at such time as may be determined by the Chief Financial Officer or such other Financial Officer designated by Resolution for these purposes (both being hereinafter referred to in this Section as Chief Financial Officer); provided that no note shall mature later than one (1) year from its issue date. Such note(s) shall bear interest at a rate or rates and shall be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with any note(s) issued pursuant to this Ordinance, and the signature of the Chief Financial Officer upon such note(s) shall be conclusive evidence as to all such determinations. The Chief Financial Officer is hereby authorized to sell the note(s) from time to time at public or private sale in such amounts as the Chief Financial Officer may determine and not less than par, and to deliver the same from time to time to the purchasers thereof upon receipt of the purchase price plus accrued interest from their dates to the date of delivery thereof as payment thereof. Such Chief Financial Officer is authorized and directed to report in writing to the Mayor and the Council of the Borough at the meeting next succeeding the date when any sale or delivery of the note(s) pursuant to this Ordinance is made. Such report shall include the amount, the description, the interest rate, the maturity schedule of the note(s) sold, price obtained and the name of the purchaser. All note(s) issued hereunder may be renewed from time to time for periods not exceeding one (1) year for the time period specified in and in accordance with the provisions and limitations of N.J.S.A. 40A:2-8(a) of the Local Bond Law. The Chief Financial Officer is further directed to determine all matters in connection with said note or notes and not determined by this Ordinance. The Chief Financial Officer's signature upon said note(s) shall be conclusive evidence of such determination.

**Section 5. Capital Budget**

The capital budget of the Borough is hereby amended to conform with the provisions of this bond ordinance. The resolution in the form promulgated by the Local Finance Board showing full detail of the capital budget and capital program is on the file with the Clerk and is available there for public inspection.

**Section 6. Additional Matters**

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

(a) The said purposes described in Section 3 of this bond ordinance are not current expenses and are properties or improvements which the Borough may lawfully require or make as a general improvement, and no part of the cost thereof has been or shall be specifically assessed on property specifically benefited thereby.

(b) The period of usefulness of said purposes authorized herein as determined in accordance with the Local Bond Law 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 Borough Clerk and a complete duplicate thereof has been electronically 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, and 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 for in this bond ordinance by **FOUR HUNDRED FIFTY THOUSAND DOLLARS (\$450,000.00)**, and the said obligations authorized by this bond ordinance will be within the debt limitations prescribed by the Local Bond Law.

(d) Amounts not exceeding **SEVENTY THOUSAND DOLLARS (\$70,000.00)** in the aggregate for interest on said obligations, costs of issuing said obligations, architectural, engineering and inspection costs, legal expenses, a reasonable proportion of the compensation and expenses of employees of the Borough in connection with the acquisition of such improvement and property as authorized herein, and other items of expense listed in and permitted under Section 40A:2-20 of the Local Bond Law have been included as part of the costs of said improvement and are included in the foregoing estimate thereof.

(e) There is no down payment required for this Bond Ordinance as this Bond Ordinance authorizes obligations of the Borough solely for a project that will be funded by a State grant in accordance with N.J.S.A. 40A:2-11c.

**Section 7. Ratification of Prior Actions**

Any action taken by any officials of the Borough in connection with the improvements described in Section 3 hereof are hereby ratified and confirmed notwithstanding that such actions may have been taken prior to the effective date of this bond ordinance and shall be deemed to have been taken pursuant to this bond ordinance.

**Section 8. Application of Grants**

Any grant moneys received for the purpose 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 but not issued hereunder shall be reduced to the extent that such funds are so used.

**Section 9. Full Faith and Credit**

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

**Section 10. Official Intent to Reimburse Expenditures**

The Borough reasonably expects to reimburse any expenditures towards the cost of the improvement or purpose described in Section 3 of this bond ordinance and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. No funds from sources other than the bonds or notes authorized herein has been or is reasonably expected to be reserved, allocated on a long-term basis or otherwise set aside by the Borough, or any member of the same “control group” as the Borough, within the meaning of Treasury Regulations Section 1.150-1(f), pursuant to their budget or financial policies with respect to any expenditures to be reimbursed. This Section is intended to be and hereby is a declaration of the Borough’s official intent to reimburse any expenditures towards the costs of the improvement or purpose described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations Section 1.103-18, and no action (or inaction) will be an artifice or device in accordance with Treasury Regulation Section yield restrictions or arbitrage rebate requirements.

**Section 11. Effective Date**

This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.



**MAYOR DOYLE INTRODUCED:**

**ORDINANCE 2023-12 – FINAL READING – PUBLIC HEARING  
PROPOSED ADOPTION**

AN ORDINANCE OF THE BOROUGH OF ISLAND HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY, REPEALING AND REPLACING CERTAIN SECTIONS OF CHAPTER 12 OF THE BOROUGH CODE ENTITLED – BUILDING AND HOUSING

The Public Hearing on Proposed Ordinance 2023-12 is now open, persons who wish to comment, please ask to be recognized and state your name for the record:

Public Comments:

**Kris Sabey** – Commented on the tabling of the Proposed Ordinance

Motion to Close Public Hearing:

Motion: Ms. Thompson

Second: Ms. Pendleton

Voice Vote:                      Yes: Unanimous                      No:

Mayor Doyle entertained a:

Motion to Waive Reading and Adopt Proposed Ordinance 2023-12 as Introduced:

Motion: Ms. Thompson

Second: Ms. Pendleton

Voting Record:

Mr. Baxter	Mr. Fumo	Mr. Gabriel	Ms. Pendleton	Ms. Thompson	Mr. Weber	Mayor Doyle
<u>Yes</u> /No	<u>Yes</u> /No	<u>Yes</u> /No	<u>Yes</u> /No	<u>Yes</u> /No	<u>Yes</u> /No	<u>Yes</u> /No
Abs.	Abs.	Abs.	Abs.	Abs.	Abs.	Abs.

Proposed Ordinance 2023-12

Note: Due to the length of this proposed Ordinance the text has been placed at the end of this agenda.

**MAYOR DOYLE INTRODUCED:**

**ORDINANCE 2023-13 – FINAL READING – PUBLIC HEARING  
PROPOSED ADOPTION**

AN ORDINANCE OF THE BOROUGH OF ISLAND HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING BOROUGH CODE CHAPTER 19 ENTITLED – PARKS, RECREATION AREAS AND OTHER PUBLIC PLACES

The Public Hearing on Proposed Ordinance 2023-13 is now open, persons who wish to comment, please ask to be recognized and state your name for the record:

Public Comments:

None

Motion to Close Public Hearing

Motion: Mr. Gabriel  
Second: Mr. Fumo

Voice Vote:                      Yes: Unanimous                      No:

Mayor Doyle entertained a:

Motion to Waive Reading and Adopt Proposed Ordinance 2023-13 as Introduced:

Motion: Ms. Thompson  
Second: Ms. Pendleton

Voting Record:

Mr. Baxter	Mr. Fumo	Mr. Gabriel	Ms. Pendleton	Ms. Thompson	Mr. Weber	Mayor Doyle
<u>Yes/No</u>	<u>Yes/No</u>	<u>Yes/No</u>	<u>Yes/No</u>	<u>Yes/No</u>	<u>Yes/No</u>	<u>Yes/No</u>
Abs.	Abs.	Abs.	Abs.	Abs.	Abs.	Abs.

ORDINANCE 2023-13

AN ORDINANCE OF THE BOROUGH OF ISLAND HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING BOROUGH CODE CHAPTER 19 ENTITLED – PARKS, RECREATION AREAS AND OTHER PUBLIC PLACES

Language in ***Bold and Italics*** is thus new language

19-2.2 Badges Required.

No person 13 years of age or older shall be permitted to use the areas set forth in Subsection 19-2.1 for sitting upon a Borough beach, crabbing, fishing, swimming, or playing any court or field sport ***or using any playground or recreation equipment***, unless such person shall have on his/her person and produce for inspection by a duly authorized Borough employee, a daily recreation permit or an annual recreation badge issued by the Borough for the privilege of the use of these public areas and facilities. ***Persons 12 years of age or under who are sitting upon a Borough beach, crabbing, fishing, swimming, or playing any court or field sport or using any playground or recreation equipment must be at all times under the supervision of a responsible adult who shall have on his/her person and produce for inspection by a duly authorized Borough employee, a daily recreation permit or an annual recreation badge issued by the Borough for the privilege of the use of these public areas and facilities.*** The Borough hereby exempts all active duty military personnel and military veterans from the requirement that they purchase a daily recreation permit or an annual recreation badge upon such persons providing proof of their active duty military or veteran status to a duly authorized employee of the Borough. This subsection shall not apply to clubs or organizations who have obtained prior approval from the Mayor and Council for the use of public areas or facilities on designated days.

**MAYOR DOYLE INTRODUCED:**

**ORDINANCE 2023-14 – FIRST READING – PROPOSED INTRODUCTION**

A BOND ORDINANCE OF THE BOROUGH OF ISLAND HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY, PROVIDING FOR THE WATER METER REPLACEMENT PROJECT AND APPROPRIATING ONE MILLION TWO HUNDRED THOUSAND DOLLARS (\$1,200,000.00) THEREFOR AND AUTHORIZING THE ISSUANCE OF UP TO ONE MILLION TWO HUNDRED THOUSAND DOLLARS (\$1,200,000.00) AGGREGATE PRINCIPAL AMOUNT BONDS OR NOTES TO FINANCE THE COST THEREOF

Mayor Doyle entertained a:

Motion to Waive Reading and Introduce Proposed Ordinance  
2023-14

Motion: Mr. Baxter  
Second: Mr. Fumo

Voting Record:

Mr. Baxter	Mr. Fumo	Mr. Gabriel	Ms. Pendleton	Ms. Thompson	Mr. Weber	Mayor Doyle
<u>Yes/No</u>	<u>Yes/No</u>	<u>Yes/No</u>	<u>Yes/No</u>	<u>Yes/No</u>	<u>Yes/No</u>	<u>Yes/No</u>
Abs.	Abs.	Abs.	Abs.	Abs.	Abs.	Abs.

ORDINANCE 2023-14

A BOND ORDINANCE OF THE BOROUGH OF ISLAND HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY, PROVIDING FOR THE WATER METER REPLACEMENT PROJECT AND APPROPRIATING ONE MILLION TWO HUNDRED THOUSAND DOLLARS (\$1,200,000.00) THEREFOR AND AUTHORIZING THE ISSUANCE OF UP TO ONE MILLION TWO HUNDRED THOUSAND DOLLARS (\$1,200,000.00) AGGREGATE PRINCIPAL AMOUNT BONDS OR NOTES TO FINANCE THE COST THEREOF

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL (not less than two-thirds (2/3) of all the members thereof affirmatively concurring), AS FOLLOWS:

**Section 1. Description of Project:**

The Borough of Island Heights (the “**Borough**”) hereby authorizes the following water infrastructure improvement project to improve, maintain and support compliance by the Borough with the drinking water regulations of the State of New Jersey and thereby improve the Borough’s water system (the “**Water Meter Replacement Project**”):

**IMPROVEMENT OR  
APPROPRIATION  
PURPOSE**

**ESTIMATED COST**

Water Meter Replacement Project, including replacement of approximately 925 portable water meters with new units within the Borough, including all other necessary or desirable structures, appurtenances, work, equipment, material and all costs of surveying, construction, planning, design, engineering, preparation of plans and specifications, permits, bid documents, construction inspection, administration, accounting, architectural, financial and legal.

\$1,200,000.00

**Section 2. Permanent Funding of Appropriation**

(a) To provide funds to permanently fund the costs of the Water Meter Replacement

Project (the “**Project Costs**”), the issuance by the Borough of bonds in the aggregate principal amount of up to **ONE MILLION TWO HUNDRED THOUSAND DOLLARS (\$1,200,000.00)** is hereby authorized, approved, ratified and confirmed. It is anticipated that the Borough will issue general obligation bonds of the Borough to the New Jersey Infrastructure Bank (the “**I-Bank**”) and the State of New Jersey, acting by and through the New Jersey Department of Environmental Protection (the “**State**”) pursuant to the New Jersey Infrastructure Bank Financing Program (the “**I-Bank Financing Program**”) to pay the Project Costs.

(b) In accordance with N.J.S.A. 40A:2-11(c), no down payment shall be required in connection with the issuance of the bonds for the Water Meter Replacement Project as this Bond Ordinance authorizes an obligation referred to in N.J.S.A. 40A:2-7(h) for purposes that are self-liquidating as described in N.J.S.A. 40A:2-45.

### **Section 3. Temporary Construction Financing From I-Bank Prior to Issuance of Bonds**

In anticipation of the issuance of the bonds, the Borough hereby authorizes, if necessary or desirable, the issuance, sale and award of construction project notes (the “**Construction Project Notes**”) pursuant to the I-Bank’s construction financing program (the “**I-Bank Construction Financing Program**”). The Construction Project Notes shall be substantially in the form provided by the I-Bank in the I-Bank Construction Financing Program’s loan agreement. The execution and delivery of the Construction Project Notes and all additional documents and instruments related thereto by the Mayor, Chief Financial Officer and Borough Clerk (collectively, the “**Authorized Officials**”) is hereby authorized. The Authorized Officials are each hereby authorized to determine, pursuant to the terms and conditions established by the I-Bank and the State under the I-Bank Construction Financing Program’s loan agreement and the terms and conditions of this Ordinance and any subsequent Resolution of the Mayor and Council, the following items with respect to the Construction Project Notes: (a) the aggregate principal amount of the Construction Project Notes to be issued, which amount shall not exceed \$1,200,000.00; (b) the maturity of the Construction Project Notes, which shall be no later than two years after the date of issuance thereof; (c) the date of the Construction Project Notes; (d) the interest rate of the Construction Project Notes, which shall not exceed six (6.0%) per annum; (e) the purchase price for the Construction Project Notes; and (f) such other matters with respect to the Construction Project Notes as may be necessary, desirable or convenient in connection with the sale, issuance and delivery thereof. The Authorized Officials are hereby further authorized to manually execute and deliver and the Borough Clerk is hereby further authorized to attest by manual signature to such execution and to affix, imprint, engrave or reproduce the corporate seal of the Borough to any document, instrument or closing certificate deemed necessary, desirable or convenient by the Authorized Officials in their respective sole discretion, after consultation with the Consultants, to be executed in connection with the execution and delivery of the Construction Project Notes and the consummation of the transactions contemplated thereby, which determination shall be conclusively evidenced by the execution of each such document, instrument or closing certificate by the party authorized under this resolution to execute such document, instrument or closing certificate.

**Section 4. Authorization of Bond Anticipation Notes In Lieu of I-Bank Construction Financing**

If the Borough shall elect to forego the I-Bank Construction Financing Program, then prior to the issuance of permanent bonds and to temporarily finance the Water Meter Replacement Project stated in Section 1, above, negotiable notes of the Borough in a principal amount not exceeding **ONE MILLION TWO HUNDRED THOUSAND DOLLARS (\$1,200,000.00)** are hereby authorized to be issued pursuant to the limitations prescribed by the Local Bond Law. All such note(s) shall mature at such time as may be determined by the Chief Financial Officer or such other Financial Officer designated by Resolution for these purposes (both being hereinafter referred to in this Section as Chief Financial Officer); provided that no note shall mature later than one (1) year from its issue date. Such note(s) shall bear interest at a rate or rates and shall be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with any note(s) issued pursuant to this Bond Ordinance, and the signature of the Chief Financial Officer upon such note(s) shall be conclusive evidence as to all such determinations. The Chief Financial Officer is hereby authorized to sell the note(s) from time to time at public or private sale in such amounts as the Chief Financial Officer may determine and not less than par, and to deliver the same from time to time to the purchasers thereof upon receipt of the purchase price plus accrued interest from their dates to the date of delivery thereof as payment thereof. Such Chief Financial Officer is authorized and directed to report in writing to the Mayor and Council at the meeting next succeeding the date when any sale or delivery of the note(s) pursuant to this Bond Ordinance is made. Such report shall include the amount, the description, the interest rate, the maturity schedule of the note(s) sold, price obtained and the name of the purchaser. All note(s) issued hereunder may be renewed from time to time for periods not exceeding one (1) year for the time period specified in and in accordance with the provisions and limitations of N.J.S.A. 40A:2-8(a) of the Local Bond Law. The Chief Financial Officer is further directed to determine all matters in connection with said note or notes and not determined by this Bond Ordinance. The Chief Financial Officer's signature upon said note(s) shall be conclusive evidence of such determination.

**Section 5. Additional Matters**

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

- (a) The said purposes described in Section 1 of this Bond Ordinance are not current expenses and are properties or improvements which the s may lawfully undertake as a self-liquidating purpose of a municipal public utility. No part of the cost thereof has been or shall be specifically assessed on property specifically benefited thereby.
- (b) The average period of usefulness of said purposes authorized herein, taking into consideration the respective amounts of said obligations authorized for such purposes, computed in accordance with N.J.S.A. 40A:2-22 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 duplicate thereof has been electronically 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, and 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 for in this Bond Ordinance by **ONE MILLION TWO HUNDRED THOUSAND DOLLARS (\$1,200,000.00)**, and that the net debt of the Borough determined as provided in the Local Bond Law is not increased by this Bond Ordinance. The said obligations authorized by this Bond Ordinance will be within the debt limitations prescribed by the Local Bond Law.
- (d) Amounts not exceeding **THREE HUNDRED FIFTY THOUSAND DOLLARS (\$350,000.00)** in the aggregate for interest on said bonds, costs of issuing said bonds, engineering and inspection costs, legal expenses, a reasonable proportion of the compensation and expenses of employees of the Borough in connection with the improvements as authorized herein, and other items of expense listed in and permitted under N.J.S.A. 40A:2-20 of the Local Bond Law have been included as part of the costs of said improvement and are included in the foregoing estimate thereof.

#### **Section 6. Maturity of Bonds**

The bonds shall mature at such time or times not exceeding forty (40) years from the date thereof or as may be approved by the Local Finance Board of the Division of Local Government Services of the Department of Community Affairs of the State of New Jersey (“**Local Finance Board**”) pursuant to N.J.S.A. 58:11B-9(a) and 40A:2-26 of the Local Bond Law, as may be applicable. All other terms of the notes and bonds, including, without limitation, the dates thereof, the rate or rates of interest to be paid thereon, the provisions for redemption prior to maturity thereof, and the place or places for payment thereof, shall be as determined by subsequent resolution or resolutions of the Borough Council as permitted by N.J.S.A. 40A:2-16 of the Local Bond Law.

#### **Section 7. Authorization to Contract**

The Borough is hereby authorized and directed to enter into any and all contracts or agreements necessary, desirable or convenient to effectuate the financing program with the I-Bank authorized by this Bond Ordinance.



**Section 8. Execution of Documents**

The Mayor, Chief Financial Officer and the Borough Clerk are hereby jointly and severally authorized and directed to take all actions and execute all documents and instruments necessary or appropriate to carry out the purposes of this Bond Ordinance, including, without limitation, the furnishing of such documentation and information as may be required by the Director of the Local Finance Board. All prior actions taken by such officials in connection with the financing program authorized by this Bond Ordinance are hereby ratified and confirmed.

**Section 9. Covenants**

The Borough hereby covenants to take any action necessary or refrain from taking such action in order to preserve the tax-exempt status of the bonds and notes authorized hereunder as is or may be required under the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder (the “Code”), including compliance with the Code with regard to the use, expenditure, investment, timely reporting and rebate of investment earnings as may be required thereunder.

**Section 10. Ratification of Prior Actions**

Any action taken by any officials of the Borough in connection with the improvements described in Section 1 hereof are hereby ratified and confirmed notwithstanding that such actions may have been taken prior to the effective date of this Bond Ordinance and shall be deemed to have been taken pursuant to this Bond Ordinance.

**Section 11. Application of Grants**

Any grant moneys received for the purposes described in Section 1 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this Bond Ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

**Section 12. Full Faith and Credit**

The full faith and credit of the Borough are hereby pledged to punctual payment of the principal and interest on the said obligations authorized by this Bond Ordinance. Said obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy *ad valorem* taxes upon all of the taxable property within the Borough for the payment of said obligations and interest thereon without limitation of rate or amount.

**Section 13. Official Intent to Reimburse Expenditures**

The Borough reasonably expects to reimburse any expenditures towards the cost of the improvements or purposes described in Section 1 of this Bond Ordinance and paid prior to the issuance of any bonds or notes authorized by this Bond Ordinance with the proceeds of such bonds or notes. No funds from sources other than the bonds or notes authorized herein has been or is reasonably expected to be reserved, allocated on a long-term basis or otherwise set aside by the Borough, or any member of the same “control group” as the Borough, within the meaning of Treasury Regulations Section 1.150-1(f), pursuant to their budget or financial policies with respect to any expenditures to be reimbursed. This Section is intended to be and hereby is a declaration of the Borough’s official intent to reimburse any expenditures towards the costs of the improvements or purposes described in Section 1 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations Section 1.103-18, and no action (or inaction) will be an artifice or device in accordance with Treasury Regulation Section yield restrictions or arbitrage rebate requirements.

**Section 14. Effective Date**

This Bond Ordinance shall take effect twenty (20) days after the first publication hereof after final passage, as provided by the Local Bond Law

**Section 15. Capital Budget**

The capital or temporary capital budget of the Borough is hereby amended to conform with the provisions of this Bond Ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary budget has been filed with the Division of Local Government Services.

**MAYOR DOYLE INTRODUCED:**

**ORDINANCE 2023-15 – First Reading – Proposed Introduction**

AN ORDINANCE OF THE BOROUGH OF ISLAND HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY, REPEALING AND REPLACING BOROUGH CODE CHAPTER 3 – SECTIONS 2, 3 AND 4, ENTITLED “HOLIDAYS, VACATIONS AND SICK LEAVE”

Mayor Doyle entertained a:

Motion to Waive Reading and Introduce Proposed Ordinance

2023-15

Motion: Mr. Weber  
Second: Ms. Thompson

Voting Record:

Mr. Baxter	Mr. Fumo	Mr. Gabriel	Ms. Pendleton	Ms. Thompson	Mr. Weber	Mayor Doyle
<u>Yes/No</u>	<u>Yes/No</u>	<u>Yes/No</u>	<u>Yes/No</u>	<u>Yes/No</u>	<u>Yes/No</u>	<u>Yes/No</u>
Abs.	Abs.	Abs.	Abs.	Abs.	Abs.	Abs.

ORDINANCE 2023-15

AN ORDINANCE OF THE BOROUGH OF ISLAND HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY, REPEALING AND REPLACING BOROUGH CODE CHAPTER 3 – SECTIONS 2, 3 AND 4, ENTITLED “HOLIDAYS, VACATIONS AND SICK LEAVE”

The following shall replace Borough Code Chapter 3 – Sections 2, 3 and 4:

3-2

HOLIDAYS

- a. The following are the official Holidays recognized by the Borough:

New Years Day – January 1<sup>st</sup>

Martin Luther King, Jr. Day – Third Monday in January

Abraham Lincolns Birthday – February 12th

George Washingtons Birthday – Third Monday in February

Good Friday – Friday Prior to Easter Sunday

Memorial Day – Last Monday in May

Independence Day – July 4th

Labor Day – First Monday in September

Columbus Day – Second Monday in October

General Election Day – First Tuesday After the First Monday in November

Veterans Day – November 11th

Thanksgiving Day – Fourth Thursday in November

Friday Following Thanksgiving day

Christmas Day – December 25<sup>th</sup>

- b. If any of the aforementioned Holidays occur on a Sunday, the Holiday shall be observed on the following Monday. If any of the aforementioned Holidays occur on a Saturday, the Holiday shall be observed on the preceding Friday.

3-3

#### VACATIONS

- a. All full-time employees shall be entitled to the annual vacation leave allotments listed below:
  - 1. First Calendar Year of Full Time Employment - Vacation leave with pay shall be earned at the rate of eight (8) working hours for each full calendar month of service.
  - 2. Second Year of Full Time Employment – Twelve (12) Days
  - 3. Third Year through Tenth Year of Full Time Employment – Sixteen (16) Days
  - 4. Eleventh Year through Fifteenth Year of Full Time Employment – Twenty (20) Days
  - 5. Sixteen Years or More of Full Time Employment – Twenty Five (25) Days
- b. Vacation leave shall be taken within the calendar year in which it is earned on dates selected by the employee and subject to approval by their Department Head. Vacation leave shall not be carried forward into any successive year without the approval of the Mayor or his/her designee.

3-4

#### SICK LEAVE

- a. All full-time employees shall receive one (1) day of sick leave for every full month of service during their first calendar year of full time employment.
- b. Beginning the second year of their full-time employment, said employees shall receive fifteen (15) days of sick leave annually.
- c. Sick leave not used, shall accumulate from year to year up to a maximum of sixty (60) days. At the end of each calendar year, the Borough shall buy back all accumulated sick leave in excess of sixty (60) days at fifty percent (50%) of the full time employee's hourly rate of pay.

- d. Upon retirement from Borough service, full time employees shall be compensated for any accumulated sick leave at fifty percent (50%) of the full time employee’s hourly rate of pay up to the maximum amount allowed by Law.

**MAYOR DOYLE INTRODUCED THE:**

**APPROVAL OF PRIOR MEETING MINUTES**

Resolution 2023-129                      Approving the Proposed Minutes for the Regular Meeting of the Mayor and Council Conducted on October 17, 2023 (By Title)

Motion: Ms. Pendleton  
Second: Ms. Thompson

Comments/Discussion: None

Voting Record:

Mr. Baxter	Mr. Fumo	Mr. Gabriel	Ms. Pendleton	Ms. Thompson	Mr. Weber	Mayor Doyle
<u>Yes/No</u>	<u>Yes/No</u>	<u>Yes/No</u>	<u>Yes/No</u>	<u>Yes/No</u>	<u>Yes/No</u>	Yes/No
Abs.	Abs.	Abs.	Abs.	Abs.	Abs.	<u>Abs.</u>

**MAYOR DOYLE INTRODUCED THE:**

**RESOLUTIONS ON THE CONSENT AGENDA**

Resolution 2023-130                      Authorizing Transfers Between Budget Appropriations contained in the 2023 Municipal Budget of the Borough

Motion: Mr. Baxter  
Second: Ms. Thompson

Resolution 2023-131

Authoring the Mayor and the Borough Clerk to Execute a “Schedule C” Agreement with the County of Ocean for the Provision of Materials and Services during Calendar Year 2024 in an Amount Not to Exceed \$40,000.00

Motion: Ms. Pendleton  
Second: Mr. Fumo

Resolution 2023-132

Approving the Purchase of an Omni Six Inch Water Meter for Borough Potable Water Well # 10 as a Proprietary Purchase from Core and Main of Berlin, New Jersey in an Amount Not to Exceed \$6,050.00

Motion: Ms. Thompson  
Second: Mr. Weber

Resolution 2023-133

Approving Change Order #1 for MA 2020 – Camp Walk and Highland Avenue Road Improvement Project in the Amount of \$33,725.50

Motion: Ms. Pendleton  
Second: Mr. Gabriel

Resolution 2023-134

Approving Change Order #1 for MA 2021 – Bay, Dirmitt, East End and Thomas Avenues Road Improvement Project in the Amount of \$6,476.49

Motion: Mr. Fumo  
Second: Mr. Baxter

Resolution 2023-135

Approving the Submission of the “Best Practices Inventory” for the Borough as Prepared by the Borough Clerk and the Chief Financial Officer to the Division of Local Government Services (By Title)

Motion: Ms. Thompson  
Second: Ms. Pendleton

Resolution 2023-136

Authorizing the Release of a Sanitary Sewer Connection Bond to Randall Hartranft of Island Heights in the Amount of \$2,000.00 (By Title)

Motion: Mr. Gabriel

Second: Mr. Weber

Resolution 2023-137

Authorizing the Mayor and the Borough Clerk to Enter Into a Shared Service Agreement for the Hiring and Compensation of a Class III Police Officer in the Island Heights Police Department for Assignment to the Island Heights Elementary School (By Title)

Motion: Mr. Fumo

Second: Mr. Weber

Resolution 2023-138

Authorizing the Hiring of Michael Cipriano as a Class III Police Officer for the Island Heights Police Department for Assignment to the Island Heights Elementary School with an Effective Date of November 11, 2023 at an Hourly Rate of \$31.00

Motion: Mr. Weber

Second: Mr. Gabriel

Resolution 2023-139

Approving the Hiring of Cory Bufano as a Full Time Laborer in the Island Heights Public Works Department with an Effective Date of November 11, 2023 at an Hourly Rate of \$20.00

Motion: Ms. Pendleton

Second: Mr. Gabriel

Resolution 2023-140

Approving the Use of the Wanamaker Parking Lot and Certain Borough Streets by the Purpose and Hope Foundation for a 5K Run and Walk on November 18, 2023, Between the Hours of 7:00 A.M. and 12 Noon (By Title)

Motion: Mr. Fumo

Second: Mr. Gabriel

Comments/Discussion by Council Members of Items on the Consent Agenda:

**Ms. Thompson** – I will be voting no on Resolutions 2023-137 and 138 as I do not believe that the Role of this employee has not been sufficiently defined.

**Ms. Pendleton** - I will be voting no on Resolutions 2023-137 and 138 as the Elementary School Just spent a significant amount of money on security system upgrades and this step seems Unnecessary.

Comments/Discussion from the Floor on Items on the Consent Agenda:

None

Mayor Doyle entertained a:

Motion for Adoption of all of the Resolutions on the Consent Agenda:

Motion: Mr. Weber

Second: Mr. Fumo

Voting Record:

Mr. Baxter	Mr. Fumo	Mr. Gabriel	Ms. Pendleton	Ms. Thompson	Mr. Weber	Mayor Doyle
<u>Yes/No</u>	<u>Yes/No</u>	<u>Yes/No</u>	<u>Yes/No</u>	<u>Yes/No</u>	<u>Yes/No</u>	<u>Yes/No</u>
Abs.	Abs.	Abs.	Abs.	Abs.	Abs.	Abs.

Note: Ms. Pendleton and Ms. Thompson voted No on Resolutions 2023-137 and 138.



**MAYOR DOYLE INTRODUCED THE:**

**BILL LIST AND PROCUREMENTS**

Resolution 2023-141

Approving Payment of all of the Items on the Bill List Submitted by the Purchasing Agent (By Title)

Motion: Mr. Baxter

Second: Ms. Pendleton

Discussion/Comments: None

Voting Record:

Mr. Baxter	Mr. Fumo	Mr. Gabriel	Ms. Pendleton	Ms. Thompson	Mr. Weber	Mayor Doyle
<u>Yes/No</u>	<u>Yes/No</u>	<u>Yes/No</u>	<u>Yes/No</u>	<u>Yes/No</u>	<u>Yes/No</u>	<u>Yes/No</u>
Abs.	Abs.	Abs.	Abs.	Abs.	Abs.	Abs.

**MAYOR DOYLE INTRODUCED THE COUNCIL MEMBER REPORTS:**

**Mayor Doyle** – The County completed the paving of Ocean Avenue.

The new groin is now under construction at Long Point.

We are now soliciting bids for the replacement of the water main on Lake Drive and this work will be completed in the next few months.

We will be paving Lake Drive and Holly Avenue in the spring when the weather breaks.

**Mr. Fumo** – Our Fire Department is having an open house at their new building on November 18<sup>th</sup> starting at 9:30 AM and all are welcome.

Our First Aid Squad has answered 233 calls for service so far this year.

**Mr. Weber** – Our Elementary School is having their Veterans Day Ceremony on November 15<sup>th</sup> and all are welcome to attend.

**Mr. Gabriel** – Our Police Officers issued 54 summons in the month of October and they have answered over 5,000 calls for service so far this year.

**Mr. Baxter** – After a very busy year our Planning Board will not be meeting this month as there are no new matters for consideration.

Our Municipal Court receipts are already three times what they were in 2022.

**Ms. Pendleton** – We are please to welcome Cory as our new full time DPW employee. This month we had an eight inch water main suffer a break on East End Avenue, it was repaired by our DPW.  
DPW continues its fall collection of brush and leaves.  
A reminder that the DPW Recycling Center closes at 2:45 PM on weekdays.  
DPW repainted the parking lines at Long Point.  
The Simpson Avenue crosswalk was repainted.  
DPW is planting a dozen new shade trees around the Borough.  
Our Cultural and Heritage Association will be presenting the last of their speaker series on November 20<sup>th</sup> at 7 PM with the topic of shipwrecks.  
Our pumpkin patch and decorating day were very successful and enjoyed by children and adults.

**Susan Thompson** – Work at preparing the Community Garden for winter continues. Those who wish to participate next year can begin to pay your fees after the first of the year at the Borough Office.  
Our Construction Office has collected over one hundred thousand dollars in fees so far this year and completed over six hundred inspections.  
Our Code and Zoning Office reports; 73 Zoning Applications reviewed, 45 Certificate of Occupancy inspections completed and 39 Tree Permits reviewed.

#### **MAYOR DOYLE INTRODUCED:**

#### **DISCUSSION & PRIVILEGE OF THE FLOOR (PUBLIC COMMENT):**

**Betsy Hyle** – Commented on the work of our Library Staff and that they have received an MVP Award from the County for 2023.

**Kris Sabey** – Commented on the votes cast by Council Members

**Chris Wightman** – Commented on Sailfest

**Bill Richert** – Thanked Terry Kempton for donating his services in repairing the Post Office Flag Pole

**Diane Dellarocca** – Commented on the Borough Holiday Tree at Memorial Field

#### **MAYOR DOYLE ENTERTAINED A MOTION FOR ADJOURNMENT**

**The Meeting was adjourned at 7:45 PM by Unanimous Consent.**

ORDINANCE 2023-12

AN ORDINANCE OF THE BOROUGH OF ISLAND HEIGHTS, COUNTY OF OCEAN,  
STATE OF NEW JERSEY, REPEALING AND REPLACING CERTAIN SECTIONS OF  
CHAPTER 12 OF THE BOROUGH CODE ENTITLED – BUILDING AND HOUSING

The following shall repeal and replace Borough Code Chapters 11-1, 11-1.1 and 11-1.2

Chapter 11. Building and Housing

11-1. UNIFORM CONSTRUCTION CODE

**11-1.1. Uniform Construction Code Enforcing Agency**

- a. There is hereby established in the Borough a State Uniform Construction Code Enforcing Agency to be known as the "Borough of Island Heights Construction Office" consisting of a Construction Official, Deputy Construction Official, Technical Assistant(s) to the Construction Official and such other subcode officials for such additional subcodes as the Commissioner of the Department of Community Affairs, State of New Jersey, shall hereafter adopt as part of the State Uniform Construction Code. The Construction Official shall be the chief administrator of the Construction Office.
- b. Each official position created in paragraph a hereof shall be filled by a person qualified for such position pursuant to P.L. 1975, c. 217, as amended, and N.J.A.C. 5:23, provided that, in lieu of any particular subcode official, an on-site inspection agency may be retained by contract pursuant to N.J.A.C. 5:23. More than one (1) such official position may be held by the same person, provided that such person is qualified pursuant to P.L. 1975, c. 217, and N.J.A.C. 5:23 to hold such position(s).
- c. The public shall have the right to do business with the Construction Office at one (1) location except for emergencies and unforeseen or unavoidable circumstances.

**11-1.2. UCC Construction Permit Fees.** Under the provisions of this chapter all permit fees charged shall be rounded to the nearest dollar in accordance with standard mathematical practices (i.e., \$105.44 becomes \$105, and \$198.67 becomes \$199). The following construction permit fee schedules are hereby established:

**A. Plan Review.** The plan review fee shall be twenty five (25%) percent of the total cost of the construction permit. The minimum plan review fee shall be \$100.00. The amount paid as the plan review fee will be deducted from the total permit fee upon issuance. The plan review fee is nonrefundable.

**B. State of New Jersey Training Fee.** The State of New Jersey training fee shall be collected at the rate in effect at the time of permit issuance per N.J.A.C. 5:23-4.19(b) and shall be rounded to the nearest whole dollar.

**C. UCC Building Subcode Code Permit Fees:** Permit Fees shall be as follows:

**1. Minimum Building Subcode Permit Fee:** Permit Fee \$75.00

**2. Review of Documentation or Change of Contractor:** Permit Fee \$75.00.

**3. New Construction.** The permit fee shall be based upon the volume of the structure. The volume computation shall be determined by N.J.A.C. 5:23-2.28. Use groups and types of construction are classified and defined in the currently adopted Building Subcode:

**a. New Residential Construction.** Per cubic feet of volume: fee \$0.043:  
Minimum Permit Fee \$100.00.

**b. New Construction, All Other Use Groups (per cubic foot of volume):**

- a. Use Groups A-1, A-2, A-3, A-4, B, F, S-1, S-2 and H: Permit Fee \$0.040.
- b. All other use groups: Permit Fee \$0.030.
- c. Minimum fee for Subsection A(2)(b)[1] and [2]: Permit Fee \$125.00
- d. Maximum fee for Subsection A(2)(b)[4]: Permit Fee \$750.00
- e. Minimum fee for Subsection A(2)(b)[4]: Permit Fee \$75.00
- f. Modular and premanufactured building and moving houses, basic unit set on footing and foundation: Permit Fee \$250.00

**4. Renovations, Alterations and Repairs.** Permit fees shall be based on the estimated cost of work. (for the purpose of determining the estimated cost, the applicant shall submit to the Construction Official such cost data as may be available produced by an architect or engineer of record or by a recognized estimating firm or by the general contractor. The Construction Official shall make the final decision regarding the estimated cost:

- a. Minimum Permit Fee: \$75.00
- b. \$1.00 to \$50,000.00 (per thousand): Permit Fee \$75.00
- c. \$50,001.00 to \$100,000.00 (per thousand): Permit Fee - Add \$35.00
- d. Over \$100,000.00 (per thousand): Permit Fee - Add \$25.00
- e. For the combination of addition and renovation, the sum of the fees shall be computed separately as additions and renovations.

**5. Retaining Walls – Four Feet in Height or Above:**

- a. Up to fifty (50) linear feet: Permit Fee \$150.00
- b. Fifty one (51) linear feet to one hundred (100) linear feet: Permit Fee \$225.00
- c. One hundred one (101) linear feet or more: Permit Fee - \$300.00

**6. Fireplaces (not to include natural gas or propane fireplaces), Masonry Chimneys, Wood Stoves and Chimneys.**

- a. Minimum Permit Fee: \$75.00

**7. Installation of Swimming Pools and Spas.**

- a. Aboveground units up to five hundred (500) square feet: Permit Fee \$100.00
- b. Aboveground units over five hundred (500) square feet: Permit Fee \$200.00
- c. In-ground units: Permit Fee \$225.00
- d. Public and commercial units: Permit Fee \$400.00

**8. Installation of Temporary Structures and Other Structures for Which Volume Cannot be Computed:**

- a. Minimum Permit Fee: \$75.00
- b. Sheds more than two hundred (200) square feet: Permit Fee \$100.00

**9. Demolition of Structure:**

- a. Use Group R, less than five thousand (5,000) square feet and thirty (30) feet high or less: Permit Fee \$75.00
- b. All others: Permit Fee \$125.00

**10. Signs:**

- a. Per Sign: Permit Fee \$100.00
- b. Sign Demolition: Permit Fee \$75.00

**11. Installation of Elevator Devices.**

- a. Minimum Permit Fee \$200.00

**12. Asbestos Removal.**

- a. Minimum Permit Fee: \$75.00
- b. Certificate of occupancy after the completion of asbestos abatement: Permit Fee \$100.00

**13. Tanks – Removal and Installation.**

- a. Tank capacity of up to two hundred and fifty (250) gallons: Permit Fee \$100.00
- b. Tank capacity of two hundred fifty one (251) to five hundred (500) gallons: Permit Fee \$150.00
- c. Tank capacity of five hundred one (501) or more gallons: Permit Fee \$300.00

**14. Lead Hazard Abatement.**

- a. Per Structure: Permit Fee \$100.00

**15. Certificate of Occupancy (UCC):**

- a. One or two family structures (Use Group R of Building Subcode) of less than thirty five (35) feet in height: Permit Fee: \$100.00

- b. All other use groups, basic building, excluding individual tenant occupancies:  
Permit Fee \$100.00
- c. Individual tenant occupancies - per unit: Permit Fee \$100.00
- d. Change of use certificate of occupancy: Permit Fee \$100.00
- e. Temporary Certificate of Occupancy (TCO) – Permit Fee \$100.00.

**16. Application for a Variation:**

- a. For Class I, II and III structures: Permit Fee \$75.00
- b. Resubmission Fee: Permit Fee \$75.00

**17. Reinstatement of a Lapsed Building Subcode Permit:**

- a. First Reinstatement: Permit Fee \$75.00
- b. Second Reinstatement: Permit Fee \$150.00
- c. Third Reinstatement: Permit Fee \$250.00
- d. Fourth or Additional Reinstatement: Permit Fee \$400.00

**18. Lead Abatement Clearance Certificate:** Permit Fee \$100.00

**D. UCC Electrical Subcode Permit Fees.** Permit Fees shall be as follows:

- 1. **Minimum Electrical Subcode Permit Fee:** Permit Fee \$75.00
- 2. **Review of Documentation or Change of Contractor:** Permit Fee \$75.00



3. **Electrical Fixtures and Devices;** including but not limited to; lighting outlets, wall switches, fluorescent fixtures, convenience receptacles, smoke and/or carbon monoxide detectors, voice and data outlets, devices and motors less than one (1) horsepower or one kilowatt that are not listed elsewhere in this schedule and connected to nominal 240/120 VAC 20 amp or less branch circuits, permit fees shall be as follows:

- a. One (1) to twenty five (25) fixtures or devices for lighting and ceiling fans, bathroom exhaust fans only: Permit Fee \$75.00
- b. For each additional increment of twenty five 25 fixtures or devices: Permit Fee \$50.00
- c. For each dedicated 20 amp - 120 volts circuit: Permit Fee \$25.00
- d. Circulator pumps and blower motors that are a part of a furnace and are rated at less than one horsepower: Permit Fee \$20.00
- e. Utility load management device (ATS): Permit Fee \$65.00
- f. Time of day relay switch for electrical water heaters: Permit Fee \$25.00
- g. All other devices or fixtures not listed in the foregoing: Permit Fee \$65.00

4. **Special Electrical Fixtures and Devices:**

- a. Electric heating, cooking: Permit Fee \$65.00
- b. Service conductors, feeders, switches, switchboards and panel boards: Permit Fee \$65.00
- c. Motors, control equipment generators, transformers: Permit Fee \$65.00
- d. Smoke detectors: Permit Fee \$65.00

- e. Air conditioners, cooling equipment: Permit Fee \$65.00
- f. Lighting standards: Permit Fee \$65.00
- g. Swimming pools, hot tubs, hydro massage tubs, spas, steam baths and similar fixtures or devices: Permit Fees \$65.00
- h. Residential steam rooms, sauna, indoor installation of hot tubs and similar devices: Permit Fee \$65.00
- i. Indoor installation of hydro massage (no heating unit): Permit Fee \$50.00
- j. Aboveground swimming pool and installation of hot tubs with 120 volts service: Permit Fee \$75.00
- k. In-ground swimming pool and installation of hot tubs with 240 volts service: Permit Fee \$125.00
- l. All other special fixtures or devices not listed: Permit Fee \$65.00

**5. Motor or Electrical Devices:**

- a. Greater than one (1) horsepower to five (5) horsepower: Permit Fee \$12.00
- b. Greater than five (5) horsepower to ten (10) horsepower: Permit Fee \$35.00
- c. Greater than ten (10) horsepower to fifty (50) horsepower: Permit Fee \$55.00
- d. Greater than fifty (50) horsepower to one hundred (100) horsepower: Permit Fee \$75.00
- e. Greater than one hundred (100) horsepower: Permit Fee \$250.00

6. **Furnace Replacement/Heat Conversions:** Permit Fee \$65.00
7. **Central Air Conditioning Condenser:** Permit Fee \$65.00
8. **Commercial Cooking Hood Systems with Make-Up Air:** Permit Fee \$75.00
9. **Transformers and Generators:**
  - a. Greater than one (1) kilowatt to five (5) kilowatts: Permit Fee \$25.00
  - b. Greater than six (6) kilowatts to ten (10) kilowatts: Permit Fee \$65.00
  - c. Greater than eleven (11) kilowatts to forty five (45) kilowatts: Permit Fee \$85.00
  - d. Greater than forty six (46) kilowatts to one hundred twelve (112) kilowatts: Permit Fee \$200.00
  - e. Greater than one hundred twelve (112) kilowatts: Permit Fee \$450.00
10. **Swimming Pool** (above or in-ground): including filter motor, switch and receptacle: Permit Fee \$125.00
11. **Annual Commercial Pool Inspection:** Permit Fee \$100.00
12. **Pool Bonding:** Permit Fee \$75.00
13. **Spa, Hot Tub or Fountain:** Permit Fee \$125.00
14. **Motors or similar devices requiring concurrent installation of individual controls, relays and switches:** the Permit Fee shall be based only upon the rating of the motor or device.
  - a. Up to two hundred (200) amps: Permit Fee \$150.00
  - b. Two hundred one (201) to three hundred (300) amps: Permit Fee \$200.00
  - c. Three hundred one (301) to four hundred (400) amps: Permit Fee \$250.00

- d. Each additional one hundred (100) amps over four hundred (400):  
Additional Permit Fee \$75.00

**15. Service Meter Equipment, Subpanel, Feeders and Sub-Feeders:**

- a. One (1) amp to fifty (50) amps: Permit Fee \$50.00
- b. Fifty one (51) amps to one hundred (100) amps: Permit Fee \$75.00
- c. One hundred one (101) amps to one hundred fifty (150) amps: Permit Fee \$125.00
- d. One hundred fifty one (151) amps to two hundred (200) amps: Permit Fee \$175.00
- e. Over two hundred (200) amps: Permit Fee \$400.00
- f. Over two hundred (200) amps: Permit Fee \$600.00

**16. Service Feeders, Ranch Circuits and Trenches:**

- a. Each trench for first one thousand (1,000) feet: Permit Fee \$50.00
- b. Each additional one thousand (1,000) feet of trench or part thereof:  
Additional Permit Fee \$15.00

**17. Electrical Signs:**

- a. Permit Fee for Each: \$75.00

**18. Electrical Discharge Lighting System:**

- a. Up to three thousand (3,000) watts: Permit Fee \$90.00
- b. Each additional one thousand (1,000) watts: Additional Permit Fee \$9.00

19. **Protective Signaling System;** including, but not limited to; fire alarms, burglar alarms, nurse call systems, video systems, communications, intercom systems, outlets and other monitoring systems, permit fees shall be as follows:

- a. One (1) to fifty (50) devices: Permit Fee \$75.00
- b. Each additional twenty five (25) devices: Additional Permit Fee \$45.00

20. **Solar Devices:**

a. Photovoltaic Systems - Permit Fees shall be based on the designated kilowatt rating of the solar photovoltaic system, as follows:

1. One (1) kilowatt to fifty (50) kilowatts: Permit Fee \$150.00
2. Fifty-one (51) kilowatts to one hundred (100) kilowatts: Permit Fee \$300.00
3. Greater than one hundred (100) kilowatts, for each additional one hundred (100) kilowatts: add \$300.00 to the Permit Fee

b. Inverters - Permit Fees shall be based on the kilowatts of the unit as follows:

1. Microinverters (inverters with a rating of less than one kilowatt): Permit Fee \$75.00 (regardless of the number of microinverters)
2. From one (1) kilowatt to ten (10) kilowatts: Permit Fee \$35.00
3. From eleven (11) kilowatts to forty five (45) kilowatts: Permit Fee \$75.00
4. Over forty five (45) kilowatts: Permit Fee \$200.00

c. Disconnects and Combiner Panels - Disconnect and Combiner Box Panel Permit Fees are based on the ampere rating as follows:

1. One (1) amperes to one hundred (100) amperes: Permit Fee \$75.00
2. Greater than one hundred (100) amperes to two hundred twenty five (225) amperes: Permit Fee \$180.00
3. Greater than two hundred twenty five (225) amperes to six hundred (600) amperes: Permit Fee \$275.00
4. Greater than six hundred (600) amperes to one thousand (1,000) amperes: Permit Fee \$650.00
5. Greater than one thousand (1,000) amperes: Permit Fee \$750.00

21. **Reactivation of Electrical Service:** Permit Fee \$100.00

22. **Vehicle Battery Charger:** Permit Fee \$100.00

23. **Reinstatement of Lapsed Electrical Subcode Permit:**

- a. First Reinstatement: Permit Fee \$75.00
- b. Second Reinstatement: Permit Fee \$150.00
- c. Third Reinstatement: Permit Fee \$250.00
- d. Fourth or Additional Reinstatement: Permit Fee \$400.00

24. **Change of Use Group:** Permit Fee \$100.00

25. **Certificate of Continued Occupancy:** Permit Fee \$100.00

**E. UCC Plumbing Subcode Permit Fees.** All fees charged pursuant to this chapter shall be rounded to the nearest dollar in accordance with standard mathematical practices. For plumbing fixtures and equipment, the fees shall be as follows:

1. **Minimum Plumbing Subcode Permit Fee:** Permit Fee \$75.00

2. **Cross-connections and backflow preventors:** subject to testing, requiring reinspection every twelve (12) months - for each device annually: Permit Fee \$100.00
3. **Fixtures and Stacks.** The permit fee for fixtures, appurtenances, stacks, admittance valves, (devices not equipped with test ports) or appliances connected to the plumbing system, except as otherwise listed, shall be:
  - a. for use R-3, R-4, or R-5: Permit Fee \$18.00 per item
  - b. for all other uses: Permit Fee \$21.00 per item
4. **Piping Replacement;** piping repairs or replacement of piping not resulting in additional fixtures, appliances, equipment or special devices: Permit Fee \$75.00
5. **Special Devices;** including but not limited to; grease traps, oil separators, furnaces, generators, refrigeration units, sump pumps, backflow prevention devices, steam boilers, sewer pumps, ductwork systems, pool heaters, coils and associated drains for air-conditioning systems, steam boilers and hot water boilers and similar and other special devices not listed: Permit Fee \$100.00
6. **Hot Water Heaters:** installation of a water heater:
  - a. New construction in use groups R-3, R-4 and R-5: Permit Fee \$150.00
  - b. All other uses (including direct replacement): Permit Fee \$75.00

#### **5. Heating and Cooling Equipment:**

- a. Furnace Install – Permit Fee \$100.00
- b. Air Conditioning Condenser Install – Permit Fee \$45.00
- c. Air Conditioning Coil Install – Permit Fee \$25.00
- d. Split Cooling/Heat Pump Units – Permit Fee \$135.00 – Additional Heads – Permit Fee \$25.00 each

**6. Appliances:**

- a. Each appliance connected to the natural gas, propane or oil piping system:  
Permit Fee \$15.00 each

**7. Public Utilities Connections;** including public water connection and public sewer connection:

- a. For use group R-3, R-4 and R-5: Permit Fee \$150.00
- b. For all other uses: Permit Fee \$200.00

**8. Private Wells;** connections to a private well or an inspection of a pump on a private well: Permit Fee \$100.00

**9. Gas Piping;** new gas piping systems or alterations of an existing system shall be charged based on the number of outlets on the system, even if those outlets are for future appliances. The permit fees shall be:

- a. Minimum gas piping Permit Fee \$85.00
- b. Medical gas piping: Permit Fee \$25.00 per outlet
- c. All other natural gas, propane and oil piping: Permit Fee \$25.00 per outlet

**10. Swimming Pool, Spas or Hot Tub Drains and Vacuum Release Valves;** main drains and associated vacuum release valves:

- a. R-3, R-4 and R-5 uses: drain lines: Permit Fee \$30.00 each drain inlet
- b. Vacuum release: Permit Fee \$60.00 for each device
- c. All other uses: drain lines: Permit Fee \$75.00 for each drain inlet
- d. Vacuum release: Permit Fee \$150.00 per device

**11. Ongoing Inspections;** annual inspection or review of a certification of a cross-connection control device performance test: Permit Fee \$150.00



12. Devices and/or Fixtures Not Listed in the Foregoing: Permit Fee \$65.00

**13. Reinstatement of a Lapsed Plumbing Subcode Permit:**

- a. First Reinstatement: Permit Fee \$75.00
- b. Second Reinstatement: Permit Fee \$150.00
- c. Third Reinstatement: Permit Fee \$250.00
- d. Fourth or Additional Reinstatement: Permit Fee \$400.00

**F. UCC Fire Subcode Permit Fees.** All fees charged pursuant to this chapter shall be rounded to the nearest dollar in accordance with standard mathematical practices.

- 1. **Minimum fire subcode permit fee:** Permit Fee \$75.00
- 2. **Appliance – oil or gas (excluding furnace) – R-5:** Per Connection - Permit Fee: \$25.00
- 3. **Appliance – oil or gas (excluding furnace) – other than R-5:** Permit Fee: \$45.00
- 4. **Dry pipe valve and compressor:** Permit Fee: \$250.00
- 5. **Elevator smoke detector recall system:** Permit Fee: \$150.00
- 6. **Fire alarm control panel – other than R-5:** Permit Fee: \$175.00
- 7. **Fire alarm control panel – Residential:** Permit Fee \$75.00
- 8. **Fire alarm, carbon monoxide detection:**
  - a. Smoke and carbon monoxide detectors; one (1) to twenty (20) units – Permit Fee \$75.00

- b. Twenty one (21) or more units – for each additional up to twenty (20) units:  
Additional Permit Fee \$50.00
9. **Fire sprinklers:**
- e. One (1) to twenty (20) heads: Permit Fee \$75.00
  - f. Twenty-one (21) or more heads - each additional up to twenty (20) heads:  
Additional Permit Fee \$50.00
10. **Gas or oil fired appliance not connected to plumbing system** (each appliance):  
Permit Fee \$75.00
11. **Tank installation:** Permit Fee \$85.00 each
12. **Tank removal:** Permit Fee \$150.00 each
13. **Fireplace or wood burning stove:** Permit Fee \$75.00
14. **Underground fire main/water tanks:** Permit Fee \$250.00
15. **Suppression Systems Other than Sprinklers:**
- a. local application systems - pre-engineered (per system): Permit Fee  
\$150.00
  - b. Total flooding systems: Permit Fee \$180.00
16. **Commercial Kitchen Exhaust Hoods/Ducts** - Per Linear Foot: Permit Fee  
\$75.00
17. **Residential Kitchen Exhaust Hoods/Ducts** – Per Linear Foot: Permit Fee  
\$25.00
18. **Standpipe Systems** - Per Unit: Permit Fee \$240.00
19. **Fire Pumps** (each): Permit Fee \$235.00

**20. Devices/Fixtures Not Listed in the Foregoing:** Permit Fee (each) \$65.00

**21. Reinstatement of lapsed Fire Subcode Permit:**

- a. First Reinstatement: Permit Fee \$75.00
- b. Second Reinstatement: Permit Fee \$150.00
- c. Third Reinstatement: Permit Fee \$250.00
- d. Fourth or Additional Reinstatement: Permit Fee \$400.00

**G. UCC Mechanical Subcode Fees**

- 1. The Mechanical Inspector, or in the absence of a Mechanical Inspector, the Plumbing Subcode Official, shall have the responsibility for the enforcement of provisions of the code, except electrical, for the installation and replacement of heating or cooling equipment or water heaters or other mechanical equipment such as refrigeration, air-conditioning or ventilating apparatus, gas piping or hearing systems, or standby power generators, in existing buildings of use R-3 or R-5.
- 2. Minimum mechanical subcode fee: Permit Fee \$75.00
- 3. Mechanical Permit Fee \$15.00 for the first device and \$25.00 for each additional device.
- 4. Special Devices/Fixtures not listed in the foregoing: Permit Fee (each) \$65.00

**H. Report to the Governing Body.** The Construction Official shall, with the advice of the subcode officials, as appropriate and periodically, prepare and submit to the Mayor and Council, a report recommending an updated fee schedule based on the operating expenses of the Office and any other expenses of the municipality fairly attributable to the enforcement of the State Uniform Construction Code Act.

**I. Training Fee:**

1. In order to provide for the training, certification and technical support programs required by the State Uniform Construction Code Act and its regulations, as amended, the Borough Construction Office shall collect, in addition to the fees specified herein, a surcharge fee of \$0.0006 per cubic foot of volume of new construction. Said surcharge fee shall be remitted to the New Jersey Department of Community Affairs, on a quarterly basis no later than one month next succeeding the end of the quarter for which it is due.
2. The Borough Construction Office shall report annually to the Bureau of Housing Inspection, of the New Jersey Department of Consumer Affairs, the total amount of the surcharge fee collected for the fiscal year.

**Respectfully Submitted,**

**Sean Asay  
Borough Clerk**