

**MINUTES OF THE WORK SESSION OF
MAYOR AND COUNCIL OF THE BOROUGH
OF STONE HARBOR HELD IN THE
MUNICIPAL BUILDING, DECEMBER 3,
2013**

The meeting was called to order by Mayor Walters at 4:30 p.m.

ROLL CALL

Suzanne M. Walters, Mayor
Suzanne C. Stanford, Borough Clerk
Michael Donohue, Solicitor
Jill A. Gougher, Borough Administrator

PRESENT

Councilmembers

Joan Kramar
Karen Lane
Joselyn Rich
Judith Davies-Dunhour, Council President
Barry Mastrangelo ABSENT
Albert Carusi

Mayor Walters announced that the meeting was now open. Adequate notice of the meeting was provided by posting a copy of the time and place on the Municipal Clerk's bulletin board and mailing a copy of same to the Press and the Cape May County Herald on January 4, 2013.

SALUTE TO THE FLAG

PRESENTATION – Lomax Consulting Group –

Joe Lomax presented a short outline of a Dune Vegetation Management Plan for the dune area within the Borough. He spoke about the plan that he works with in the Borough of Avalon for the removal of Japanese black pine trees, which is a cooperative plan between the Borough of Avalon and the beach property owners. If we decide to put such a plan in place, the Ordinances will have to be changed to allow the removal of the black pine in the dune areas and the planting of native vegetation. The complete Dune Vegetation Management Plan Proposal is on file in the Clerk's office.

PRESENTATION – 911 Memorial – Stone Harbor Freedom Park – New conceptual design for the 911 artifact was presented which was approved by the Committee and the Fire Company. Presenting the concept was Steve Lennon from Scott Taylor Design Company. The location is at 96th & Seng Place, next to the Firehouse Memorial. He explained the plan in detail, which includes benches, pavers, site lighting, shade trees, stone walls & trellis and picnic tables. The estimated cost will be \$90,000.

MOTION

Upon motion of Councilmember Joan Kramar
Seconded by Councilmember Karen Lane

That the Borough move forward with this project.

Vote 5 Councilmembers AYE

COMMUNICATIONS

PUBLIC COMMENT

Marion Myers - 9410 Second Avenue asked how high the wall is around the new park. Councilmember Kramar said 4 ft in one area and 6 ft in another area.

Bob Ashman -10301 First Avenue said the new plan looks great and asked if it will expand into the parking lot. Councilmember Kramar said that was considered but it will not go into the parking lot.

Lou Schweickhardt -260 – 110th Street asked where the plaque will be and Councilmember Kramar said it will be mounted on the wall.

OLD BUSINESS:

None

NEW BUSINESS

RESOLUTION 2013-S-180 (Reimburse Avalon Pools Permit Fee)

Upon motion of Councilmember Al Carusi
Seconded by Councilmember Joselyn O. Rich

WHEREAS, Avalon Pools, Inc. 2123 Dune Drive, Suite 10 Avalon, N.J. 08202 submitted permit fees for the installation of a pool at 240 – 98th Street in the amount of \$1,022.00; and

WHEREAS, the sale of the house did not happen and therefore the pool will not be built and the Zoning Officer has requested and approved the return of such fee, ; and

WHEREAS, the Borough will keep the nonrefundable Zoning fee of \$100.00 and also 20% of all the other fees submitted amounting to \$184.40 making the refund amount \$737.60.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council in the Borough of Stone Harbor that the amount to be reimbursed to Avalon Pools, Inc. shall be \$ 737.60.

BE IT FURTHER RESOLVED that the CFO and Zoning Officer make the property adjustments to their records.

Vote

5 Councilmembers AYE

RESOLUTION 2013-S-181 – (Emergency Well #6 Repair)

Upon motion of Councilmember Karen Lane
Seconded by Councilmember Al Carusi

**AUTHORIZING AN EMERGENCY CONTRACT
IN ACCORDANCE WITH N.J.S.A. 40A:11-6
TO PREVENT SALT WATER INTRUSION AT WELL #6**

WHEREAS, the Borough of Stone Harbor, County of Cape May, State of New Jersey, has authority under N.J.S.A. 40A:11-6 to enter into contracts without public bidding where an actual or imminent emergency has been identified; and

WHEREAS, the Borough of Stone Harbor has been pressed into an emergent circumstance with regard to Well #6 and salt water intrusion into said well, all as detailed in the letter of the Borough Engineer dated December 3, 2013, attached hereto as Exhibit A and made a part hereof by reference; and

WHEREAS, due to the fact that water from Well #6 has not been and cannot be connected into the Borough's water supply unless and until the problem is resolved and the Borough Council has determined that a bona fide emergency exists given the fact that, in the opinion of the Engineer, failure to act on an emergent basis will risk further salt water intrusion, which warrants the awarding of a contract under N.J.S.A. 40A:11-6; and

WHEREAS, the Engineer has determined Uni-Tech Drilling Company, Inc., of Franlinville, New Jersey to be a responsible contractor capable of completing the repairs to Well #6 necessary to prevent salt water intrusion and has submitted the attached proposal at Exhibit B, which is incorporated herein by reference, which was the lowest proposal of two companies submitting proposals; and

WHEREAS, the Chief Financial Officer has certified that funds are available to enter into said contract as evidenced by the C.F.O.'s certification attached hereto as Exhibit C;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Stone Harbor, duly assembled in public sessions this 3rd day of December, 2013, as follows:

1. That the preamble of this resolution is incorporated by reference and determined to be the finding of fact of the Borough Council;
2. That the aforementioned proposal of Uni-Tech Drilling Company, Inc., be committed to an appropriate contract prepared by the Engineer, under and subject to the terms included in the attached proposal, as incorporated herein by reference, which, along with this Resolution, shall be deemed to be the contract, and that same be and hereby is awarded to Uni-Tech Drilling Company, Inc., for the purposes aforesaid.

BE IT FURTHER RESOLVED, that this contract shall be let under and subject to all applicable laws and regulations of the State of New Jersey including the affirmative action and anti-discrimination provisions thereof.

BE IT FURTHER RESOLVED, that the Mayor and Borough Clerk be and hereby are authorized to execute the contract on behalf of the Borough of Stone Harbor, subject to the following:

1. All required governmental approvals.

For the Borough

For _____

Suzanne M. Walters, Mayor

Attest:

Attest:

Suzanne Stanford, Borough Clerk

Vote

5 Councilmembers AYE

MOTION (Authorize Administrator to sign access letter - Comcast)

Upon motion of
Seconded by

Councilmember Joselyn O. Rich
Councilmember Al Carusi

That the Administrator be authorized to sign an access letter for Comcast in connection with the installation of a video camera in the Bird Sanctuary.

Vote

5 Councilmembers AYE

DISCUSSION:

Changes to Zoning of Block 93.03, Lots 71-78 to allow for parking

Councilmember Rich said this parcel of land is known as the Hand Lot at 93rd and Second Avenue and is now vacant. The Borough is thinking about changing the zoning on those lots so we can begin to plan and come up with a proper process to take that piece of ground and create a neighborhood friendly parking lot. Solicitor Donohue said this has been publicly held property for decades this would just put it into "public use" zone, a zoning map change by Ordinance. This will be planned in January with notification of the neighbors. Councilmember Rich said the Borough feels that it is time to have something placed there and we will take this on as a project for 2014.

Mayor Walters announced that Dec 10th is the Christmas Tree Lighting and Caroling on the Trolley, Caroling at 5 pm and the Tree Lighting at 6 pm.

Mayor Walters announced there will be a Ceremonial Swearing in of her as President of the League of Municipalities at the Reeds on December 12th at 4:30 pm and everyone is invited. Council and the public congratulated the Mayor on becoming League President.

Work Session, December 3, 2013

The following bills were presented to Council for their approval:

December 4, 2013 BOROUGH OF STONE HARBOR Page No: 1 11:24 AM

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
35518	11/22/13	AAAUTOSA	A & A AUTO SALVAGE		500.00
35519	11/22/13	MYERSMAR	MARION E. MYERS		200.00
35520	11/22/13	QUINNGRA	GRAHAM M. QUINN		200.00
35521	11/22/13	SMITHSHE	SHEILA D. SMITH		200.00
35522	11/22/13	TROISIPA	PATRICIA A. TROISI		200.00
35523	12/04/13	ABJSPRIN	ABJ SPRINKLER CO., INC.		200.00
35524	12/04/13	ALEXA	ALEXANDER & CO., NAT		875.59
35525	12/04/13	BAILEYJA	JAMES E. BAILEY		400.00
35526	12/04/13	BITTMANN	BITTMANN, WILLIAM T.		500.00
35527	12/04/13	BORSH	BOROUGH OF STONE HARBOR	170,	355.00
35528	12/04/13	BOSACCOD	DAVID C. BOSACCO		100.00
35529	12/04/13	BRIDGEMA	BRENDEN BRIDGEMAN		50.00
35530	12/04/13	CAPRI	CAPRIONI PORTABLE TOILETS		62.00
35531	12/04/13	CASAP	CASA PAYROLL SERVICES		460.40
35532	12/04/13	CATARINI	WILLIAM J. CATARINI		400.00
35533	12/04/13	CHATTENL	LINWOOD CHATTEN		400.00
35534	12/04/13	COLLETT	CHRIS COLLETT		150.00
35535	12/04/13	COMCAST	COMCAST		112.66
35536	12/04/13	COMCASTF	COMCAST		114.88
35537	12/04/13	COMCASTR	COMCAST		69.93
35538	12/04/13	CONTR	CONTRACTOR SERVICE		1,046.50
35539	12/04/13	COYNE	COYNE CHEMICAL		1,385.50
35540	12/04/13	CRESS	CRESSE, LISA		287.76
35541	12/04/13	DEARBORN	DEARBORN NATIONAL LIFE INS.CO.		225.75
35542	12/04/13	DEERELAN	JOHN DEERE LANDSCAPES		1,334.48
35543	12/04/13	DEIBERTM	DEIBERT, MATTHEW		2,000.00
35544	12/04/13	DELEON	ADRIENNE DELEON		400.00
35545	12/04/13	DEROSEMA	MATTHEW DEROSE		250.00
35546	12/04/13	DIGIOVAN	HEATHER M. DIGIOVANNI		400.00
35547	12/04/13	DONOFRIO	LEWIS T. DONOFRIO, JR.		75.00
35548	12/04/13	DUFFI	DUFFIELD ASSOCIATES, INC.		4,657.20
35549	12/04/13	EASTERNW	EASTERN WAREHOUSE DISTRIBUTORS		0.00
12/4/13	VOID	0			
35550	12/04/13	EASTERNW	EASTERN WAREHOUSE DISTRIBUTORS		1,484.40
35551	12/04/13	EZPASSVI	EZ PASS		10.00
35552	12/04/13	FARINA	THEODORE FARINA JR		400.00
35553	12/04/13	FESTABAR	BARBARA A. FESTA		300.00
35554	12/04/13	FINNEGAN	JACQUELINE FINNEGAN		400.00
35555	12/04/13	GALLAGHE	KEVIN GALLAGHER		75.00
35556	12/04/13	GARRISON	SHANNON GARRISON		400.00
35557	12/04/13	GIULIANK	KARL GIULIAN		50.00
35558	12/04/13	GLASSJUS	GLASS, JUSTIN		108.71
35559	12/04/13	GRAFIXSH	GRAFIX SHOPPE		784.69
35560	12/04/13	GRIESBAC	JOSEPH H. GRIESBACH JR.		50.00
35561	12/04/13	HARGETTL	HARGETT, ELIZABETH		218.76
35562	12/04/13	HAWKFIRE	KENNETH J. HAWK		250.00
35563	12/04/13	HERAL	HERALD NEWSPAPERS		834.49
35564	12/04/13	HOWE	CRYSTAL HOWE		400.00
35565	12/04/13	JACKSONM	JACKSON, MAUREEN A.		65.50
35566	12/04/13	JACKSSHA	JACK'S SHACK		90.00
35567	12/04/13	JERC1	JERSEY CAPE DIAGNOSTIC CENTER		2,000.00
35568	12/04/13	JESHARDW	JES HARDWARE SOLUTIONS		5,229.70
35569	12/04/13	JOYCEMED	JOYCE MEDIA		1,729.95
35570	12/04/13	KEENC	KEEN COMPRESSED GAS		280.89
35571	12/04/13	KELTONKE	KEVIN KELTON		975.00
35572	12/04/13	KOHLE	KOHLER'S AUTO GLASS		255.00
35573	12/04/13	LAKOSE	JONATHAN LAKOSE		50.00
35574	12/04/13	LAMACH	JAMES LAMACH, JR.		109.98
35575	12/04/13	LAMACHFI	JAMES LAMACH JR		400.00
35576	12/04/13	LANDSEND	LANDS END BUSINESS OUTFITTERS		1,071.53
35577	12/04/13	LAWSOFTI	LAWSOFT, INC.		9,780.00
35578	12/04/13	LEAHSCAR	LEAH MORGAN		315.00
35579	12/04/13	LOEFFLAD	JACOB LOEFFLAD		100.00
35580	12/04/13	MAGELLAN	MAGELLAN HILL TECHNOLOGIES		4,198.85
35581	12/04/13	MARRIII	CHARLES MARRINER III		650.00
35582	12/04/13	MCCLROJR	ROBER C. MCCLURE, JR.		120.00
35583	12/04/13	MCCLURER	ROBERT C. MCCLURE		250.00
35584	12/04/13	MCCLURJR	ROBERT MCCLURE JR		50.00
35585	12/04/13	MCMAS	MC MASTER CARR SUPPLY CO.		882.05
35586	12/04/13	MCNENNY	GLENN MCNENNY		400.00
35587	12/04/13	MIDATLPE	MID-ATLANTIC PESTICIDE		495.00
35588	12/04/13	MIDHSCHO	MIDDLE TWP HIGH SCHOOL		300.00
35589	12/04/13	MIXNERST	STEPHEN E. MIXNER		250.00
35590	12/04/13	MONZO	MONZO CATANESE, P.C.		816.00

35591	12/04/13	NIELSONK	KEITH NIELSON	400.00
35592	12/04/13	NOLAN	KATLYN NOLAN	400.00
35593	12/04/13	ORIENTAL	ORIENTAL TRADING CO.	145.00
35594	12/04/13	ORMRODST	STEVEN M. ORMROD	150.00
35595	12/04/13	PARKPUMP	PARK PUMPS & CONTROLS, INC.	1,499.00
35596	12/04/13	PATTI	PATTI'S PARTY WORLD	420.00
35597	12/04/13	PRESS	PRESS OF ATL.CITY MEDIA GROUP	443.47
35598	12/04/13	PROPETDI	PROPET DISTRIBUTORS, INC.	236.90
35599	12/04/13	PROSSERK	KYLE W. PROSSER	59.76
35600	12/04/13	REYNO	REYNOLDS, PAUL JAMES	344.89
35601	12/04/13	ROSSENV	ROSS ENVIRONMENTAL SOLUTIONS	525.00
35602	12/04/13	ROTHMARY	MARY ROTH	850.00
35603	12/04/13	RUNYO	RUNYON, MICHAEL	228.86
35604	12/04/13	RUTG1	RUTGERS UNIVERSITY	112.00
35605	12/04/13	RUTGERPU	RUTGERS, THE STATE UNIVERSITY	382.00
35606	12/04/13	SAMPSONJ	JAMES SAMPSON	400.00
35607	12/04/13	SAMPSONM	MICHELLE SAMPSON	400.00
35608	12/04/13	SAUND	BRIAN SAUNDERS	800.00
35609	12/04/13	SCHEELER	MICHAEL R. SCHEELER	75.00
35610	12/04/13	SCHEUERM	GEORGE SCHEUERMANN JR.	400.00
35611	12/04/13	SCHWARTZ	JONATHAN SCHWARTZ	450.00
35612	12/04/13	SEASHASP	SEASHORE ASPHALT CORP.	696.28
35613	12/04/13	SEVENMIL	SEVEN MILE PUBLISHING, LLC	883.00
35614	12/04/13	SHI	SHI	56,344.06
35615	12/04/13	SHTIT	SHORE TITLE AGENCY, INC.	1,082.69
35616	12/04/13	SIGNWORK	SIGNWORKS	42.00
35617	12/04/13	SJWATERT	SOUTH JERSEY WATER TEST, LLC	220.00
35618	12/04/13	SOKOR	MATTHEW SOKORAI	146.92
35619	12/04/13	STANFORD	ROGER W. STANFORD	250.00
35620	12/04/13	STAPLEBU	STAPLES BUSINESS ADVANTAGE	158.33
35621	12/04/13	STAUFFER	DOUG STAUFFER	450.00
35622	12/04/13	STILTNER	KIRBY STILTNER, JR.	400.00
35623	12/04/13	TAYLORDE	TAYLOR DESIGN GROUP, INC.	8,208.64
35624	12/04/13	THEREEDS	THE REEDS @ SHELTER HAVEN	11,192.50
35625	12/04/13	TIROTTA	KEVIN TIROTTA	450.00
35626	12/04/13	TOZER	TOZER, MICHELLE	150.00
35627	12/04/13	TRCOU	TRI COUNTY BUILDING SUPPLIES	963.34
35628	12/04/13	TREA6	TREASURER, STATE OF NEW JERSEY	50.00
35629	12/04/13	TWPMI	TOWNSHIP OF MIDDLE	232.80
35630	12/04/13	USABL	U.S.A. BLUE BOOK	280.70
35631	12/04/13	VAULFRAN	FRANK VAUL	50.00
35632	12/04/13	VERWI	VERIZON WIRELESS	160.05
35633	12/04/13	VITAL	VITAL COMMUNICATIONS, INC.	510.00
35634	12/04/13	WBMASONI	W.B. MASON	326.49
35635	12/04/13	WIERMANS	SAMUEL A. WIERMAN	250.00

790

Report Totals	Paid	Void	Amount Paid	Amount Void
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Checks:	117	1	316,462.83	0.00
Direct Deposit:	0	0	0.00	0.00
	=====	=====	=====	=====
Total:	117	1	316,462.83	0.00

Upon motion of Councilmember Judith Davies-Dunhour
 Seconded by Councilmember Barry Mastrangelo

Authorize Jim Nicola, CFO, to pay the bills provided the funds are available and vouchers are properly endorsed.

Vote 5 Councilmembers AYE

At this time we are about to consider a Resolution to go into private session. We would appreciate it if you would all remain seated until the Resolution has been acted upon. At the conclusion of the private session we will come back into public session for the purpose of either taking action as a result of our discussion in private session or to simply adjourn. It is also possible that someone might bring up some other item of business in public session after we come back from private session.

RESOLUTION 2013-S-182 (Executive Session)

Upon motion of Councilmember Joan Kramar
 Seconded by Councilmember Joselyn O. Rich

**A RESOLUTION PROVIDING FOR A MEETING NOT OPEN TO THE PUBLIC
 IN ACCORDANCE WITH THE PROVISIONS OF
 THE NEW JERSEY OPEN PUBLIC MEETINGS ACT,
 N.J.S.A. 10:4-12**

Work Session, December 3, 2013

WHEREAS, the Borough Council of the Borough of Stone Harbor is subject to certain requirements of the *Open Public Meetings Act, N.J.S.A. 10:4-6*, et seq., and

WHEREAS, the *Open Public Meetings Act, N.J.S.A. 10:4-12*, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution, and

WHEREAS, it is necessary for the Borough Council of the Borough of Stone Harbor to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12b and designated below:

1. *Matters Relating to the Employment Relationship, the relevant employees having been properly notified in accordance with law.*
2. *Matters Relating to Contract Negotiations and/or the Attorney, Client Privilege*

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Stone Harbor, assembled in public session on December 3, 2013, that an Executive Session closed to the public shall be held on December 3, 2013 at or about 4:30 P.M. in the Borough Hall of the Borough of Stone Harbor, 9508 Second Avenue, Stone Harbor, New Jersey, for the discussion of matters relating to the specific items designated above.

Official action may be taken as a result of said executive session.

It is anticipated that, in accordance with law and in a timely manner, the deliberations conducted in closed session may be disclosed to the public upon the determination of the Borough Council that the public interest will no longer be served by such confidentiality.

Vote **5 Councilmembers AYE**

MOTION – To Return to Open Session

Upon motion of
Seconded by

Councilmember Joselyn O. Rich
Councilmember Judith Davies-Dunhour

To return to Open Session.

Vote **5 Councilmembers AYE**

PUBLIC COMMENT

None

MOTION TO ADJOURN

Upon motion of
Seconded by

Councilmember Karen Lane
Councilmember Joselyn O. Rich

That the Work Session Meeting of Mayor and Council be adjourned at 6:20 p.m.

Vote **5 Councilmembers AYE**

APPROVED _____, 2013

_____, Mayor

ATTEST: _____, Borough Clerk

