

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

REGULAR MEETING

TUESDAY

March 21, 2017

4:30 p.m.

Acknowledgment of Retired Police Chief Paul Reynolds

- a.** Resolution – Appoint Police Chief (1) Parzych
- b.** Resolution – Appoint Police Captain (2) Rich
- c.** Swear in 3 Police Officers (Resolutions done previously)

BUDGET PRESENTATION (3) Lane

- d.** **ORDINANCE – BOND CAPITAL VARIOUS (4) Lane**
- e.** **ORDINANCE – BOND WATER & SEWER (5) Krafczek**
- f.** Resolution – Self Exam Budget (6) Gallagher
- g.** Resolution - Approve Handicapped Parking Space Villanova (7) Parzych
- h.** Resolution – Lions Club Raffle (8) Kramar
- i.** Resolution – Change Order COWI (9) Rich
- j.** Resolution – Appoint Conflict Attorney – Paul Baldini (10) Lane
- k.** Resolution – Appoint Zoning Officer – Ray Poudrier (11) Lane
- l.** Resolution – Refund – Fire Prevention Fee – Yurconic (12) Parzych
- m.** Resolution – MOA – Lomax Dune Res approve plan as presented, authorize MOA to be executed (13) Rich
- n.** Resolution – Approve Borough apply for Division of Travel & Tourism: FY 2018 Cooperative Marketing Grant (14) Gallagher
- o.** Resolution – Award Tennis Professional Contract – Anthony Carey (15) Gallagher
- p.** Resolution – DCA Roof Inspections Opposition to proposal Solicitor (16) Kramar
- q.** Resolution – Change Order Asphalt Paving (17)
- r.** Resolution – Award Bid – resurfacing 105th – 107th (18) Kramar
- s.** Resolution – Change Order 5 – Severson (18a) Rich
- t.** Motion Special Events (19) Gallagher
 - Ocean Drive Marathon 3/16/17
 - Stone Harbor Men’s Softball League
 - “Coast to Coast” National MS Bike Ride
 - Stone Harbor Fitness Retreat
 - Garden Club Plant & Bake Sale
 - Garden Club Community Yard Sale
 - War at the Shore – Touch Football Tournament (Philly Sport & Social Club)
 - Shore Softball Classic (Philly Sport & Social Club)
 - War at the Shore: Touch Football Tournament (Philly Sport & Social Club)
- Motion: Employee Appreciation Day (20) Lane
- Motion: \$500.00 to Coast Guard (21) Parzych

DISCUSSION:

3/15/17

(4)

BOND ORDINANCE APPROPRIATING \$1,857,275, AND AUTHORIZING THE ISSUANCE OF \$1,764,411 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 \$1,857,275 including the aggregate sum of \$92,864 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 \$1,857,275 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 \$1,764,411 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 \$1,764,411 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) ambulance for use by the Fire/Emergency Medical Services of the Borough, one (1) trash truck, one (1) aerial lift truck and one (1) dingo mini truck 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	\$576,000	\$547,200
(b) Improvement of municipally-owned buildings, facilities and property in and by the Borough, by the upgrade of the PW facility, the installation of fencing and a security system at the marina, the improvement of the 82nd Street tennis courts by the construction of new lavatories, the installation of bocce courts at 97th Street, costs associated with the construction of a bicycle path, and including also, landscape improvement throughout the Borough, together with for all the aforesaid all 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	268,275	254,861
(c) Acquisition by purchase and installation, as necessary, of new and additional equipment, including grounds equipment, street signs, parking kiosks, radio equipment, traffic control equipment, trash and recycling containers and maintenance equipment 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	113,000	107,350

(d) Improvement of municipally-owned beach and bay property in and by the Borough including by the replenishment of sand and the reconstruction, relocation of the storm water outfall pipes, and the upgrade of the bulkheads at 88th, 94th, 95th and 114th Streets, 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

250,000

237,500

(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 83rd Street, 87th Street, 88th Street, 89th Street and 118th Street, together with all curbing, sidewalks, 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

650,000

617,500

Totals

\$1,857,275

\$1,764,411

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 10.14 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 \$1,764,411, 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 \$185,000 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.

3/15/11

(5)

**BOND ORDINANCE APPROPRIATING \$3,310,000, AND
AUTHORIZING THE ISSUANCE OF \$3,310,000 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.**

**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 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 \$3,310,000 appropriations, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$3,310,000 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 \$3,310,000 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 of new vehicular equipment, including one (1) dump truck, together with all attachments, accessories and equipment 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	\$110,000	\$110,000
(b) Acquisition by purchase and installation, as necessary, of new and additional equipment, including 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.	20,000	20,000
(c) Improvement of the water and sewerage system in and by the Borough by the upgrade of infrastructure, the rehabilitation of the 93 rd Street lift station, the upgrade of the well control systems, the upgrade of water meters, and the installation of new sewer pumps at various lift stations, 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	<u>3,180,000</u>	<u>3,180,000</u>
Totals	\$3,310,000	\$3,310,000

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 38.68 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 \$3,310,000, 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 \$331,000 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.

(6)

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION
SELF EXAMINATION OF THE BUDGET 2017

WHEREAS, N.J.S.A 40A: 4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1979; and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 thru 7.5 the Borough of Stone Harbor has been declared eligible to participate in the program by the Division of Local Government Services, and Chief Finance Officer has determined that the local government meets the necessary conditions to participate in the program for the 2017 budget year.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Stone Harbor that in accordance with N.J.A.C. 5:30-7.6a & b and based upon the Chief Financial Officers certification, the governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
 - a. Payment of interest and debt redemption charges
 - b. Deferred charges and statutory expenditures
 - c. Cash deficit of preceding year
 - d. Reserve for uncollected taxes
 - e. Other reserves and non-disbursement items
 - f. Any inclusions of amounts required for school purposes
2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at 40A:4-45.3 et seq. are fully met (complies with the "Cap" law).
3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
 - a. All estimates of revenue are reasonable, accurate and correctly stated.
 - b. Items of appropriation are properly set forth
 - c. In itemization, form arrangement and content the budget will permit the exercise of the comptroller function within the municipality.
5. The budget and associated amendments have been introduced and publicly advertised, and in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.
6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOVLED, that a copy of this Resolution be forwarded to the Director of the Division of Local Government Services.

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, 2017

Borough Clerk

The above resolution approved this day of....., 2017

Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(11)

RESOLUTION

A Resolution Authorizing a Private, Handicapped Parking Space

WHEREAS, under RGO 520-29, as authorized by New Jersey state statute 39:4-197.6, the Borough of Stone Harbor is empowered to designate private, handicapped parking spaces for drivers who have obtained the proper documentation allowing for access to such parking spaces; and

WHEREAS, Emilio Villanova, with a property located at 338 – 99th Street, in the Borough, has applied for such a parking spot; and

WHEREAS, Mr. Villanova holds a valid handicapped placard issued by the State of New Jersey; and

WHEREAS, New Jersey statute 39:4-204.7, calls for New Jersey municipalities allowing private, handicapped parking spaces to grant reciprocity to valid out-of-state placards;

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 21st day of March, 2017, that a private, handicapped parking space be and hereby is approved for installation and designated for the use of Mr. Villanova along the curb adjacent to his property 338 – 99th Street in Stone Harbor.

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, 2017

.....

The above resolution approved this day of....., 2017

Borough Clerk

.....
Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(8)

RESOLUTION

WHEREAS, the Lions Club of Stone Harbor, Inc. made application on March 6, 2017 for a Raffle License under Application No. RA-2017-03; 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-2017-03 to the Lions Club of Stone Harbor Inc. for holding of 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 21st day of March, 2017 as follows:

- 1. That the Borough Council issue to the Lions Club of Stone Harbor Inc. a Certificate of Findings and Determination to be signed by the proper officer of said Borough Council under Application No. RA-2017-03 made by said Lions Club of 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 Lions Club of Stone Harbor, Inc. 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, 2017

Borough Clerk

The above resolution approved this day of....., 2017

Mayor

(9)

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

WHEREAS, the Borough of Stone Harbor is currently under contract with Severson Environmental Services, Inc. 2749 Lockport Rd. Niagara Falls, N.J. 14305 for Stone Harbor Maintenance Dredging Project, Owner’s Contract NO. COWI-15A, Contract Project No. 1145, Engineer’s Project No. A067772; and

WHEREAS, the Borough has determined that it is its best interest to approve additional budget required to provide continued support services through planned project completion, contract scheduled demobilization of 3/31/2017; and

WHEREAS, it is the recommendation of the Borough’s Engineer for this project (A067772.0) (Stone Harbor PO: 15-00569) COWI, Marine North America, 20 East Clementon Road, Gibbsboro, N.J. 08026, to authorize Change Order No. 4 – to the existing COWI, Marine North America contract:

Continued construction support services through planned project completion increase in
COWI contract

Current COWI Contract Budget \$436,840.00

Additional Budget \$45,000.00

New COWI Contract Budget \$481,840.00

NOW, THEREFORE, BE IT RESOLVED, this 21st day of March, 2017 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. 4 be and hereby is authorized;

BE IT FURTHER RESOLVED that the Mayor and the Borough Clerk be and hereby are authorized to execute Project Change Notice No. 4 for COWI, Marine North America.

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, 2017

.....
Borough Clerk

The above resolution approved this day of....., 2017

.....
Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(10)

RESOLUTION

**RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES CONTRACT
WITH PAUL BALDINI ESQ. ATTORNEY AT LAW**

WHEREAS, the Borough of Stone Harbor in the County of Cape may and State of New Jersey occasionally requires the review of certain conflict legal matters; and

WHEREAS, Paul Baldini law offices at 4413 New Jersey Avenue, Wildwood could handle such matters for the Borough and is an attorney at law in good standing who is familiar with municipal law and CRS; and

WHEREAS, Mr. Baldini will serve in the capacity of conflict counsel for the Borough for an amount not to exceed \$ 145.00/ hour which amount has been certified as available by the Chief Financial Officer and is below the bid and play-to-play thresholds;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Stone Harbor that Paul Baldini be and hereby is designated as conflict counsel for the Borough, under and subject to all legal requirements related to professional services contracts, at an hourly rate of \$145.00

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, 2017

.....

The above resolution approved this day of....., 2017

Borough Clerk

.....
Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

APPOINTING A ZONING OFFICER

BE IT RESOLVED by the Mayor and Council of the Borough of Stone Harbor, in the County of Cape May and State of New Jersey, that Ray Poudrier be hereby appointed as Zoning Officer/Code Enforcement Officer/Fire Subcode Official/Electrical Subcode Official and Fire Inspector for the Borough of Stone Harbor as of June 1, 2017.

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, 2017

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Borough Clerk

The above resolution approved this day of....., 2017

.....
Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(12)

RESOLUTION

WHEREAS, John T. & Catherine B. Yurconic of 3037 Fairfield Drive, Allentown, Pa. 18103 submitted a Rental Inspection fee of \$50.00 and a Rental Registration Fee of \$100.00 for the property at 245 – 101st Street; and

WHEREAS, they have decided not to rent the property during 2017; and

WHEREAS, they have requested and the Fire Inspector has approved the return of the fee.

NOW, THEREFORE, BE IT RESOLVED by the Borough of Stone Harbor as follows:
That the sum of \$ 150.00 be refunded to John T. & Catherine B. Yurconic; and

BE IT FURTHER RESOLVED That the Chief Financial Officer shall take any and all steps necessary to effectuate such refunds and shall make the proper adjustments to the financial records of the Borough.

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, 2017

.....

Borough Clerk

The above resolution approved this day of....., 2017

.....
Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(13)

RESOLUTION

Approve Dune Vegetation Management Plan Application and Memorandum of Agreement

WHEREAS, the Lomax Consulting Group has prepared guidelines for the implementation of the Dune Vegetation Management Plan; and

WHEREAS, any homeowner that wishes to upgrade the dune system which borders their property would now adhere to the application process and all boundaries within the Dune Vegetation Management Plan previously adopted by the Borough of Stone Harbor; and

WHEREAS, a Management Plan Application was presented to Council on March 9, 2017 and the Draft Memorandum of Agreement was approved, all of which are key components to the process, and all of which are attached hereto; and

WHEREAS, it is the intention of Council to approve this application as presented and authorize the Memorandum of Agreement be executed upon final approval of Borough Solicitor and Borough Administrator.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Stone Harbor in the County of Cape May and State of New Jersey that the Borough Council approves the Management Plan Application #1 as presented and authorizes the Memorandum of Agreement as attached to be executed on this 21st day of March, 2017.

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, 2017

.....

The above resolution approved this day of....., 2017

Borough Clerk

.....
Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

(14)

Resolution: Approval to submit FY 2018 Cooperative Marketing Grant – Declaration of Intent

WHEREAS, the Beach, Recreation & Tourism Committee would like to focus on promoting off-season tourism and would like to apply for a grant in the amount of \$ 25,000 to help with these efforts; and

NOW, THEREFORE BE IT RESOLVED that Borough Council of Borough of Stone Harbor formally approves the submission of the Declaration of Intent for the above stated projects.

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized to execute the Declaration of Intent to apply for the NJ Travel & Tourism FY 2018 Cooperative Marketing Grant on behalf of Borough of Stone Harbor.

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, 2017

.....
Borough Clerk

The above resolution approved this day of....., 2017

.....
Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(15)

RESOLUTION

**AUTHORIZING THE ACCEPTANCE OF A REQUEST FOR QUALIFICATIONS,
TENNIS PRO/INSTRUCTOR AT THE STONE HARBOR RECREATION BUILDING**

WHEREAS, the Borough of Stone Harbor is desirous of having a Tennis Pro/Instructor at the Stone Harbor Recreation Department; and

WHEREAS, Anthony Gerald Carey, 615 Keats Avenue, Marmora, N.J. 08223 responded to the Request for Qualifications advertised in the Atlantic City Press for the Summer of 2017; and

WHEREAS, the Request for Qualifications & Proposal attached lists the hours of operation, responsibilities, duration of contract among other items.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Stone Harbor, County of Cape May, State of New Jersey, assembled this 21st day of March, 2017, that the proposal aforementioned, a copy of which is attached hereto and incorporated herein by reference, be and the same is hereby approved by the Borough of Stone Harbor;

BE IT FURTHER RESOLVED, that the Mayor and Clerk hereby approve the Request for Qualifications attached proposal for Tennis/Pro Instructor at the Stone Harbor Recreation Building for 2016.

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, 2017

.....
Borough Clerk

The above resolution approved this day of....., 2017

.....
Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(11)

RESOLUTION

WHEREAS, the Borough of Stone Harbor is currently under contract with Asphalt Paving Systems Inc., P.O. Box 530, Hammonton, N.J. 08037 for 2016 Utility and Road Program File 05-10-U-064; and

WHEREAS, it is the recommendation of the Borough’s Engineer, Remington, Vernick & Walberg Engineers, to authorize Change Order No. 1 – addition of 92nd Street outfall elimination to the original contract and the installation of Atlantic City Electric conduits at First Avenue, 105th street and 107th street; and

WHEREAS, Change Order No. 1 will result in an increase of \$175,706.05 to the original contract amount of \$1,434,000.00 for an amended contract amount of \$1,609,706.05.

NOW, THEREFORE, BE IT RESOLVED, this 21st day of March, 2017 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. 1 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. 1 to increase the original price by \$175,706.05..

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, 2017

.....
The above resolution approved this day of....., 2017

Borough Clerk

.....
Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(18)

RESOLUTION

AWARDING A CONTRACT
FOR RESURFACING OF FIRST AVENUE, 105TH STREET AND 107TH STREET

WHEREAS, six (6) bids were received by the Stone Harbor Municipal Clerk on March 15, 2017, on the Borough's Notice to Bidders for the aforementioned project in accordance with the specifications prepared by Remington, Vernick & Walberg, the Borough Engineer, bearing project number 05-10-U-080, 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, Arawak Paving Company, Inc. 7503 Weymouth Road, Hammonton, N.J. 08037 submitted the lowest responsible and conforming bid in the amount of \$ 143,400.00, and

WHEREAS, the Borough Engineer has recommended that the contract be awarded to Arawak Paving 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; and

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 21st day of March, 2017, as follows;

1. That the preamble of this Resolution is hereby incorporated herein by reference;
2. That the contract for the aforementioned bearing Remington and Vernick, project number 05-10-U-080 be and the same is hereby awarded to Arawak Paving Company, Inc. in the amount of \$ 143,400.00;
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 theday of, 2017

.....

Borough Clerk

The above resolution approved this day of....., 2017

.....
Mayor

(18a)

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

WHEREAS, the Borough of Stone Harbor is currently under contract with Severson Environmental Services, Inc. 2749 Lockport Rd. Niagara Falls, N.J. 14305 for Stone Harbor Maintenance Dredging Project, Owner's Contract NO. COWI-15A, Contract Project No. 1145, Engineer's Project No. A067772; and

WHEREAS, it is the recommendation of the Borough's Engineer for this project COWI, Marine North America, 20 East Clementon Road, Gibbsboro, N.J. 08026, to authorize Change Order No. 5 Phase 2 Demobilization Conditional Schedule Extension

The Contract is modified as follows upon execution of this Change Order:

- I. COWI-15A, Specification Section 01010 Additional Information, Part 01 – General, 1.03 Phases Comprising the Project, Item B.
Replace existing content in its entirety with: Following each phase of work, all demobilization and site cleanup activities must be completed by March 31 with the exception of Phase 2 where all demobilization and site cleanup activities must be completed by April 15, 2017.

In consideration of the granting of an extension of contract time fixed in Contract COWI-15A for completion of work therein specified, the Contractor agrees to following conditions and shall be incorporated into the Contract:

- II. COWI-15A, Specification Section 01010 Additional Information, Part 01 – General, 1.03 Phases Comprising the Project, Item A. 3 Phase 3. Replace existing content in its entirety with: The third phase of work shall not commence before November 16, 2017 and must be completed by March 31, 2018.

NOW, THEREFORE, BE IT RESOLVED, this 21st day of March, 2017 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. 5 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. 5.

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, 2017

Borough Clerk

The above resolution approved this day of....., 2017

Mayor