

MEETING AT MUNICIPAL BUILDING, 9508 SECOND AVENUE
PRELIMINARY AGENDA FOR COUNCILMEMBERS
SUBJECT TO CHANGE

AGENDA

Regular Meeting

Tuesday, March 15, 2016

4:30 PM

DOCK HEARING Falese – 320 – 99th Street
DOCK HEARING Wycoff – 386 – 104th Street

OLD BUSINESS

Ordinance 1472 delete business tourism advisory committee 2nd third final (1) Mastrangelo

Ordinance 1473 animal control to public safety 2nd 3rd final (2) Davies-Dunhour

NEW BUSINESS

Ordinance Increase in fee Hydrant Meter Rental (add change fee by Resolution) (3) Lane INTRO

.Ordinance Change in Irrigation Violation Fees (4) Lane

Ordinance Capital Improvement Fund \$227,000 (5) Mastrangelo

Bond Ordinance Various Improvements \$1,758,000 (6) Mastrangelo

Bond Ordinance Various Water & Sewer \$553,000 (7) Lane

Bond Ordinance Water & Sewer (\$1,300,000 additional) (8) Lane

Resolution – Protected Beaches (9) Davies-Dunhour

Resolution- Lifeguard & Taggers Wage Rates (10) Rich

Resolution – Dogs on Beach (11) Davies-Dunhour

Resolution – Setting Recreation Fees 2016 (12) Rich

Resolution – Stockton Back Bays (13) Rich

Resolution – Wetlands Raffle (14) Rich

Resolution – Summer Leaks (15) Lane

Resolution – Change Order #2 MJJ Construction (16) Mastrangelo

Resolution – Farmers Market Fees (17) Kramar

Resolution – Electronic Charging Station (18) Lane

Resolution – Award Beach Concession (19) Davies-Dunhour

Resolution – Award Generator - (20) Lane

Resolution – Award Tennis Improvements - (21) Davies-Dunhour

Resolution – Refund Construction Fee Matthews (22) Mastrangelo

DISCUSSION

Ordinance – Changes for Civic Club Tents

HOBIE CAT beach

(1)

BOROUGH OF STONE HARBOR
COUNTY OF CAPE MAY, NEW JERSEY

ORDINANCE NO.1472

AN ORDINANCE AMENDING CHAPTER 25 -ARTICLE V OF THE REVISED GENERAL
ORDINANCES OF THE BOROUGH OF STONE HARBOR, 2006

DELETING CHAPTER 25, ARTICLE V - BUSINESS AND TOURISM ADVISORY COMMITTEE

Delete 25.21

25.22

25.23

25.24

25.25

25.26

25.27

Section 1. All Ordinances or parts of Ordinances inconsistent with this Ordinance, to the extent of such inconsistencies only, be and the same are hereby repealed.

Section 2. This Ordinance shall take effect immediately upon final adoption and publication in accordance with law.

APPROVED:

Suzanne M. Walters, Mayor

ATTEST:

Suzanne C. Stanford, Borough Clerk

(2)

**BOROUGH OF STONE HARBOR
CAPE MAY COUNTY
ORDINANCE NO. 1473**

**AN ORDINANCE AMENDING CHAPTER 10
OF THE REVISED GENERAL ORDINANCES OF THE
BOROUGH OF STONE HARBOR**

Section 1. Chapter 10 of the Stone Harbor Code (Administration of Government) is hereby amended as follows:

§10-18. Functional areas of standing committees

Each of the standing committee's responsibilities shall be directed to the following specific functional areas:

A. Public Safety Committee. Police, fire prevention, Municipal Court, emergency management and liaison with Rescue Squad and Fire Department, and animal control.

E. Natural Resources. Beach replenishment, dredging and dredging-related issues, including sites for placement of dredge material, Bird Sanctuary, Borough waters and bay islands, Conservation Management District, open space; the Shad Tree Advisory Committee; ~~animal control; pest control and flood control.~~

Section 2. If any portion of this ordinance is determined to be invalid by a Court of competent jurisdiction, that determination shall have no effect upon the remainder of this Ordinance, which shall remain valid and operable.

Section 3. All Ordinances or parts of Ordinance inconsistent with this Ordinance, to the extent of such inconsistencies only, be and the same are hereby repealed.

Section 4. This Ordinance shall take effect immediately upon final passage and publication as provided by law.

APPROVED:

Suzanne M. Walters, Mayor

ATTEST:

Suzanne C. Stanford, Borough Clerk

(3)

**BOROUGH OF STONE HARBOR
COUNTY OF CAPE MAY, NEW JERSEY**

ORDINANCE

**AN ORDINANCE AMENDING CHAPTER 542 OF THE REVISED GENERAL ORDINANCES
OF THE BOROUGH OF STONE HARBOR, 2005**
(Creating a Provision for Use of Water Meters by Governmental Agencies)

Section 1: Section § 542-13(D) is hereby amended as follows:

"D. Special hydrant meter use service charge; Governmental Agency Use. Water for jetting in pilings or other special uses may be obtained from water hydrants upon application to the Utilities Department. A service charge of \$35 per day, or any part thereof, shall be made for use of a hydrant meter and the quantity of water supplied as registered on the meter shall be paid for at the rates recited in § 542-13B hereof, the same to be paid when bill is submitted. In the event water is being used for filling swimming pools, the sewer charges will be applicable because the swimming pool is emptied into the sewage collection system. When a contractor who is working on a public project for the Borough, County, State or Federal government and needs to connect to a hydrant, the Borough will lend the contractor a meter to connect to a hydrant upon the deposit of ~~\$500~~ \$1,500. ~~This fee for a Special Hydrant Meter may be established from time to time by Resolution.~~ The contractor shall be responsible for paying for the water that is used and registered on the meter at the current rates. The contractor will receive back the deposit upon the payment of the water bill and the return of the meter in good shape. If the contractor does not return the meter at the end of the project they will forfeit the deposit."

Section 2. If any portion of this ordinance is determined to be invalid by a Court of competent jurisdiction, that determination shall have no effect upon the remainder of this Ordinance, which shall remain valid and operable.

Section 3. All Ordinances or parts of Ordinances inconsistent with this Ordinance, to the extent of such inconsistencies only, are hereby repealed.

Section 4. This Ordinance shall take effect immediately upon final passage and publication as provided by law.

APPROVED:

Suzanne M. Walters, Mayor

ATTEST:

Suzanne C. Stanford, Borough Clerk

BOROUGH OF STONE HARBOR

COUNTY OF CAPE MAY, NEW JERSEY

ORDINANCE NO.

(4)

**AN ORDINANCE AMENDING CHAPTER 542 OF THE REVISED GENERAL ORDINANCES OF THE
BOROUGH OF STONE HARBOR, 2006
Amend Penalties Irrigation Schedule Violations**

Section 1. As recommended by the Utilities Standing Committee of Borough Council, Chapter 542 of the Revised General Ordinances of the Borough of Stone Harbor is hereby amended as follows.

542-25.1 Irrigation schedules; exempt systems; enforcement.

C. Enforcement and penalties. This section may be enforced by the Utilities Collector; an employee of the Utilities Department or Public Works or any officer of the Stone Harbor Police Department. The enforcement and penalty provisions of § 542-26, as well as the general penalty provisions of the Revised General Ordinances of the Borough of Stone Harbor, current edition, shall apply to this section as well, except that on a first offense, the property owner shall be given a warning and a copy of § 542-25.1 in lieu of a complaint/summons. For a second offense (after a first offense warning hereunder) a ~~minimum~~ fine of \$100.00 shall be imposed. For a third or subsequent offense, a minimum fine of \$250 shall be imposed. Any subsequent offense, minimum fine of \$350 to maximum \$2,500.

Section 2. If any portion of this ordinance is determined to be invalid by a Court of competent jurisdiction, that determination shall have no effect upon the remainder of this Ordinance, which shall remain valid and operable.

Section 3. All Ordinances or parts of Ordinances inconsistent with this Ordinance, to the extent of such inconsistencies only, be and the same are hereby repealed.

Section 4. This Ordinance shall take effect immediately upon final adoption and publication in accordance with law.

2/23/16

ORDINANCE # _____

(5)

ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS OR PURPOSES BY THE BOROUGH OF STONE HARBOR, IN THE COUNTY OF CAPE MAY, NEW JERSEY, AND APPROPRIATING \$227,000 THEREFOR FROM THE CAPITAL IMPROVEMENT FUND OF THE BOROUGH.

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF STONE HARBOR, IN THE COUNTY OF CAPE MAY, NEW JERSEY, AS FOLLOWS:

Section 1. The improvements described in Section 2 of this ordinance are hereby authorized as general improvements to be made or acquired by The Borough of Stone Harbor, New Jersey. For the said improvements or purposes stated in said Section 2, there is hereby appropriated the sum of \$227,000 from moneys available in the Capital Improvement Fund of the Borough.

Section 2. The improvements hereby authorized and the several purposes for which said appropriation is made are as follows: (a) the acquisition by purchase and installation, as necessary, of new and additional equipment including one (1) fire boat for use by the Fire Department of the Borough, trash containers, communication equipment, parking kiosks, street signs, grounds equipment and automotive equipment for use by the Department of Public Works of the Borough; (b) landscape improvements; (c) improvement of curbs and sidewalks; (d) upgrade of the heating, ventilation and air conditioning systems at Borough facilities and (e) improvements to the marina, together with for all the foregoing all necessary and appurtenant, equipment, accessories, attachments work and materials, and all as shown on and in accordance

with the plans and specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved.

Section 3. The capital budget or temporary capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or temporary capital budget and capital program as approved by the Director, Division of Local Government Services are on file with the Borough Clerk and are available for public inspection.

Section 4. This ordinance shall take effect after publication after final adoption, as provided by law.

2/23/16

(6)

BOND ORDINANCE APPROPRIATING \$1,758,000, AND AUTHORIZING THE ISSUANCE OF \$1,670,100 BONDS OR NOTES OF THE BOROUGH, FOR VARIOUS IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE BOROUGH OF STONE HARBOR, IN THE COUNTY OF CAPE MAY, NEW JERSEY.

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF STONE HARBOR, IN THE COUNTY OF CAPE MAY, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), **AS FOLLOWS:**

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized as general improvements to be made or acquired by The Borough of Stone Harbor, New Jersey. For the said several improvements or purposes stated in said Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriations made for said improvements or purposes, said sums being inclusive of all appropriations heretofore made therefor and amounting in the aggregate to \$1,758,000 including the aggregate sum of \$87,900 as the several down payments for said improvements or purposes required by law and more particularly described in said Section 3 and now available therefor by virtue of provision in a previously adopted budget or budgets of the Borough for down payment or for capital improvement purposes and being exclusive of certain amounts appropriated therefor by prior ordinances of the Borough.

Section 2. For the financing of said improvements or purposes and to meet the part of said \$1,758,000 appropriations not provided for by application hereunder of said down payments, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$1,670,100 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes,

negotiable notes of the Borough in a principal amount not exceeding \$1,670,100 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

Section 3. The improvements hereby authorized and the several purposes for the financing of which said obligations are to be issued, the appropriation made for and estimated cost of each such purpose, and the estimated maximum amount of bonds or notes to be issued for each such purpose, are respectively as follows:

<u>IMPROVEMENT OR PURPOSE</u>	<u>APPROPRIATION AND ESTIMATED COST</u>	<u>ESTIMATED MAXIMUM AMOUNT OF BONDS AND NOTES</u>
(a) Acquisition by purchase of new and additional vehicular equipment, including one (1) recycling/trash packer for use by the Department of Public Works of the Borough, together with all equipment, attachments and accessories necessary therefor or incidental thereto, all as shown on and in accordance with the specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved	\$230,000	\$218,500
(b) Improvement of municipally-owned buildings, facilities and property in and by the Borough by the upgrade thereof to make said facilities compliant with the Americans with Disability Act, including also, preliminary studies and engineering related to flood mitigation within the Borough, together with for all the aforesaid all landscaping improvements, equipment work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved	340,000	323,000
(c) Acquisition by purchase and installation, as necessary, of new and additional equipment, including street signs, parking kiosks, a trailer, flag poles and lighting for use by the Department of Public Works of the Borough, together with for all the aforesaid all attachments, accessories, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved	43,000	40,850
(d) Improvement of municipally-owned beach and bay property in and by the Borough including by the replenishment of sand and the reconstruction and relocation of the storm water outfall pipes, together with all structures, appurtenances, equipment, work and materials necessary therefor or incidental thereto, all as		

shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved

400,000

380,000

(e) Improvement of various roads in and by the Borough by the surfacing or resurfacing thereof to provide a roadway pavement at least equal in useful life or durability to a roadway pavement of Class B construction (as used or referred to in Section 40A:2-22 of said Local Bond Law), including Golden Gate Drive, Berkley Road and Charles Street, together with all striping, engineering, drainage improvements, structures, equipment, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved

745,000

707,750

Totals

\$1,758,000

\$1,670,100

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the said down payment for said purpose.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

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

(b) The average period of usefulness of said purposes within the limitations of said Local Bond Law and taking into consideration the respective amounts of the said obligations authorized for the several purposes, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 11.57 years.

(c) The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services

in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Borough as defined in said Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$1,670,100, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) Amounts not exceeding \$266,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs and other items of expense listed in and permitted under Section 40A:2-20 of said Local Bond Law may be included as part of the costs of said improvements and are included in the foregoing estimate thereof.

Section 5. 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 the 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 N.J.S.A. §40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body of the Borough 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 principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

Section 6. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of 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 the taxable property within the Borough for the payment of said obligations and interest thereon without limitation of rate or amount.

Section 7. The capital budget or temporary capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or temporary capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Borough Clerk and are available for public inspection.

Section 8. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

2/23/16

(7)

BOND ORDINANCE APPROPRIATING \$553,000, AND AUTHORIZING THE ISSUANCE OF \$553,000 BONDS OR NOTES OF THE BOROUGH, FOR VARIOUS WATER AND SEWERAGE SYSTEM IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE BOROUGH OF STONE HARBOR, IN THE COUNTY OF CAPE MAY, NEW JERSEY.

Handwritten notes:
Bond
allows
New one
from
Council

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF STONE HARBOR, IN THE COUNTY OF CAPE MAY, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), **AS FOLLOWS:**

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby authorized as general improvements to be made or acquired by The Borough of Stone Harbor, New Jersey. For the said several improvements or purposes stated in said Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriations made for said improvements or purposes, said sums being inclusive of all appropriations heretofore made therefor.

Section 2. For the financing of said improvement or purpose and to meet said \$553,000 appropriations, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$553,000 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes of the Borough in a principal amount not exceeding \$553,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

Section 3. The improvements hereby authorized and the several purposes for the financing of which said obligations are to be issued, the appropriation made for and estimated

cost of each such purpose, and the estimated maximum amount of bonds or notes to be issued for each such purpose, are respectively as follows:

<u>IMPROVEMENT OR PURPOSE</u>	<u>APPROPRIATION AND ESTIMATED COST</u>	<u>ESTIMATED MAXIMUM AMOUNT OF BONDS AND NOTES</u>
(a) Acquisition by purchase and installation, as necessary, of new and additional equipment, including GIS equipment, a compressor, vehicle pumps, and outfall duck bills, together with all attachments, accessories, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved	\$31,500	\$31,500
(b) Improvement of the water and sewerage system in and by the Borough by the upgrade of meters, the rehabilitation of the lift station and sewer pumps, the installation of new water and sewer pipes in and along various streets, including Golden Gate Drive, Berkley Road and Charles Street, the upgrade of storm drains, the installation of new sewer pumps, the rehabilitation of the Observation Well and the upgrade of the well control systems, including also the video analysis of existing sewer mains, together with all equipment, structures, site work, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved	518,200	518,200
(c) Acquisition by purchase of new and additional computer equipment, together with all accessories, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved	<u>3,300</u>	<u>3,300</u>
Totals	\$553,000	\$553,000

Section 4. The following additional matters are hereby determined, declared, recited and stated:

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

(b) The average period of usefulness of said purpose within the limitations of said Local Bond Law and taking into consideration the respective amounts of the said obligations authorized for the several purposes, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 38.37 years.

(c) The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that, while the net debt of the Borough determined as provided in said Local Bond Law is not increased by this bond ordinance, the gross debt of the Borough as defined in said Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$553,000, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) Amounts not exceeding \$55,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs and other items of expense listed in and permitted under Section 40A:2-20 of said Local Bond Law may be included as part of the cost of said improvements and are included in the foregoing estimates thereof.

(e) This bond ordinance authorizes obligations of the Borough solely for a purpose described in subsection (h) of section 40A:2-7 of said Local Bond Law, and the said obligations authorized by this bond ordinance are to be issued for a purpose which is "self-liquidating" within the meaning and limitations of section 40A:2-45 of said Local Bond Law and are deductible, pursuant to subsection (c) of section 40A:2-44 of said Local Bond Law, from gross debt of the Borough.

Section 5. 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 the 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 N.J.S.A. §40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body of the Borough 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 principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

Section 6. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Borough, and, unless paid from the revenues of the water and sewerage system of the Borough, the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of said obligations and interest thereon without limitation of rate or amount.

Section 7. The capital budget or temporary capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all

detail of the amended capital budget or temporary capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Borough Clerk and are available for public inspection.

Section 8. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

(8)

BOND ORDINANCE PROVIDING FOR THE IMPROVEMENT OF THE WATER AND SEWERAGE SYSTEM IN AND OF THE BOROUGH OF STONE HARBOR, IN THE COUNTY OF CAPE MAY, NEW JERSEY, APPROPRIATING \$1,300,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,300,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING SUCH APPROPRIATION.

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF STONE HARBOR, IN THE COUNTY OF CAPE MAY, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), **AS FOLLOWS:**

Section 1. The improvement described in Section 3 of this bond ordinance is hereby authorized as a general improvement to be made or acquired by The Borough of Stone Harbor, New Jersey. For the said improvement or purpose stated in said Section 3, there is hereby appropriated the sum of \$1,300,000 said sum being inclusive of all appropriations heretofore made therefor.

Section 2. For the financing of said improvement or purpose and to meet said \$1,300,000 appropriation, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$1,300,000 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes of the Borough in a principal amount not exceeding \$1,300,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which said obligations are to be issued is the improvement of the water and sewerage system in and of the Borough, including the installation of new water and sewer pipes

in and along various streets, the upgrade of storm drains and the installation of new sewer pumps, together with all roadway reconstruction, concrete curbs, gutters, structures, site work, equipment, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved.

(b) The estimated maximum amount of bonds or notes to be issued for said purpose is \$1,300,000.

(c) The estimated cost of said purpose is \$1,300,000.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The said purpose described in Section 3 of this bond ordinance is not a current expense and is a property or improvement which the Borough may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of said purpose within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is forty (40) years.

(c) The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that, while the net debt of the Borough determined as provided in said Local Bond Law is not increased by this bond ordinance, the gross debt of the Borough as defined in said Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance

by \$1,300,000, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$200,000 for interest on said obligations, costs of issuing said obligations, engineering costs and other items of expense listed in and permitted under Section 40A:2-20 of said Local Bond Law may be included as part of the cost of said improvement and is included in the foregoing estimate thereof.

Section 5. 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 the 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 N.J.S.A. §40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body of the Borough 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 principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

Section 6. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Borough, and, unless

paid from the revenues of the water and sewerage system of the Borough, the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of said obligations and interest thereon without limitation of rate or amount.

Section 7. The capital budget or temporary capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or temporary capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Borough Clerk and are available for public inspection.

Section 8. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

(9)

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

DESIGNATED PROTECTED BATHING BEACHES – 2016

WHEREAS, the Borough of Stone Harbor periodically receives reports from its Borough Beach Patrol Captain and Borough lifeguards relating to the proper location of bathing beaches in the Borough of Stone Harbor; and

WHEREAS, the information submitted to Mayor and Council for the year 2009 is that some changes to the distribution of bathing beaches should be made.

NOW, THEREFORE, BE IT RESOLVED, by the Members of Council of the Borough of Stone Harbor, in the County of Cape May and State of New Jersey that pursuant to Section 156-5 (B) of the Revised General Ordinances 2005 of the Borough of Stone Harbor, protected bathing beaches shall be located at 81st Street, 83rd Street, 86th Street, 87th Street, 90th Street, 93rd Street, 94th Street, 95th Street, 96th Street, 100th Street, 102nd Street, 103rd Street, 105th Street, 108th Street, 110th Street, 112th Street, 113th Street, 116th Street, 117th Street, 120th Street and 122nd Street. Additionally, the lifeguard captain, or his designated assistant, shall have the right during operations on a daily basis to move each bathing beach up to one-half block in either direction in order to take advantage of the best local conditions at the beach site. The lifeguard captain or his designated assistant, may also close a beach due to adverse weather conditions or lack of personnel, or for any other appropriate reason.

BE IT FURTHER RESOLVED that the use of surfboards (with leashes attached) shall be permitted at the beaches at 81st Street and 110th Street only, and all surfers shall be required to comply with the directions of the lifeguards based upon local conditions at the time. Also, the use of stand up paddleboards (with leashes attached) shall be permitted at 81st street only, and all users of stand up paddle boards shall be required to comply with the directions of the lifeguards based upon local conditions at the time. Kayaks will be permitted at 122nd Street through 126th Street only, and life jackets must be worn at all times while in the water.

BE IT FURTHER RESOLVED that rafts and body boards (not surfboards) shall be permitted at all protected beaches, except 81st, 86th, 105th, 110th, 112th and 122nd Streets.

BE IT FURTHER RESOLVED that selected protected beaches shall begin to open on the Saturday of Memorial Day week-end and shall be open through the Monday of Labor Day week-end. Post-season protected beaches will be open only if qualified personnel are available.

BE IT FURTHER RESOLVED that beach tags shall be required for all beaches commencing on the Saturday of Memorial Day week-end thru the Monday of Labor Day week-end.

Offered by Seconded by.....

The above resolution was duly adopted by the Borough Council of the Borough of Stone Harbor, New Jersey, at a meeting of said Council duly held on theday of, 2016

Borough Clerk

The above resolution approved this day of....., 2016

Mayor

(10)

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

ESTABLISHING WAGE RATES FOR BEACH PATROL AND BEACH TAG PERSONNEL

WHEREAS, the Borough of Stone Harbor maintains a Beach Patrol for the protection of the health, safety and welfare of beach-goers during the summer season and also maintains a contingent of beach tag personnel in order to enforce the Borough's beach tag ordinance and provide convenient points of sale of beach tags to visitors; and

WHEREAS, the Beach and Recreation Committee of Borough Council have determined that it is in the best interests of the Borough to provide a more competitive wage scheduled, complete with certain incentives, in order to continue to attract qualified and committed persons to serve as lifeguards on the Borough's beaches:

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Stone Harbor, duly assembled in public session this 15th day of March, 2016 as follows:

1. That the preamble of this Resolution is hereby incorporated herein by reference;
2. That members of the Beach Patrol be compensated for work during the 2016 season in accordance with the following schedule:

<u>Item</u>	<u>Lifeguard Rate</u>	<u>Lieutenant Rate</u>
1 st year of service	\$95/day	year 1-4 \$129/day
2nd year of service	\$97/day	year 5 & over \$138/day
3rd year of service	\$99/day	<u>Sr. Lieutenant \$140/day (added)</u>
4th year of service	\$101/day	
5th year of service	\$103/day	
6th year of service	\$105/day	
7th year of service	\$107/day	
8th year of service	\$109/day	
9th year of service	\$111/day	
10 th year of service	\$113/day	
11 th year of service	\$115/day	
12 th year of service	\$117/day	
13 th year of service	\$119/day	
14 th year of service	\$121/day	
15 th year of service	\$123/day	
<u>Over 16 years</u>	<u>2% increase (added)</u>	

BONUSES:

\$8 per day if the lifeguard starts working full-time before July 1st **and** works through Labor Day **or beyond and** has worked a total of at least 50 full days. Bonus pay will be paid in final pay.

A lifeguard may also qualify for the following extra bonus: For August 15th through Labor Day **or beyond**, a lifeguard will receive an additional bonus of \$ 10 per day worked in this time period to be paid no later than the first pay period in November.

Offered by Seconded by.....

The above resolution was duly adopted by the Borough Council of the Borough of Stone Harbor, New Jersey, at a meeting of said Council duly held on theday of, 2016

Borough Clerk

The above resolution approved this day of....., 2016

Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

3. That beach tag personnel be paid in accordance with the following schedule:

Beach Tag Checkers and Office Staff

Range: \$9.50/hour - \$15.00/hour (returnees automatically receive additional .50/hour)

BONUSES: The top 10 beach tag sellers as of Labor Day become eligible to share in \$5000 allocated for bonuses.

4. That the provisions of this Resolution shall become effective immediately upon passage and shall be subject to the continuing review of the Beach and Recreation Committee and may be modified, in the sole discretion of the Borough Council, as deemed appropriate from time to time.

Offered by Seconded by.....

The above resolution was duly adopted by the Borough Council of the Borough of Stone Harbor, New Jersey, at a meeting of said Council duly held on theday of, 2016

.....

Borough Clerk

The above resolution approved this day of....., 2016

.....

Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

A RESOLUTION ALLOWING THE WALKING OF DOGS (ON LEASHES) ON THE BEACH BETWEEN 80TH AND 122ND STREETS FROM 7:00 PM UNTIL SUNSET

WHEREAS, in accordance with R.G.O. 147-H(3), the Borough Council is empowered to allow, by Resolution, the walking of dogs on the beach as designated by said ordinance;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Stone Harbor, duly assembled in public session this 1st day of March , 2016, as follows:

1. The walking of dogs under leash on the beach shall be permitted upon the public portion of the beach between 80th and 122nd Streets effective June 1, 2016, through September 30, 2016.
2. The time for the walking of dogs shall be 7 pm until the time of Sunset as published in the Press of Atlantic City, each day of the term of this Resolution.
3. This allowance is in the sole discretion of the Borough Council and may be repealed by subsequent Resolution of Borough Council. Additionally, the Chief of Police, upon the request of the Captain of the Lifeguards or on his own initiative, shall have the power to disallow such dog walking if he determines such disallowance is in the interest of public safety.
4. Any person allowing a dog to be upon the beach without being leashed, in the area designated above, continues to be subject to the provisions of R.G.O. 147.
5. Immediate cleanup and proper disposal of waste is mandatory.
6. No dog or other animal shall be permitted, at any time, whether under leash or running free, in the area south of the 127th street jetty to Herford Inlet.

Offered by Seconded by.....

The above resolution was duly adopted by the Borough Council of the Borough of Stone Harbor, New Jersey, at a meeting of said Council duly held on theday of, 2016

.....
Borough Clerk

The above resolution approved this day of....., 2016

.....
Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(12)

RESOLUTION

SETTING RECREATION PROGRAM FEES FOR 2016

WHEREAS, Section 400.3 of the Revised General Ordinances 2005 of the Borough of Stone Harbor provides that fees and charges for the use of the tennis courts shall be established from time to time by Resolution; and

WHEREAS, on the advice of the Chief Financial Officer the Council has adopted a policy to promulgate other recreation fees by Resclution; and

WHEREAS, Borough Council has reviewed the rates for the tennis courts and other recreation programs and wishes to make certain adjustments.

NOW, THEREFORE, BE IT RESOLVED by the Members of Council of the Borough of Stone Harbor, in the County of Cape May and State of New Jersey this 15th day of March, 2016, that the new fees are as follows:

Youth Sports Clinics	\$35 for the season \$5/daily
Youth Basketball Leagues	\$35 for the season
Youth Arts & Crafts Classes	\$10 per session \$80 for 10 sessions

Offered by Seconded by.....

The above resolution was duly adopted by the Borough Council of the Borough of Stone Harbor, New Jersey, at a meeting of said Council duly held on theday of, 2016

.....
Borough Clerk

The above resolution approved this day of....., 2016

.....
Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(13)

RESOLUTION

AWARDING PROFESSIONAL SERVICES CONTRACT TO SURVEY STONE HARBOR LAGOONS

WHEREAS the Borough of Stone Harbor is given authority by N.J.S.A. 40A:11 *et seq.* to enter into contracts for "Professional Services," without competitive bidding, where the need arises and so long as the award of such contract is made public by a Resolution of the Governing Body ; and

WHEREAS, the Borough of Stone Harbor requires specialized expert services in connection with an integrated study of Stone Harbor Lagoons; and

WHEREAS, the Richard Stockton College of New Jersey Coastal Research Center headed by Stewart C. Farrell, Ph.D., submitted a proposal to survey the Stone Harbor Lagoons which were initially surveyed prior to dredging as part of the permit acquisition process; and

WHEREAS, this same pattern of information gathering will be required annually and the cost will cover the survey with the vessel and hardware, data reduction, editing and preparation of the required maps for permit agency submission; and

WHEREAS, Task 1 – Preparation will be \$398.58, Task 2 – Survey Lagoons will be \$3,169.77, Task 3 Delineate Maps will be \$914.93, Task 4 – Set Up Maps will be \$1,636.74 and Task 5 – Create Survey Maps will be \$1,868.75 for a Grand Total of \$7,988.77; and

WHEREAS, funds are available for award of this contract as evidenced by the Chief Financial Officer's certification of funds attached hereto;

NOW, THEREFORE, BE IT RESOLVED by the Members of Council of the Borough of Stone Harbor in the County of Cape May and State of New Jersey, duly assembled in public session this 15th day of March, 2016, that a contract be and it is hereby awarded to Richard Stockton College Coastal Research Center/Stewart C. Farrell, Ph.D., to do a survey; and

BE IT FURTHER RESOLVED that this Resolution, the incorporated proposal and the mandatory affirmative action and anti-discrimination language shall constitute the contract and that the Mayor and Clerk be and are hereby authorized and directed to execute said contract on behalf of the Borough.

BE IT FURTHER RESOLVED that the statutory language required by N.J.S.A. 10:2-1 and 10:5-33 shall be executed by the contractor as a condition of award and shall be part of the contract.

BE IT FURTHER RESOLVED that notice of the letting of this contract be published in accordance with law.

Contractor

For the Borough of Stone Harbor

Offered by Dr. Stewart C. Farrell, Ph.D. Date Seconded by..... Suzanne M. Walters, Mayor Date

Attest

The above resolution was duly adopted by the Borough Council of the Borough of Stone Harbor, New Jersey, at a meeting of said Council duly held on the day of, 2016
Suzanne C. Stanford, Clerk

Borough Clerk

The above resolution approved this day of....., 2016

Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(14)

RESOLUTION

WHEREAS, the Wetlands Institute made application on January 27, 2016 for a Raffle License under Application No. RA-2016-04; and

WHEREAS, it is the desire of the Borough Council of the Borough of Stone Harbor to issue a Certificate of Approval under Application No. RA-2016-04 to the Wetlands Institute said Raffle;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Stone Harbor, in the County of Cape May, State of New Jersey, on this 15th day of March, 2016 as follows:

1. That the Borough Council issue to Wetlands Institute a Certificate of Findings and Determination to be signed by the proper officer of said Borough Council under Application No. RA-2016-04 made by said Wetlands Institute, Raffle to be held at The Reeds at Shelter Haven, 9601 Third Avenue, Stone Harbor; and

2. That the Municipal Clerk of the Borough of Stone Harbor be, and she is hereby authorized, empowered and directed to cause the proper Raffle License to be issued to the Wetlands Institute in accordance with the application made therefor.

Offered by Seconded by.....

The above resolution was duly adopted by the Borough Council of the Borough of Stone Harbor, New Jersey, at a meeting of said Council duly held on theday of, 2016

.....
Borough Clerk

The above resolution approved this day of....., 2016

.....
Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(15)

RESOLUTION

Re: Resolution for Summer Leaks, Ordinance 542-22c

WHEREAS, it has been determined that the below listed accounts experienced summer leaks which have been appropriately documented and certified by public works personnel; and

WHEREAS, the said leak did not drain into the sanitary collection system.

NOW THEREFORE BE IT RESOLVED, by the Members of Council of the Borough of Stone Harbor, in the County of Cape May and State of New Jersey on this ____ day of ____ that under the provisions of Ordinance 542-22c the 2015 summer usage will be adjusted to the average of the prior three summers consumption for the purpose of calculating 2016 sewer volume charges.

Account # 4745	161 88 th Street	Ave Consumption 17.0
Account # 6580	343 92 nd Street	Ave Consumption 43.2
Account # 7900	379 94 th Street	Ave Consumption 21.4
Account # 22305	101 121 th Street	Ave Consumption 12.9

Offered by Seconded by.....

The above resolution was duly adopted by the Borough Council of the Borough of Stone Harbor, New Jersey, at a meeting of said Council duly held on the day of, 2016

Borough Clerk

The above resolution approved this day of....., 2016

Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(16)

RESOLUTION

WHEREAS, the Borough of Stone Harbor is currently under contract with MJJ Construction, LLC of 471 White Horse Pike, Atco, N.J. 08004 for 2014 NJDCA Small Cities Block Grant, Various ADA Improvements File 05-10-U-061; and

WHEREAS, it is the recommendation of the Borough's Engineer, Remington, Vernick & Walberg Engineers, to authorize Change Order No. 2 – Final changes made to adjust to existing conditions, as per attached; and

WHEREAS, Change Order No. 2 will result in an increase of \$750.00 to the previous contract amount of \$180,185.00 for a final contract price of \$180,935.00 and that the overall change in contract amount is a decrease of \$17,165.00 or 8.66% of the original contract amount of \$198,100.00 for an amended final contract price of \$180,935.00 .

NOW, THEREFORE, BE IT RESOLVED, this 15th day of March, 2016 by the Borough Council of the Borough of Stone Harbor, in the County of Cape May, and the State of New Jersey, that the preamble of this Resolution is hereby incorporated by reference and that the aforementioned Change Order No. 2 be and hereby is authorized;

BE IT FURTHER RESOLVED that the Mayor and the Borough Clerk be and hereby are authorized to execute Change Order No.2.

Offered by Seconded by.....

The above resolution was duly adopted by the Borough Council of the Borough of Stone Harbor, New Jersey, at a meeting of said Council duly held on theday of, 2016

.....
Borough Clerk

The above resolution approved this day of....., 2016

.....
Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(17)

RESOLUTION

A RESOLUTION AUTHORIZING A FEE FOR THE "STONE HARBOR FARMERS MARKET"

WHEREAS, the Borough of Stone Harbor will hold a weekly "Farmer's Market" on Sundays from June 12, 2016 thru September 4, 2016 at the Water Tower Parking Lot in Stone Harbor; and

WHEREAS, the Farmers Market is in the interests of the citizens of the Borough of Stone Harbor inasmuch as it will generate some revenue and it will provide convenient access to certain goods that are not readily accessible to Borough residents and visitors; and

WHEREAS, all vendors must complete the 2016 Stone Harbor Farmers Market Application, read Farmer's Market Rules & Regulations and return completed form and payment check along with photocopies of appropriate permits, insurance certificates and licenses to the Borough before they will be allowed to participate in the Farmers Market.

WHEREAS, it has been recommended that the fee for the Farmers Market be set at \$500.00 for the 2016 and 2017 season.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Stone Harbor, in the County of Cape May and State of New Jersey, duly assembled in public session this 15th day of March, 2016 that the fee of \$500.00 for the 2016 and 2017 season for the Stone Harbor Farmers Market be approved.

Offered by Seconded by.....

The above resolution was duly adopted by the Borough Council of the Borough of Stone Harbor, New Jersey, at a meeting of said Council duly held on theday of, 2016

The above resolution approved this day of....., 2016

Borough Clerk

.....
Mayor

(181)

BOROUGH OF STONE HARBOR
CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

TO AWARD A CONTRACT TO PROVIDE THE FURNISHING,
INSTALLATION AND MAINTENANCE OF AN ELECTRIC
VEHICLE CHARGING STATION IN THE BOROUGH OF STONE HARBOR

WHEREAS, the Borough Council has determined that it is in the best interest of the citizens of Stone Harbor that the Borough provide electrical vehicle charging services to the public; and

WHEREAS, U-GO Stations, Inc. is a Contractor with experience that is capable of the installation and maintenance of an electric vehicle charging station for the Borough of Stone Harbor; and

WHEREAS, the Borough previously bid these services and there was no response; and

WHEREAS, the projected revenues from this award will not exceed \$29,000.00 per annum; and

WHEREAS, the Chief Financial Officer has certified the availability of funds for the within Contract; and

WHEREAS, the Solicitor of the Borough has determined that the within Contract, in accordance with the provisions of the Local Public Contracts Law of the State of New Jersey, may be properly awarded to U-GO Stations, Inc..

NOW, THEREFORE, in consideration of the mutual covenants and promises set forth therein,

BE IT RESOLVED as follows: The Mayor and the Borough Clerk are hereby authorized to sign the agreement annexed hereto as Exhibit "A" with U-GO Stations, Inc.

BE IT FURTHER RESOLVED that notice of the award of this contract be published in accordance with law.

Suzanne M. Walters, Mayor

Attest:

Suzanne C. Stanford, Clerk

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(19)

RESOLUTION

**AWARDING A CONTRACT
FOR BEACH CONCESSION STANDS**

WHEREAS, one (1) bid was received by the Stone Harbor Municipal Clerk on March 9, 2016, on the Borough's request for proposals for the aforementioned project in accordance with the specifications prepared by the Borough of Stone Harbor, which specifications are hereby incorporated herein and made a part hereof by reference, all in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-1 *et seq.*; and

WHEREAS, Atlantic Ice Cream, LLC, P.O. Box 1171, Rio Grande, N.J. 08242, submitted the highest responsible and conforming bid in the amount of \$ 65,000 for the year 2016 and \$75,000 for the year 2017.

WHEREAS, the Borough Administrator has recommended that the contract be awarded to Atlantic Ice Cream, LLC, and the bid has been found to be responsible and in conformity by the Borough Solicitor; and

WHEREAS, pursuant to the bid specifications, the total due for Year 2016 is \$ 65,000; \$10,000 cashier's check received with bid, 30% of the total 2016 bid by 20th of May, 2016, 30% due by 20th of June, 2016 and 30% due by 20th of July, 2016. Total due for the year 2017 is \$75,000, 20% of the total 2017 bid by 20th of February, 2017, 20% due by 19th of May, 2017, 30% due by 20th of June, 2017 and 30% due by 20th of July, 2017.

WHEREAS, this Resolution, and the incorporated proposal shall constitute a contract and that the Mayor and Clerk be and are hereby authorized and directed to execute said contract on behalf of the Borough.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Stone Harbor, County of Cape May, State of New Jersey, duly assembled in public session this 15th day of March, 2016 as follows;

1. That the preamble of this Resolution is hereby incorporated herein by reference;
2. That a contract for the aforementioned project be and the same is hereby awarded to Atlantic Ice Cream, LLC, in the amount of \$ \$65,000 for year 2016 and \$75,000 for the year 2017.
3. That the Mayor and Clerk are hereby authorized and directed to execute the contract for same in accordance with the bid submitted and incorporated herein as stated above.
4. That the Borough Administrator is hereby directed and authorized to issue an appropriate Notice of Award and Notice to Proceed as called for within the contract.
5. That the Borough Clerk is authorized to return the bonds of the unsuccessful bidders.

For Concessionaire

Borough of Stone Harbor

William G. Kelly

Suzanne M. Walters, Mayor

Offered by Secoded by.....

The above resolution was duly adopted by the Borough Council of the Borough of Stone Harbor, New Jersey, at a meeting of said Council duly held on theday of, 2016

.....
Borough Clerk

The above resolution approved this day of....., 2016

.....
Mayor

(20)

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

AWARDING A CONTRACT FOR EMERGENCY GENERATOR AT 92ND STREET WELL HOUSE

WHEREAS, four (4) bids were received by the Stone Harbor Municipal Clerk on March 9, 2016, on the Borough's Notice to Bidders for the aforementioned project in accordance with the specifications prepared by Remington & Vernick, the Borough Engineer, bearing project number 05-10-U-070, which specifications are hereby incorporated herein and made a part hereof by reference, all in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-1 *et seq.*; and

WHEREAS, ABS Electric, Inc. P.O. Box 592, Elmer, N.J. 08318 submitted the lowest responsible and conforming bid in the amount of \$ 164,452.00; and

WHEREAS, the Borough Engineer has recommended that the contract be awarded to ABS Electric, Inc. and the bid has been found to be responsible and in conformity by the Borough Solicitor; and

WHEREAS, the Chief Financial Officer has determined that sufficient funds are available as evidenced by the Chief Financial Officer's Certification attached hereto.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Stone Harbor, County of Cape May, State of New Jersey, duly assembled in public session this 15th day of March , 2016, as follows;

1. That the preamble of this Resolution is hereby incorporated herein by reference;
2. That the contract for the aforementioned project bearing Remington and Vernick project number 05-10-U-070 be and the same is hereby awarded to ABS Electric, Inc. in the amount of \$ 164,452.00;
3. That the Mayor and Clerk are hereby authorized and directed to execute the contract for same in accordance with the bid submitted and incorporated herein as stated above.
4. That the Borough Engineer is hereby directed and authorized to issue an appropriate Notice of Award and Notice to Proceed as called for within the contract.
5. That the Borough Clerk is authorized to return the bonds of the unsuccessful bidders.

Offered by Seconded by.....

The above resolution was duly adopted by the Borough Council of the Borough of Stone Harbor, New Jersey, at a meeting of said Council duly held on the day of, 2016

The above resolution approved this day of....., 2016

.....
Borough Clerk

.....
Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(21) 3

RESOLUTION

**AWARDING A CONTRACT
FOR 82ND STREET RECREATION FACILITY TENNIS IMPROVEMENTS**

WHEREAS, three (3) bids were received by the Stone Harbor Municipal Clerk on March 9, 2016, on the Borough's Notice to Bidders for the aforementioned project in accordance with the specifications prepared by Remington & Vernick, the Borough Engineer, bearing project number 05-10-U-069, which specifications are hereby incorporated herein and made a part hereof by reference, all in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-1 *et seq.*; and

WHEREAS, Command Company, Inc. 1318 Antwerp Avenue, Egg Harbor City, N.J. 08215 submitted the lowest responsible and conforming bid in the amount of \$ 379,280.60; and

WHEREAS, the Borough Engineer has recommended that the contract be awarded to Command Company, Inc. and the bid has been found to be responsible and in conformity by the Borough Solicitor; and

WHEREAS, the Chief Financial Officer has determined that sufficient funds are available as evidenced by the Chief Financial Officer's Certification attached hereto.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Stone Harbor, County of Cape May, State of New Jersey, duly assembled in public session this 15th day of March , 2016, as follows;

1. That the preamble of this Resolution is hereby incorporated herein by reference;
2. That the contract for the aforementioned project bearing Remington and Vernick project number 05-10-U-069 be and the same is hereby awarded to Command, Inc. in the amount of \$ 379,280.60;
3. That the Mayor and Clerk are hereby authorized and directed to execute the contract for same in accordance with the bid submitted and incorporated herein as stated above.
4. That the Borough Engineer is hereby directed and authorized to issue an appropriate Notice of Award and Notice to Proceed as called for within the contract.
5. That the Borough Clerk is authorized to return the bonds of the unsuccessful bidders.

Offered by Seconded by.....

The above resolution was duly adopted by the Borough Council of the Borough of Stone Harbor, New Jersey, at a meeting of said Council duly held on theday of, 2016

The above resolution approved this day of....., 2016

.....
Borough Clerk

.....
Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

(22)

WHEREAS, Richard Matthews, Contractor, of 636 Seashore Road, Cape May, N.J. 08204 was overcharged by \$ 350.00 for a construction permit for Block 89.03 Lot 92 known as 253- 89th Street; and

WHEREAS, the Zoning Officer has requested the overcharged amount be refunded to Richard Matthews.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Stone Harbor, in the County of Cape May on this 15th day of March that \$ 350.00 be refunded to Richard Matthews and that the proper officers make the proper adjustments in their records.

Offered by Seconded by.....

The above resolution was duly adopted by the Borough Council of the Borough of Stone Harbor, New Jersey, at a meeting of said Council duly held on theday of, 2016

The above resolution approved this day of....., 2016

Borough Clerk

.....
Mayor