

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

TUESDAY

March 3, 2015

4:30 p.m.

OLD BUSINESS

Ordinance 1455 – Bond Ordinance Various 2nd 3rd and final (1) Mastrangelo
Ordinance 1456 – Bond Ordinance Water & Sewer 2nd 3rd and final (2) Lane
Ordinance 1457 – Water Tent Barrels (3) 2nd 3rd and final (3) Lane

NEW BUSINESS

Ordinance – Water & Sewer Fees INTRO (4) Lane
Ordinance – Dogs on Islands INTRO (5) Kramar
Resolution – Performance Surety Refund (6) Rich
Resolution – Wildwood Catholic Use of Fields (7) Davies-Dunhour
Resolution – Refund Duplicate Tax Payment (8) Mastrangelo
Resolution – Oppose NJ Senate Bill S2076 and Assembly Bill A3358, Class I
Renewable Energy Certificate Multiplier Program for Unprofitable Landfill Gas to
Electricity Facilities (9) Mastrangelo
Resolution – Opposing Department of Interior Inclusion of Atlantic Ocean in its
Outer Continental Shelf Oil and Gas Leasing Draft (10) Kramar

Motion - Out to Bid 2014 NJDCA Small Cities Program – ADA Improvements
Advertise March 7
Receive bids 10 AM March 31 (11) Rich

DISCUSSION

1/26/15

BOROUGH OF STONE HARBOR
COUNTY OF CAPE MAY, NEW JERSEY
ORDINANCE 1455

(11) **BOND ORDINANCE APPROPRIATING \$8,493,000, AND AUTHORIZING THE ISSUANCE OF \$8,068,350 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 \$8,493,000 including the aggregate sum of \$424,650 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 \$8,493,000 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 \$8,068,350 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 \$8,068,350 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) beach rake/tractor, one (1) dump/bucket truck and one (1) pickup 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	\$131,000	\$124,450
(b) Improvement of municipally-owned buildings, facilities and property in and by the Borough, said buildings being at least equal in useful life or durability to a building of Class B construction (as such term is used or referred to in Section 40A:2-22 of said Local Bond Law), including the Department of Public Works Building by the renovation thereof, the marina by the improvement thereof, 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	87,000	82,650
(c) Acquisition by purchase and installation, as necessary, of new and additional equipment, including a zodiac patrol boat for use by the Police Department of the Borough, trash truck floors, grounds maintenance equipment, street signs, parking kiosks, trash and recycling containers, fencing and security equipment, radios, and automotive 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	162,000	153,900

(d) Acquisition by purchase of new and additional computer equipment for use by the Recreation Department of the Borough, including computers and a wireless network bridge, together with all appurtenances, 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	8,000	7,600
(e) Improvement of municipally-owned beach 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	118,000	112,100
(f) Construction or reconstruction of curbs and sidewalks in and along various streets and locations in and by 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	10,000	9,500
(g) Improvement of lagoons and basins in and by the Borough, by the dredging thereof, including Snug Harbor, North Basin, South Basin, Stone Harbor Basin, Shelter Haven Basin, Paradise Bay, Carnival Bay, Sanctuary Bay, Pleasure Bay, the access channel and the Stone Harbor Hole, waterway connecting the lagoons and basins, including the disposal of dredged materials, together with 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 in the office of the Borough Clerk and heretofore and hereby approved	6,000,000	5,700,000
(h) Construction of a new Public Safety building in the Borough, said building being at least equal in useful life to a building of Class B construction (as such term is used or referred to in Section 40A:2-22 of said Local Bond Law), including also any renovations to the Fire Department Headquarters, together with all structures, equipment, site work, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications on file or to be filed in the office of the Borough Clerk and hereby approved	<u>1,977,000</u>	<u>1,878,150</u>
Totals	\$8,493,000	\$8,068,350

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.

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 18.11 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 \$8,068,350, 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 \$850,000 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.

BOROUGH OF STONE HARBOR
COUNTY OF CAPE MAY, NEW JERSEY

1/26/15

ORDINANCE 1456

(2) **BOND ORDINANCE APPROPRIATING \$366,000, AND AUTHORIZING THE ISSUANCE OF \$347,700 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 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 \$366,000 including the aggregate sum of \$18,300 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.

Section 2. For the financing of said improvement or purpose and to meet said \$366,000 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 \$347,700 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 \$347,700 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) Substantial repairs and reconditioning to one (1) dump/jet 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	\$15,000	\$14,250
(b) Acquisition by purchase and installation, as necessary, of new and additional equipment, including fire hydrants, a generator for use by the 92 nd Street and 101 st Street wells, a SCADA system, and street lights, 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	218,500	207,575
(c) Improvement of the water and sewerage system in and by the Borough by the upgrade of meters, the rehabilitation of the Observation Well and the upgrade of the well control systems, 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>132,500</u>	<u>125,875</u>
Totals	\$366,000	\$347,700

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 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 twenty-four (24) 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 \$366,000, 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 \$50,000 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.

(3)

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

ORDINANCE 1457

**AN ORDINANCE AMENDING CHAPTER 560 OF THE REVISED GENERAL
ORDINANCE OF THE BOROUGH OF STONE HARBOR
(Establishing a fee associated with the use of water barrels
in connection with the use of tents and correcting a reference)**

PREAMBLE: The Utilities Committee of the Borough Council of the Borough of Stone Harbor has identified a water usage item that is unaddressed by Borough ordinance. The use of water-filled barrels or other containers to anchor large tents erected in connection with certain special events constitutes a use of water that does not advance conservation goals, inasmuch as the water is used for anchoring and then poured into the ground after the tent comes down. In keeping with the Committee's efforts to address water usage with the goal of maximum conservation of resources, the Committee has determined that it is appropriate to impose a fee for the use of water to fill barrels that serve as anchors for the erection of large tents under R.G.O. 560-46(C).

NOW, BE IT ORDAINED, by the Borough of Stone Harbor in the County of Cape May and State of New Jersey, as follows:

Section 1. §560-46 Tents, is hereby amended as follows:

[New Section]

E. Fee for Water Anchors; Penalty

1. In connection with a zoning permit issued under section 560-46(C), for tents that are erected upon the property of organizations that are exempt from the payment of water rents to the Borough, the list of these organizations being maintained in the Borough Clerk's Office, there shall be required the payment of a fee of \$100, in addition to any other applicable fee, for the erection of any tent where the anchors used require filling vessels with water drawn from the Borough's water system. In order to assist with conservation efforts, persons erecting such tents are encouraged to utilize alternative anchoring systems that don't require the use of water. The Zoning Officer shall be responsible for collecting the fee established hereunder.
2. Any person utilizing water anchors for such tents without disclosing the use of same to the Zoning Officer and failing to pay the required fee shall be deemed in violation of this section; subject to the issuance of a summons by the Zoning Officer and shall be subject to a minimum fine of \$100 and up to an amount not to exceed the maximum amount allowed by law in the Municipal Court

Section 2. Section 178-9(A) Trailers, Tents and Temporary Buildings, is hereby amended as follows:

No trailers or tents, or any other type of temporary housing, including temporary business places, shall be erected or permitted within the corporate limits of the Borough, except that tents shall be permitted on a temporary basis as set forth in § 560-~~65~~ 46, Tents, of the Code of the Borough of Stone Harbor.

Section 3. This Ordinance shall take effect immediately upon final passage and publication in accordance with law.

Section 4. The provisions of this Ordinance shall be severable. In the event that any portion of this Ordinance is found to be invalid for any reason by any Court of competent jurisdiction, such judgment shall be limited in its effect only to the portion of the Ordinance actually adjudged invalid and shall not be deemed to affect the operation of any other portion thereof, which shall remain in full force and effect.

Section 5. All other Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistencies.

BE IT SO ORDAINED.

(4)

BOROUGH OF STONE HARBOR
COUNTY OF CAPE MAY, NEW JERSEY

ORDINANCE NO.

**AN ORDINANCE AMENDING CHAPTER 542 OF THE REVISED GENERAL
ORDINANCES OF THE BOROUGH OF STONE HARBOR, 2006**

(Amending Certain Rates and Fees)

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.

Amend Section 542-22 (a), Sanitary sewerage collection system rates. Paragraph C, as follows:

(a) Customer charge: \$55 \$70

§542-13. Schedule of water rates and fees.

A. Minimum charges. There shall be due and payable quarterly in each year, a minimum charge for each consumer or meter in accordance with the following schedule: **[Amended 3-18-2008 by Ord. No. 1307; 10-5-2010 by Ord. No. 1364; and 5-4-2011 by Ord. No. 1377]**

Size of Service (inches)	Previous Charge	All Meters Quarterly Minimum Charge	Regular Meters Quarterly Gallonage Allowance
5/8 and ¾	\$86	\$101	13,000
1	\$123	\$138	13,000
1 1/2	\$166	\$181	13,000
2	\$219	\$234	13,000
3	\$294	\$309	13,000
4	\$366	\$381	13,000

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.

(5)

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

ORDINANCE

**AN ORDINANCE AMENDING CHAPTER 147 OF THE REVISED GENERAL
ORDINANCE OF THE BOROUGH OF STONE HARBOR
(Allowing for the prohibition of pedestrians and animals
upon Second Avenue median islands)**

Section 1. §147-7 Regulations; Dog Control, is hereby amended as follows:

[New Paragraph K]

K. The Borough Council may, from time-to-time, designate by Resolution certain of the Second Avenue median islands as areas where pedestrians and domesticated animals (e.g. pets) are prohibited. In connection with this designation, the Borough Council shall provide a mechanism for the placement of appropriate signage to inform the public of such prohibition.

[Re-letter Existing Paragraph K as Paragraph L]

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

Section 3. The provisions of this Ordinance shall be severable. In the event that any portion of this Ordinance is found to be invalid for any reason by any Court of competent jurisdiction, such judgment shall be limited in its effect only to the portion of the Ordinance actually adjudged invalid and shall not be deemed to affect the operation of any other portion thereof, which shall remain in full force and effect.

Section 4. All other Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistencies.

BE IT SO ORDAINED.

APPROVED:

Suzanne M. Walters, Mayor

ATTEST:

Suzanne C. Stanford, Borough Clerk

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

16)

RESOLUTION

WHEREAS, the following submitted Performance and Maintenance Surety for street openings; and

WHEREAS, none of the fees were used in conjunction with the projects, and

WHEREAS, the Zoning Officer has requested and approved the return of the fees.

NOW, THEREFORE, BE IT RESOLVED by the Borough of Stone Harbor as follows:

- 1. That the sum of \$ 870.00 be refunded to DiPalantino Contractors, 114 Stagecoach Road, Cape May Court House, N.J. 08210 for 10300 Third Avenue.

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, 2015

.....

The above resolution approved this day of....., 2015

Borough Clerk

.....
Mayor

(7)

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

A RESOLUTION CREATING AN INTERLOCAL SERVICES AGREEMENT WITH WILDWOOD CATHOLIC HIGH SCHOOL FOR THE USE OF THE RECREATION FIELDS OF THE BOROUGH OF STONE HARBOR

WHEREAS, N.J.S.A. 40:8A-1 *et seq.*, authorizes municipalities and school districts to enter into agreements for the purposes of exchanging, sharing and cooperating with regard to services common to said communities through Interlocal Services Agreements ; and

WHEREAS, the Wildwood Catholic High School is in need of services relating to the use of recreational playing fields of the Borough of Stone Harbor for use by its High School sports teams (soccer and lacrosse); and

WHEREAS, the Borough of Stone Harbor has certain lands, equipment and personnel available to meet the needs of the Wildwood Catholic High School in this area; and

WHEREAS, entering into an Interlocal Services Agreement with the Wildwood Catholic High School for this purpose has been deemed to be in the best interests of citizens of the Borough and the students of the Wildwood Catholic High School; and

WHEREAS, in consideration of this Agreement and in an effort to supplement the costs of maintenance of Borough facilities, Wildwood Catholic agrees to pay the Borough the sum of \$1,500.00 per season..

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Stone Harbor, County of Cape May, State of New Jersey that the preamble of this Resolution is hereby incorporated by reference;

BE IT FURTHER RESOLVED this 3rd day of March, 2015 that the Borough of Stone Harbor and Wildwood Catholic High School hereby agree, under the authority of N.J.S.A. 40:8A-1 *et seq.*, as follows:

1. Wildwood Catholic High School agrees to pay the sum of \$1,500.00 per season per season and shall have full access to and use of the recreational ball fields of the Borough of Stone Harbor located in the vicinity of 80th Street and Second Avenue, for recreational activities officially sanctioned and conducted by the Wildwood Catholic High School and according to the schedules submitted and attached.
2. Such access and use shall be conditioned upon coordination with and approval by the Recreation Director of the Borough of Stone Harbor with the understanding that the activities of the Borough of Stone Harbor Recreation Department take precedence.
3. The term of this Interlocal Services Agreement shall be from August 12, 2015 to October 31, 2015.

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

4. The Wildwood Catholic High School shall provide to the Borough of Stone Harbor written proof of liability insurance for the aforementioned use of the property of the Borough of Stone Harbor as required by the Atlantic County Joint Insurance Fund; and shall, additionally, hold harmless and indemnify the Borough of Stone Harbor for any and all loses, damages, and claims of whatever nature that may arise out of or in connection with the use of the property by the Wildwood Catholic High School, its sports/recreation participants, agents, contractors, officers and/or employees.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized and directed to execute this Resolution as the Interlocal Services Agreement between the Borough of Stone Harbor and the Wildwood Catholic High School, pursuant to N.J.S.A. 40:8A-1 *et seq.*

Suzanne M. Walters, Mayor
Borough of Stone Harbor

Wildwood Catholic High School

Attest: Suzanne Stanford, Borough Clerk

Attest:

Dated:

Dated:

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 , 2015

The above resolution approved this day of , 2015

Borough Clerk

Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(18)

RESOLUTION

REFUND DUPLICATE TAX PAYMENT

WHEREAS, duplicate tax payments were received by the homeowner and the mortgage company creating an overpayment on the 2nd quarter & 3rd quarter 2015 tax installments (not yet due) on Block 99.05 Lot 166, A.K.A. 9926 Sunset Drive; and

WHEREAS, the homeowners, Thomas R & Kathleen M Hobbis, requested a refund be issued to them,

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 a refund check in the amount of \$2,820.50 be issued to Thomas R & Kathleen M Hobbis, 22 John St, Chatham NJ 07928; and

BE IT FURTHER RESOLVED that the Tax Collector make the proper adjustment in her 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, 2015

.....

The above resolution approved this day of....., 2015

Borough Clerk

.....
Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(9)

RESOLUTION

RESOLUTION OPPOSING NEW JERSEY SENATE BILL S2076/ASSEMBLY BILL A3358 REGARDING CLASS I RENEWABLE ENERGY CERTIFICATE MULTIPLIER PROGRAM FOR UNPROFITABLE LANDFILL GAS TO ELECTRICITY FACILITIES

WHEREAS, the New Jersey Legislature is currently considering the passage of Senate Bill 2076 ("S2076") and Assembly Bill 3358 ("A3358") which would establish a Class I renewable energy certificate ("REC") multiplier program for only certain electric production facilities in New Jersey fueled by methane extracted from landfills to allow these facilities to offset economic losses; and

WHEREAS, some public entities in New Jersey have contracted with private sector companies to design, build, operate and, in some cases, own such landfill gas to electric facilities; and

WHEREAS, such privately designed, operated and/or owned landfill gas to electricity facilities decided to reduce their initial capital investment by not installing scrubber systems to remove siloxane and other compounds from landfill gas used to produce electricity; and

WHEREAS, such private facilities are now experiencing extensive maintenance costs due to engine damage caused by siloxane and other compounds; and

WHEREAS, other landfill gas to electricity facilities in New Jersey that are publicly owned and operated have made prudent capital investments and properly designed such facilities by installing sophisticated scrubber systems to remove siloxane and other equipment damaging compounds from landfill gas to minimize maintenance expenses, improve long-term reliable electric production and improve profitability; and

WHEREAS, privately designed, operated and/or owned landfill gas to electricity facilities took and unwarranted risk by not investing in appropriate landfill gas scrubbing technologies and/or adequate maintenance and are now seeking a financial bailout through the passage of S2076/A3358; and

WHEREAS, the passage of S2076/A3358 would likely create a glut of Class I REC's thereby decreasing their unit value and effectively penalizing those publicly owned and operated landfill gas to electricity facilities which acted responsibly and made prudent investments in scrubbing technology to ensure the operational and financial success of their facilities; and

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

WHEREAS, the passage of S2076/A3358 would likely increase electric costs for taxpayers in the State of New Jersey in order to fund this private sector bailout and would result in undeserved profits for certain private companies;

NOW, THEREFORE, BE IT RESOLVED, that the Borough of Stone Harbor opposes the passage of S2076/A3358 as it is not in the best public interest; and

BE IT FURTHER RESOLVED, that a copy of this Resolution be forwarded to Senator Smith and Assemblyman Singleton, the primary sponsors of S2076 and A3358, the New Jersey Legislative Representatives for the District, and the New Jersey League of Municipalities for their review and consideration.

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, 2015

.....

The above resolution approved this day of....., 2015

Borough Clerk

.....

Mayor

(10)

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

SUBJECT: OPPOSING THE DEPARTMENT OF INTERIOR'S INCLUSION OF THE ATLANTIC OCEAN IN ITS OUTER CONTINENTAL SHELF OIL AND GAS LEASING DRAFT PROPOSED PROGRAM (FIVE YEAR PROGRAM) FOR 2017-2022

WHEREAS, oil exploration and drilling is proposed by the United States Department of Interior's in its Outer Continental Shelf Oil and Gas Leasing Draft Proposed Five Year Program extending from 2017 through 2022; and

WHEREAS, said oil exploration and drilling by its nature would open parts of the Atlantic Ocean, a fragile and priceless ecosystem that is home to a unique array of marine life, to oil and gas drilling and potential damage from pollution and oil spills; and

WHEREAS, oil spills along the Atlantic Coast would cause severe environmental damage to beaches, fisheries and marine life throughout the Eastern Seaboard, and would be catastrophic, while also seriously threatening the ocean-based economies that rely on them; and

WHEREAS, opening up the Atlantic Coast to drill for fossil fuel is unnecessary and poses serious threat to coastal communities throughout the region, and is the wrong approach to energy development in this country; and

WHEREAS, our beaches in Cape May County and surrounding areas are a tremendous resource for all of those who come here to enjoy them, as well as being a huge economic engine for our state, being the primary driver of a tourism economy that supports 312,000 jobs in New Jersey, thus generating \$38 billion in economic activities for New Jersey each year; and

WHEREAS, in addition to serious economic concerns, offshore oil drilling threatens permanent and devastating degradation to our environment and natural resources, whereby the Jersey Shore is a priceless natural treasure, providing recreation to generations of families and supporting a thriving ecosystem of marine mammals and sea life that must be protected; and

WHEREAS, as our State continues to rebuild and recover from the unprecedented devastation of Superstorm Sandy, we simply cannot afford a manmade disaster from oil and gas drilling off of our coast; so

NOW, THEREFORE BE IT RESOLVED, that the governing body of the Borough of Stone Harbor, County of Cape May, State of New Jersey, express our concerns and strongly oppose the Department of Interiors inclusion of the Atlantic Ocean in its Outer Continental Shelf Oil and Gas Leasing Draft Proposed Program and any future oil exploration or drilling off the shores of the Atlantic Ocean.

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, 2015

The above resolution approved this day of....., 2015

Borough Clerk

Mayor

REMINGTON & VERNICK ENGINEERS AND AFFILIATES

EDWARD VERNICK, PE, CME, President
CRAIG F. REMINGTON, PLS, PP, Vice President

EXECUTIVE VICE PRESIDENTS
Michael D. Vena, PE, PP, CME (deceased 2006)
Edward J. Walberg, PE, PP, CME
Thomas F. Beach, PE, CME
Richard G. Arango, PE, CME

DIRECTOR OF OPERATIONS
CORPORATE SECRETARY
Bradley A. Blubaugh, BA, MPA

SENIOR ASSOCIATES

John J. Cantwell, PE, PP, CME
Alan Dittenhofer, PE, PP, CME
Frank J. Seney, Jr., PE, PP, CME
Terence Vogt, PE, PP, CME
Dennis K. Yoder, PE, PP, CME, LEED
Charles E. Adamson, PLS, AET
Kim Wendell Bibbs, PE, CME
Marc DeBlasio, PE, PP, CME
Leonard A. Falola, PE, CME
Christopher J. Fazio, PE, CME
Kenneth C. Ressler, PE, CME
Gregory J. Sullivan, PE, PP, CME
Richard B. Czekanski, PE, CME, BCEE

Remington & Vernick Engineers

232 Kings Highway East
Haddonfield, NJ 08033
(856) 795-9595
(856) 795-1882 (fax)

Remington, Vernick & Vena Engineers

9 Allen Street
Toms River, NJ 08753
(732) 286-9220
(732) 505-8416 (fax)

3 Jicama Boulevard, Suite 300-400
Old Bridge, NJ 08857
(732) 955-8000
(732) 591-2815 (fax)

Remington, Vernick & Walberg Engineers

845 North Main Street
Pleasantville, NJ 08232
(609) 645-7110
(609) 645-7076 (fax)

4907 New Jersey Avenue
Wildwood City, NJ 08260
(609) 522-5150
(609) 522-5313 (fax)

Remington, Vernick & Beach Engineers

922 Fayette Street
Conshohocken, PA 19428
(610) 940-1050
(610) 940-1161 (fax)

1000 Church Hill Road, Suite 220
Pittsburgh, PA 15205
(412) 263-2200
(412) 263-2210 (fax)

Univ. Office Plaza, Bellevue Building
262 Chapman Road, Suite 105
Newark, DE 19702
(302) 266-0212
(302) 266-6208 (fax)

Remington, Vernick & Arango Engineers

The Presidential Center
Lincoln Building, Suite 600
101 Route 130
Cinnaminson, NJ 08077
(856) 303-1245
(856) 303-1249 (fax)

300 Penhorn Avenue, 3rd Floor
Secaucus, NJ 07094
(201) 624-2137
(201) 624-2136 (fax)

February 19, 2015

Suzanne Stanford, Clerk
Borough of Stone Harbor
9508 Second Avenue
Stone Harbor, NJ 08247

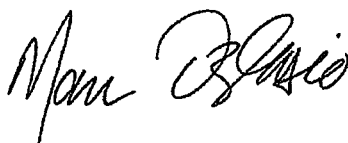
RE: Borough of Stone Harbor
FY2014 NJDCA Small Cities Program-ADA Improvements
for Public Facilities
Our File #: 05-10-U-061

Dear Ms. Stanford:

Our office has revised the plans and specifications for the above referenced project and at this time we request authorization to advertise the project for public bid at the March 3, 2015 Council meeting. We anticipate advertising the project on March 7, 2015 and receiving bids by 10:00 AM, on March 31, 2015.

We look forward to the opportunity of working with the Borough on this project. Should you have any questions or require additional information, please do not hesitate to contact me in our Wildwood office at (609) 522-5150.

Sincerely,
REMINGTON, VERNICK & WALBERG ENGINEERS



Marc DeBlasio, P.E., P.P., C.M.E.

MD:eb

cc: Jill Gougher, Administrator (via email)
Grant Russ, Public Works Director (via email)
Chief Roger Stanford, Stone Harbor Fire Chief (via email)
Mark Blauer, Blauer Associates (via email)

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