

Borough of Stone Harbor
REORGANIZATION MEETING AGENDA

Tuesday, January 3, 2023

Borough Hall, 9508 Second Avenue, Stone Harbor

Call to Order: 4:30pm

Roll Call: Councilmember Moore, Councilmember Parzych, Councilmember Casper,
Councilmember Dallahan

Statement of Public Notice: 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 of the Press of Atlantic City and the Cape May County Herald on January 5, 2022.

Salute the Flag

Election Results:

For Council – Victor Foschini 277 Votes

For Council – Jennifer Gensemer 270 Votes

Nomination for Council President

Nomination for Council Representative to Planning Board

Motion – Approve Standing Committees for 2023

Motion – Approve Non-Board Appointments 2023

Motion – Approve Member of Go Green Committee, Recreation Advisory Committee, Shade Tree Committee and Bird Sanctuary Committee Members 2023

Motion – Approve Zoning Board of Adjustment Members 2023

Mayor Appointment of Planning Board Members

RESOLUTIONS FOR PROFESSIONAL SERVICES 2023

Resolution 2023-S-1 Award Professional Service Contract for Borough Solicitor Karavan & Morris, P.C.

Resolution 2023-S-2 Appoint Municipal Conflict Attorney – Garrett & Batastini

Resolution 2023-S-3 Authorizing Appointment of Bond Counsel for 2023 – Hawkins, Delafield & Wood

Resolution 2023-S-4 Award Professional Service Contract for Labor Relations Counsel 2023 – Blaney, Donohue, Weinberg

Resolution 2023-S-5 Award Professional Service Contract for Borough Auditor 2023- Ford, Scott & Associates, L.L.C.

Resolution 2023-S-6 Authorizing Professional Service Contract for Special Counsel Affordable Housing 2023 – Surenian, Edwards & Nolan

Resolution 2023-S-7 Authorize Professional Services Agreement – Employee Benefits Consultant 2023 – Marsh McLennan

Resolution 2023-S-8 Appoint Alternate Engineer(s)

Resolution 2023-S-9 Award of Contract for Animal Control Services 2023 – Shore Animal Control

Resolution 2023-S-10 Award Professional Service Contract for Beach Profile Survey & Lagoon Survey – Stockton University Coastal Research

Resolution 2023-S-11 Authorize Professional Service Agreement for 2023 with the Wetlands Institute & Authorize Mayor to Sign

Resolution 2023-S-12 Authorize Stone Harbor Point Shorebird Stewardship Program – 2023 Season

Resolution 2023-S-13 Authorize Professional Service Agreement with Triad Associates, Construction/Rehab Oversight Assistance – 10206 Third Avenue

CONSENT AGENDA (*Resolutions 2023-S-14 to 2022-S-37*)

Resolution 2023-S-14 Approving the Use of Roberts Rules of Order

Resolution 2023-S-15 Establishing Council Meeting Dates for 2023

Resolution 2023-S-16 Schedule of 2023 Municipal Holidays / Borough Hall Closings

Resolution 2023-S-17 Designating Official Depositories

Resolution 2022-S-18 Designation of Official Newspapers for the Publication of Legal Notices

Resolution 2023-S-19 Trash Collection Schedule – 2023

Resolution 2023-S-20 Accepting the Stone Harbor Volunteer Fire Company Stipend Policy

Resolution 2023-S-21 Authorizing Participation in the Cape May County Litter Abatement Partnership Program for 2023

Resolution 2023-S-22 Establishing Dates for Parking Fees - 2023

Resolution 2023-S-23 Establishing the Rate of Interest for Non-Payment of Taxes – 2023

Resolution 2023-S-24 Resolution Providing for Temporary Appropriations for the Year 2023

Resolution 2023-S-25 Appointing Registrar, Deputy Registrar and Alternate Deputy Registrar

Resolution 2023-S-26 Designating Public Agency Compliance Officer

Resolution 2023-S-27 Authorizing Tax Assessor and/or Solicitor to File Tax Appeals in 2023

Resolution 2023-S-28 Authorizing Contracts Below the Bid Threshold Without Public Advertising

Resolution 2023-S-29 Authorizing Small Contract Without Competitive Contracting

Resolution 2023-S-30 Exempting Certain Utility Charges

Resolution 2023-S-31 Appointing JIF Fund Commissioner and Alternate Fund Commissioner

Resolution 2023-S-32 Appointing JIF Claims Coordinator

Resolution 2023-S-33 Appointing JIF Safety Coordinator

Resolution 2023-S-34 Appointing Contact(s) for JIF Employment Practices Liability Helpline

Resolution 2023-S-35 Certification of Receipt of Materials, Supplies and Equipment

Resolution 2023-S-36 Adopting Cash Management Plan

Resolution 2023-S-37 Establishing Fees for Licensing, Permits and Parking for 2023

Motion - Approve the Bill List & Authorize the CFO to Pay the bills when the funds are available, and the vouchers are properly endorsed.

Comments from Councilmembers

Public Comment

Adjournment

BOROUGH OF STONE HARBOR
County of Cape May

2023 Standing Committees

Administration & Finance: Jennifer Gensemer, Chair
Reese Moore
Frank Dallahan

Public Works: Reese Moore, Chair
Jennifer Gensemer
Frank Dallahan

Public Safety: Frank Dallahan, Chair
Robin Casper
Victor Foschini

Recreation & Tourism: Victor Foschini, Chair
Jennifer Gensemer
Bunny Parzych

Natural Resources: Robin Casper, Chair
Bunny Parzych
Victor Foschini

Utilities: Bunny Parzych, Chair
Reese Moore
Robin Casper

Museum Liaison: Councilmember Robin Casper

Chamber of Commerce Liaison: Councilmember Victor Foschini

SHPOA Liaison: Councilmember Reese Moore

Motion to Confirm: _____

Seconded by: _____

All those in Favor

Opposed

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

NON-BOARD APPOINTMENTS 2023

Borough Administrator	Robert J. Smith
Borough Clerk	Kim Stevenson
Deputy Borough Clerk	Megan Brown
Municipal Assessment Certification Officer	Kim Stevenson
Director of Finance	James Craft
Tax Search Officer	Deb Candelore
Construction Official, Zoning Official, Flood Plain Manager, Fire Inspector, CRS Coordinator	Ray Poudrier
Electrical Inspector	Kurt Lindsey
Code Enforcement Officer	Paul Imhof
Director of Public Works & Storm Water Management Coordinator	Manny Parada
Recycling Coordinator & Clean Communities Coordinator	Rebecca Gibula
Deputy OEM, Fire Code Official & Fire Inspector	Roger Stanford
Fire Inspector	Jim Bailey
Beach Patrol Captain	Stephen Bosacco
Recreation Director	Shannon MacPherson
Tourism Director	Jenny Olson

Motion to Approve: _____

Seconded By: _____

All Those in Favor

Opposed

BOROUGH OF STONE HARBOR
CAPE MAY COUNTY

BOARD APPOINTMENT LIST 2023

Approve Members of Go Green Committee, Recreation Advisory Committee, Shade Tree Committee and Bird Sanctuary Committee Members for 2023

Go Green Committee

Robin Casper	1 year term	1/1/23-12/31/23	Councilmember
Tom Considine	1 year term	1/1/23-12/31/23	Resident
Gail Pfeifer	1 year term	1/1/23-12/31/23	Resident
Kevin Fischer	1 year term	1/1/23-12/31/23	Business Owner
Lisa Marcolongo	1 year term	1/1/23-12/31/23	Administration
Kim Stevenson	1 year term	1/1/23-12/31/23	Employee
Jenny Olsen	1 year term	1/1/23-12/31/23	Employee
Tiffany Haungs	1 year term	1/1/23-12/31/23	Employee
Manny Parada	1 year term	1/1/23-12/31/23	Public Works
Rocky Tirado	1 year term	1/1/23-12/31/23	Public Works
Rebecca Gibula	1 year term	1/1/23-12/31/23	Recycling Coordinator
Joe Hughes	1 year term	1/1/23-12/31/23	Island Supervisor

Recreation Advisory Committee

Rose Clay	4 year term	1/1/23-12/31/26	
Victor Foschini	1 year term	1/1/23-12/31/23	Councilmember
Shannon MacPherson	1 year term	1/1/23-12/31/23	Recreation Director

Shade Tree Committee

Robin Casper	1 year term	1/1/23-12/31/23	Councilmember
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Bird Sanctuary

Amy Welsh	3 year term	1/1/23-12/31/25	
Robin Casper	1 year term	1/1/23-12/31/23	Councilmember
Lisa Marcolongo	1 year term	1/1/23-12/31/23	Administration
Manny Parada	1 year term	1/1/23-12/31/23	Public Works

MOTION TO CONFIRM _____

SECONDED BY _____

ALL THOSE IN FAVOR

OPPOSED

BOROUGH OF STONE HARBOR
CAPE MAY COUNTY

Zoning Board of Adjustment Members 2023

Zoning Board of Adjustment

Bob Ross	4 year term	1/1/23-12/31/26	Public
John McAllister	4 year term	1/1/23-12/31/26	Public
Timothy Carney	4 year term	1/1/23-12/31/26	Public

MOTION TO CONFIRM: _____

SECONDED BY: _____

ALL THOSE IN FAVOR

OPPOSED

BOROUGH OF STONE HARBOR
CAPE MAY COUNTY

Appointments of Planning Board Members 2023

Planning Board

Wayne Conrad	4 year term	1/1/23-12/31/26	Alt IV
Frank Vaul	1 year term	1/1/23-12/31/23	Employee
Timothy Clay	2 year term	1/1/23-12/31/24	Alt I
Councilmember TBD	1 year term	1/1/23-12/31/23	Councilmember

NO VOTE REQUIRED: Chapter 345-3 Mayor's Appointment

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2023-S-1

AWARD PROFESSIONAL SERVICE CONTRACT FOR BOROUGH SOLICITOR KARAVAN & MORRIS, P.C.

WHEREAS, the Borough of Stone Harbor is given authority by N.J.S.A. 40A:11 *et seq.* to enter into contracts for “Professional Services” without competitive bidding, where the need arises and so long as the award of such contract is made public by a Resolution of the Governing Body and the contractor submits certain disclosures in accordance with the “fair and open” process; and

WHEREAS, limiting the influence of campaign contributions on municipal appointments is an important policy of the Borough and the “nonfair and open” process prevents any professional from contributing more than \$300 to any local political party or campaign; and

WHEREAS, the required pay-to-play disclosures are on file with the Borough Clerk as required by law; and

WHEREAS, the Borough of Stone Harbor is mandated by state statute to appoint a Municipal Solicitor. The law also requires that municipalities designate litigation counsel and counsel to the tax assessor. These tasks are typically performed by the Municipal Solicitor; and

WHEREAS, Karavan & Morris, P.C., Attorneys at Law in good standing in the State of New Jersey, has offered the attached Proposal and are experienced in the area of Local Government Law and municipal prosecution; and

WHEREAS, Karavan & Morris, P.C. is an authorized by law to practice a recognized profession, the practice of which is regulated by law, and the performance of these service requires knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized instruction; and

WHEREAS, N.J.S.A. 40A:11 *et seq.* allows the Borough to enter into contracts for “Professional Services,” including legal services, without competitive bidding, where the need arises and so long as the award of such contract is made public by a Resolution of the Governing Body.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Stone Harbor, County of Cape May, State of New Jersey, on this 3rd day of January, 2023, as follows:

1. That the preamble of this Resolution is hereby incorporated by reference as if set forth here at length;
2. That, as required by law, having been nominated by the Mayor of the Borough of Stone Harbor, Karavan & Morris, P.C. be and are hereby appointed Municipal Solicitor for the Borough of Stone Harbor in accordance with and under the terms of a contract for professional services, which includes provisions for litigation and representation of the Tax Assessor and other extraordinary matters, which is on file with the Borough Clerk for public review, for a term of one year, said term commencing on January 3, 2023 and continuing until the reorganization meeting of the Borough in 2024 or in accordance with law.
3. That the Mayor is authorized and directed to forthwith execute on behalf of the Borough of Stone Harbor the contract for professional services, such contract being under and subject to the provisions of the affirmative action and antidiscrimination laws and regulations of the State of New Jersey, an acknowledgement of same to be executed by the Municipal Solicitor.

- 4. That the aforementioned contract is awarded without competitive bidding as a “Professional Service” under the provisions of the Local Public Contracts Law which allows under N.J.S.A. 40A:11-5 and that the Solicitor be compensated as detailed in the contract for professional services in an amount not to exceed \$53,825 for Solicitor services, and funds are available as evidenced by the Certification of the Chief Financial Officer attached hereto.
- 5. That a notice of the letting of the within contract be published in accordance with law within ten (10) days of passage in the official newspaper designated by the Borough for legal notices and that the contract be open to public viewing in accordance with the Open Public Records Act.

Offered bySeconded 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 3rd day of January, 2023

.....
Borough Clerk

The above resolution approved this 3rd day of January, 2023

.....
Mayor

BOROUGH OF STONE HARBOR
Cape May County, New Jersey

RESOLUTION

2023-S-2

**AUTHORIZING A PROFESSIONAL SERVICES CONTRACT JON D. BATASTINI,
ATTORNEY AT LAW, CONFLICT ATTORNEY**

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, Jon D. Batastini, Garrett & Batastini, Attorneys at Law, 3318A Simpson Avenue, Ocean City NJ 08226 could handle such matters for the Borough Council, Planning and Zoning Boards and is an attorney at law in good standing who is familiar with municipal law; and

WHEREAS, Jon D. Batastini will serve in the capacity of conflict counsel for the Borough for an amount not to exceed \$5,000 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 on this 3rd day of January, 2023 by the Borough Council of the Borough of Stone Harbor that Jon D. Batastini be and hereby is designated as conflict counsel for the Borough Council, Planning and Zoning Board for the year 2023, under and subject to all legal requirements related to professional services contracts, at an hourly rate of \$150.00.

Offered bySeconded 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 3rd day of January, 2023

.....
Borough Clerk

The above resolution approved this 3rd day of January, 2023

.....
Mayor

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2023-S-3

**AUTHORIZING APPOINTMENT OF BOND COUNSEL
UNDER THE “NONFAIR AND OPEN” PROCESS**

WHEREAS, the Borough of Stone Harbor is given authority by N.J.S.A. 40A:11 *et seq.* to enter into contracts for “Professional Services” without competitive bidding, where the need arises and so long as the award of such contract is made public by a Resolution of the Governing Body and the contractor submits certain disclosures in accordance with the “fair and open” process; and

WHEREAS, the Borough of Stone Harbor is in need of legal representation by Bond Counsel of recognized national standing with advanced expertise in the area of Municipal Bonding Law in connection with the Borough’s capital project bond financing procedures including the sale of bonds and/or bond anticipation notes; and

WHEREAS, Robert Beinfield, Esquire of the Law Firm of Hawkins, Delafield & Wood is an attorney at law in good standing in the State of New Jersey and has been found to be experienced in the area of Municipal Bonding Law and has familiarity with the Federal and State laws and regulations related to the bonding process.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Stone Harbor, County of Cape May, State of New Jersey, as follows:

1. That the preamble of this Resolution is hereby incorporated by reference as if set forth here at length.
2. That the Mayor is directed to forthwith execute on behalf of the Borough of Stone Harbor the attached contract for professional services in accordance with this Resolution providing for the retention of Hawkins, Delafield & Wood as Bond Counsel to the Borough of Stone Harbor. The letter of Mr. Beinfield dated December 12, 2022 is attached hereto for reference only and is not part of the contract.
3. That the aforementioned contract is awarded without competitive bidding as a “Professional Service” under the provisions of the Local Public Contracts Law and is entered into under and subject to the equal opportunity, anti-discrimination and affirmative action laws and regulations of the State of New Jersey, which are hereby incorporated by reference.
4. That a notice of the letting of the within contract be published in accordance with law within ten (10) days of passage in the official newspaper designated by the Borough for legal notices and that the contract be open to public viewing in accordance with the Open Public Records Act.

Offered bySeconded 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 4th day of October, 2023

.....
Borough Clerk

The above resolution approved this 4th day of October, 2023

.....
Mayor

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2023-S-4

**AWARD PROFESSION SERVICE CONTRACT OF LABOR RELATIONS COUNSEL
BLANEY, DONAHUE & WEINBERG**

WHEREAS, The Borough of Stone Harbor requires the professional services of a specialist in the field of collective bargaining negotiations, personnel administration, and employer-employee relations; and

WHEREAS, it is desired to employ a professional, pursuant to law, who is duly trained, experienced and specialized in the area of collective bargaining negotiations, personnel administration and employer-employee relations; and

WHEREAS, the local Public Contracts Law provides for the entering into of a contract for Professional services pursuant to N.J.S.A. 40A:11-5(1)(a), without advertising for competitive bidding; and

WHEREAS, Borough has determined that William G. Blaney and other members of the law firm of Blaney, Donohue & Weinberg, P.C., 2123 Dune Drive, Suite 11, Avalon NJ 08202 hold professional licenses and are qualified to perform the said work and it is desired to enter a professional services contract with them for said services pursuant to law, and to provide for the advertising of a notice pursuant to law; and

WHEREAS, funds are available for the aforementioned as indicated in the Certificate of Available Funds prepared by the CFO of the Borough and attached hereto.

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

1. William G. Blaney and Blaney, Donohue and Weinberg, P.C. of Avalon New Jersey is hereby retained as a professional labor negotiator to provide specialized services in the field of collective bargaining negotiations, personnel administration, and employer-employee relations. The said professional services to be received shall be “as directed” by the Borough of Stone Harbor from time to time.
2. The Mayor and Borough Clerk are hereby authorized and directed to enter into a contract with William G. Blaney and Blaney, Donohue & Weinberg, P.C. for specialized professional services in the field of collective bargaining negotiations, personnel administration, and employer-employee relations, as aforesaid, for a term commencing upon the date of execution of the contract, a copy of which is attached hereto, and expiring on December 31, 2023 which contract shall provide for payment at the hourly rate of One Hundred Fifty Five Dollars (\$155.00) per hour, not to exceed \$10,000.
3. This contract is awarded without competitive bidding as a professional service in accordance with the provisions of the Local Public Contracts Law aforesaid and shall be in a form approved by the Borough. The preamble of the Resolution is hereby incorporated by reference as if set forth here at length.
4. This Resolution and a copy of the contract for professional services shall be maintained on file in the offices of the Borough of Stone Harbor for public inspection.
5. A copy of this Resolution shall be published in the local newspaper designated by the Borough as required by law, within ten (10) days of its passage.

Offered bySeconded 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 3rd day of January, 2023

.....
Borough Clerk

The above resolution approved this 3rd day of January, 2023

.....
Mayor

BOROUGH OF STONE HARBOR
Cape May County, New Jersey

RESOLUTION

2023-S-5

**AWARD PROFESSIONAL SERVICE CONTRACT FOR BOROUGH AUDITOR
LEON CONSTELLO OF FORD, SCOTT AND ASSOCIATES, L.L.C.**

WHEREAS, the Borough of Stone Harbor has a need to acquire the services of a Borough Auditor for the performance of auditing/accounting work and related duties associated therewith as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the Chief Financial Officer has determined and certified in writing that the value of the acquisition will exceed \$17,500; and

WHEREAS, the term of this contract is 1 year commencing January 1, 2023, expiring December 31, 2023; and

WHEREAS, Leon Costello of Ford, Scott and Associates, L.L.C. has submitted a proposal indicating he will provide the services of Borough Auditor for an amount not to exceed \$37,000; and

WHEREAS, Leon Costello has completed and submitted a Business Entity Disclosure Certification which certifies that he has not made any reportable contributions to a political or candidate committee in the Borough of Stone Harbor in the previous one year, and will not make any reportable contributions pursuant to N.J.S.A. 19:44-1 through the term of his contract; and

WHEREAS, in accordance with N.J.A.C. 5:30-5.4 the Chief Financial Officer certifies that the funds will be available in the 2023 Municipal Budget for these services; and

WHEREAS, the services to be performed by the Auditor are regulated by law within the meaning of the Local Public Contracts Laws (N.J.S.A. 40:1-1 et seq) and hence are exempt from competitive bidding.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Stone Harbor, County of Cape May, State of New Jersey that Leon Costello be appointed as Auditor of the Borough of Stone Harbor for a term of one (1) year effective January 1, 2023, and expiring December 31, 2023.

BE IT FURTHER RESOLVED, the Mayor is hereby authorized to execute the aforementioned professional services agreement on behalf of the Borough of Stone Harbor in accordance with the terms and provisions of the Local Public Contracts Law and that a copy of this resolution shall be published as required by law within 10 days of its adoption.

Offered bySeconded 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 3rd day of January, 2023

.....
Borough Clerk

The above resolution approved this 3rd day of January, 2023

.....
Mayor

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2023-S-6

**RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES CONTRACT
FOR SPECIAL COUNSEL – AFFORDABLE HOUSING FOR 2023**

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

WHEREAS, limiting the influence of campaign contributions on municipal appointments is an important policy of the Borough and the “nonfair and open” process prevents any professional from contributing more than \$300 to any local political party or campaign and this contract is let under that process and the required disclosure has been submitted; and

WHEREAS, the Borough Council and the Borough Solicitor’s Office have determined that it would be in the Borough’s best interest to hire Special Counsel to handle certain Affordable Housing matters on an as-needed basis; and

WHEREAS, Surenian, Edwards & Nolan LLC, has an extensive background in Affordable Housing and possess knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized education, employment and experience; and

WHEREAS, the total amount of the contract is \$ 200.00 per hour not to exceed \$5,000 without approval by Council via Resolution and; and

WHEREAS, funds are available as evidenced by the Chief Financial Officer’s Certification attached hereto;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Stone Harbor, County of Cape May, State of New Jersey, duly assembled in public session this 3rd day of January, 2023 as follows:

1. That the preamble of this Resolution is hereby incorporated by reference as if set forth here at length;
2. That the existing contract for professional services with Surenian, Edwards & Nolan LLC, which contract is incorporated herein by reference and made a part hereof, shall remain in effect and include litigation matters, at the rate referenced herein, as assigned by the Solicitor in consultation with the Borough Administrator;
3. That the aforementioned contract is awarded without competitive bidding as a “Professional Service” under the provisions of the Local Public Contracts Law;
4. That the aforementioned contract is entered into under and subject to the equal opportunity, anti-discrimination and affirmative action laws and regulations of the State of New Jersey, which are hereby incorporated by reference and the contractor shall execute a copy of the required language which shall become part of the contract;
5. That a notice of the letting of this Professional Services Contract be published in accordance with law within ten (10) days of its passage in an official paper of the Borough as designated in accordance with law.

Offered bySeconded 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 3rd day of January, 2023

.....
Borough Clerk

The above resolution approved this 3rd day of January, 2023

.....
Mayor

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2023-S-7

**AUTHORIZING PROFESSIONAL SERVICES AGREEMENT - EMPLOYEE
BENEFITS CONSULTANT, MARSH & MCLENNAN AGENCY, LLC**

WHEREAS, Marsh & McLennan Agency has offered the Borough an Agreement for Insurance and Broker Consulting Services; and

WHEREAS, the Borough of Stone Harbor desires these professional services pursuant to this resolution adopted by Borough of Stone Harbor; and

WHEREAS, Employee Benefits Consultants are extra-ordinary unspecified services, and permitted exceptions to the public bidding requirements of the Local Public Contracts Law; and

WHEREAS, N.J.A.C. 5:34-2 provides that the Division of Local Government Services believes that insurance contracts satisfy all the criteria for extra-ordinary unspecifiable services; and

WHEREAS, it is believed to be in the best interest of the Borough that it enter into an Agreement with Marsh & McLennan Agency as the Borough’s Employee Benefits Consultant.

NOW, THEREFORE, BE IT RESOLVED, by the Members of Council of the Borough of Stone Harbor, in the County of Cape May and State of New Jersey that the Mayor and Borough Clerk be and are hereby authorized, empowered and directed to execute an Agreement with Marsh & McLennan Agency, LLC, 510 Bank Street Commons, Cape May, N.J. 08204, to assist the Borough as the Employee Benefits Consultant as per the Agreement, attached hereto.

BE IT FURTHER RESOLVED that the Borough of Stone Harbor agrees to pay Marsh & McLennan Agency a fee of \$ 7,500 quarterly, not to exceed \$30,000 for the period January 1, 2023 through December 31, 2023.

BE IT FURTHER RESOLVED that the statutory language required by N.J.S.A. 10:2-1 and 10:5-33 are hereby incorporated into the specifications, and this contract by reference, and the contractor contracting with the Borough is bound by said language, together with the other provisions of the Anti-Discrimination Laws of the State of New Jersey, Chapter 127 of the Laws of 1975.

BE IT FURTHER RESOLVED, that notice of this Resolution shall be published as required by law within ten (10) days of its adoption.

BE IT FURTHER RESOLVED, that a copy of this Resolution shall only become effective when a copy of the Certificate of Availability of Funds prepared by the CFO of this Borough is attached hereto.

Offered bySeconded 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 3rd day of January, 2023

.....
Borough Clerk

The above resolution approved this 3rd day of December, 2023

.....
Mayor

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2023-S-8

APPOINT ALTERNATE ENGINEERS

WHEREAS, the Borough of Stone Harbor has appointed a Borough Engineer for 2023 and wishes to create a list of qualified firms as Alternate Engineers from which it may choose to enter into a contract to provide professional services in the future as needed; and

WHEREAS, the firms named below have provided all documentation and qualifications; and

WHEREAS, at the time the Borough is prepared to enter into a contract, qualified firms shall comply with N.J.S.A. 19:44A-20.5, the Local Public Contracts Law; and

WHEREAS, the list of qualified firms is for a one (1) year period from January 3, 2023. Prior to incurring services, the certification of availability of funds shall be made by the CFO as appropriate and attached.

NOW, THEREFORE, BE IT RESOLVED that the Borough of Stone Harbor does hereby create list of qualified Alternate Engineers who may be called upon to provide engineering services as the need should arise:

MOTT MCDONALD
211 Bayberry Drive, Suite 1A
Cape May Court House, N.J. 08210
&
KATES SCHNEIDER ENGINEERING LLC
624 Shore Road
Somers Point, N.J. 08244

Offered bySeconded 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 3rd day of January, 2023

.....
Borough Clerk

The above resolution approved this 3rd day of January, 2023

.....
Mayor

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2023-S-9

AWARD OF CONTRACT FOR ANIMAL CONTROL SERVICES

WHEREAS, the Borough of Stone Harbor is in need of services relating to animal control; and

WHEREAS, Shore Animal Control of 73 Hope Corson Road, Seaville, N.J. 08230 has certain services, equipment and personnel available to the meet the needs of the Borough of Stone Harbor relating to animal control; and

WHEREAS, the Qualified Purchasing Agent for the Borough has reviewed the proposal submitted by Shore Animal Control and confirms their services are deemed to be in the best interests of citizens of the Borough; and

WHEREAS, said services for domestic animal and sick or injured wildlife will be performed for the fee of \$1000 per month, an amount not to exceed \$12,000 for the year 2023 commencing January 1, 2023 through December 31, 2023;.and

WHEREAS, the Borough has the option to extend the contract for an additional year, January 1, 2024 through December 31, 2024 for a fee of \$1,050 per month; and

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Stone Harbor, County of Cape May, State of New Jersey on this 3rd day of January, 2023 that the proposal presented by Shore Animal Control be authorized and approved; and

BE IT FURTHER RESOLVED that Mayor Davies-Dunhour be and hereby authorized and directed to sign the contact for Animal Control Services with Shore Animal Control for the year 2023.

Offered bySeconded 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 3rd day of January, 2023

.....
Borough Clerk

The above resolution approved this 3rd day of January, 2023

.....
Mayor

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2023-S-10

AWARDING PROFESSIONAL SERVICES CONTRACT
FOR BEACH PROFILE SURVEY AND LOGOON SURVEY

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

WHEREAS, the Borough of Stone Harbor requires specialized expert services in connection with an integrated study of shoreline changes and Lagoon surveys in Stone Harbor; and

WHEREAS, the Stockton University Coastal Research Center has agreed to continue the semi-annual survey monitoring of the municipal shoreline at 8 locations between 82nd and 123rd Street and to survey and collect field data relating to back bay lagoons as outlined in a proposal dated December 20, 2022 which includes the following:

(Task 1) Survey Stone Harbor Beaches Semi-Annually in 2023	\$ 23,112.02
(Task 2) Stone Harbor Lagoon Survey Fall 2023	
(Task 2A) Preparation & Survey Lagoons	
Total Task 2 & 2A	\$ 6,634.37
(Task 2B) Prepare Digital Maps and Write report (Lagoons)	\$ <u>4,572.55</u>
Grand Total (without contingency)	\$ 34,318.94
Contingency for Meetings	\$ 1,241.31
Contingency for Emergency Survey	\$ <u>9,054.62</u>
Total for Contingencies	\$ 10,295.93
PROJECT TOTAL WITH CONTINGENCIES	\$ 44,614.87

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

NOW, THEREFORE, BE IT RESOLVED by the Members of Council of the Borough of Stone Harbor in the County of Cape May and State of New Jersey, duly assembled in public session this 3rd day of January, 2023, that a contract be and it is hereby awarded to Stockton University Coastal Research Center; and

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

Offered bySeconded 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 3rd day of January, 2023

.....
Borough Clerk

The above resolution approved this 3rd day of January, 2023

.....
Mayor

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2023-S-11

AUTHORIZE PROFESSIONAL SERVICE AGREEMENT FOR 2023 WITH THE WETLANDS INSTITUTE AND AUTHORIZE THE MAYOR TO SIGN

WHEREAS, the Wetlands Institute, 1075 Stone Harbor Boulevard, Stone Harbor, N.J. 08247 has proposed an Agreement in which the Wetlands Institute will furnish environmental restoration, management coordination and advice for managing Borough natural areas and select environmental education and outreach services; and

WHEREAS, the Borough Council of the Borough of Stone Harbor hereby approves the Proposal, a copy of which is attached hereto for furnishing of environmental restoration and management coordination of natural areas and in consideration will pay the Wetlands Institute \$ 26,500, made in four (4) payments,

\$6,250 on 1/20/2023
\$6,250 on 4/21/2023
\$7,750 on 7/21/2023
\$6,250 on 10/20/2023 as per Agreement; and

WHEREAS, The Borough Council of the Borough of Stone Harbor hereby approves the Proposal, a copy of which is attached hereto. The Stone Harbor Point Stewards Program will be contained in a separate agreement.

WHEREAS, the Chief Financial Officer has certified that funds are available.

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 approve the agreement presented for 2023 that the Mayor, Judith M. Davies-Dunhour be and hereby is authorized to sign the Agreement on this 3rd day of January, 2023.

Offered bySeconded 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 3rd day of January, 2023

.....
Borough Clerk

The above resolution approved this 3rd day of January, 2023

.....
Mayor

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2023-S-12

AUTHORIZE STONE HARBOR POINT SHOREBIRD STEWARDSHIP PROGRAM – 2023 SEASON

WHEREAS, The Wetlands Institute has built a successful shorebird steward program at Stone Harbor Point which monitors shorebirds, studies human disturbance issues, and creates successful public education programs; and

WHEREAS, it is the Borough of Stone Harbor’s intention to continue to partner with The Wetlands Institute in an effort to enhance public educations and shorebird protection at Stone Harbor Point; and

WHEREAS, the Wetlands Institute,1075 Stone Harbor Boulevard, Stone Harbor, N.J. 08247 has submitted a proposal for 2023 to continue the Stewards Services at the Stone Harbor Point which includes hiring and overseeing a staff who will be thoroughly trained to monitor Stone Harbor Point on a daily basis from May 27, 2023 through September 4th, 2023; and

WHEREAS, Stewards will be employees of The Wetlands Institute and will act in accordance with policy standards established by the Institute; and

WHEREAS, results of the Steward Program will be summarized and submitted to the Borough at the end of the season; and

WHEREAS, The Borough Council of the Borough of Stone Harbor hereby approves the Proposal, a copy of which is attached hereto for the Stone Harbor Point Shorebird Stewardship Program, and proposes a budget of \$19,000 to manage and enhance this program;

Hourly salaries & benefits costs	\$18,000
Miscellaneous Field supplies	\$ 250
Indirect expenses	\$ 750 and:

WHEREAS, the Chief Financial Officer has certified that funds are available.

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 Shorebird Stewardship Program be authorized on this 3rd day of January, 2023.

Offered bySeconded 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 3rd day of January, 2023

.....
Borough Clerk

The above resolution approved this 3rd day of January, 2023

.....
Mayor

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2023-S-13

**RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT
WITH TRIAD ASSOCIATES – CONSTRUCTION/REHABILITATION OVERSIGHT
AN TECHNICAL ASSISTANCE SERVICES – 10206 THIRD AVENUE**

WHEREAS, the Borough of Stone Harbor is given authority by N.J.S.A. 40A:11 *et seq.* to enter into contracts for “Professional Services” without competitive bidding, where the need arises and so long as the award of such contract is made public by a Resolution of the Governing Body and the contractor submits certain disclosures in accordance with the “fair and open” process; and

WHEREAS, the Borough is in need of an expert in connection with construction/rehabilitation oversight and technical assistance for property interior rehabilitation of three rental units located at 10206 Third Avenue, Stone Harbor, N.J. ; and

WHEREAS, Triad Associates, 1301 W. Forest Grove, Vineland, N.J. 08360 is prepared to perform the services of Consultant as set forth in the attached Amendment/Change Order #1 to the Agreement, dated January 3, 2022, which is hereby incorporated by reference and made a part hereof and which will not exceed \$65,000.

WHEREAS, funds are available as evidenced by the Chief Financial Officer’s Certification attached hereto and the contractor has executed all required disclosures;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Stone Harbor, County of Cape May, State of New Jersey, duly assembled in public session this 3rd day of January, 2023, as follows:

1. That the preamble of this Resolution is hereby incorporated by reference as if set forth here at length;
2. That the Mayor and Clerk are directed to forthwith execute on behalf of the Borough of Stone Harbor the attached amendment / Change Order #1 dated December 8, 2022 as the contract for professional services for the purposes stated herein above;
3. That the aforementioned contract is awarded without competitive bidding as a “Professional Service” under the provisions of the Local Public Contracts Law, Triad Associates having previously submitted all documents required under the “fair and open” requirements;
4. That the aforementioned contract is entered into under and subject to the equal opportunity, anti-discrimination and affirmative action laws and regulations of the State of New Jersey, which are hereby incorporated by reference and the contractor shall execute an appropriate acknowledgment of same which shall also be a part of and incorporated into this contract;
5. That a notice of the letting of this Professional Services Contract be published in accordance with law within ten (10) days of its passage in an official paper of the Borough as designated in accordance with law.

Offered bySeconded 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 3rd day of January, 2023

.....
Borough Clerk

The above resolution approved this 3rd day of January, 2023

.....
Mayor

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2023-S-14

A RESOLUTION APPROVING THE USE OF ROBERTS RULES OF ORDER

WHEREAS, the Borough of Stone Harbor needs to establish parliamentary procedure for the conduct of its meetings and to establish rules to maintain order for the consistent conduct of meetings; and

WHEREAS, Robert’s Rules of Order is a procedural guide preferred as being a complete and fair guide to the conduct of meetings and is readily accessible and familiar.

NOW, THEREFORE, BE IT RESOLVED that the rules contained in the Robert’s Rules of Order shall govern the conduct and procedures of the Borough Council of the Borough of Stone Harbor; and

BE IT FURTHER RESOLVED by the Borough of Stone Harbor Mayor and Council that the use of Robert’s Rules of Order is hereby adopted and approved on this 3rd day of January 2023.

Offered bySeconded 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 3rd day of January, 2023

.....
Borough Clerk

The above resolution approved this 3rd day of January, 2023

.....
Mayor

BOROUGH OF STONE HARBOR
Cape May County, New Jersey

RESOLUTION

2023-S-15

A RESOLUTION ESTABLISHING MEETING DAYS
IN THE BOROUGH OF STONE HARBOR
FOR THE MAYOR AND MEMBERS OF COUNCIL

BE IT RESOLVED by the Mayor and Council of the Borough of Stone Harbor, New Jersey, that the following dates and times have been established as meeting dates for the governing body during the year 2023. Legal action may be taken at these published meetings.

January	3 rd	Organization Meeting (4:30)	July	3 rd	Work Session (4:30 pm)
	17 th	Work Session (4:30 pm)		18 th	Regular Meeting to follow
		Regular Meeting to follow			Work Session (4:30 pm)
					Regular Meeting to follow
February	7 th	Work Session (4:30 pm)	August	1 st	Work Session (4:30 pm)
		Regular Meeting to follow			Regular Meeting to follow
	21 st	Work Session (4:30 pm)		15 th	Work Session (4:30 pm)
		Regular Meeting to follow			Regular Meeting to follow
March	7 th	Work Session (4:30 pm)	September	5 th	Work Session (4:30 pm)
		Regular Meeting to follow			Regular Meeting to follow
	21 st	Work Session (4:30 pm)		19 th	Work Session (4:30 pm)
		Regular Meeting to follow			Regular Meeting to follow
April	4 th	Work Session (4:30 pm)	October	3 rd	Work Session (4:30 pm)
		Regular Meeting to follow			Regular Meeting to follow
	18 th	Work Session (4:30 pm)		17 th	Work Session (4:30 pm)
		Regular Meeting to follow			Regular Meeting to follow
May	2 nd	Work Session (4:30 pm)	November	7 th	Work Session (4:30 pm)
		Regular Meeting to follow			Regular Meeting to follow
	16 th	Work Session (4:30 pm)		21 st	Work Session (4:30 pm)
		Regular Meeting to follow			Regular Meeting to follow
June	6 th	Work Session (4:30 pm)	December	5 th	Work Session (4:30 pm)
		Regular Meeting to follow			Regular Meeting to follow
	20 th	Work Session (4:30 pm)		19 th	Work Session (4:30 pm)
		Regular Meeting to follow			Regular Meeting to follow
January 2 nd , 2024					Organization Meeting (4:30 pm)

BE IT FURTHER RESOLVED that a complete list of these dates and times to be published in the newspaper and posted according to law.

Offered bySeconded 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 3rd day of January, 2023

Borough Clerk

The above resolution approved this 3rd day of January, 2023

Mayor

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2023-S-16

SCHEDULE OF 2023 MUNICIPAL HOLIDAYS / BOROUGH HALL CLOSINGS

WHEREAS, it is the intention of Mayor and Council to formally adopt a schedule of Holidays for the year 2023; and

WHEREAS, the following Holidays have been presented for approval:

- New Year’s Day – Monday January 2nd (Observed)
- Martin Luther King’s Birthday – Monday January 16th
- President’s Day – Monday February 20th
- Good Friday – Friday April 7th
- Memorial Day – Monday May 29th
- Juneteenth – Monday June 19th
- Independence Day – Tuesday July 4th
- Labor Day – Monday September 4th
- Columbus Day – Monday October 9th
- Veterans Day – Friday November 10th (Observed)
- Thanksgiving – Thursday November 23rd
- Day after Thanksgiving – Friday November 24th
- Christmas Day – Monday December 25th ; and

NOW, THEREFORE, BE IT RESOLVED, by Mayor and Council of the Borough of Stone Harbor, County of Cape May, State of New Jersey, that the above referenced holidays be approved as presented for all non-union/non-contractual employees of the Borough of Stone Harbor for 2023.

Offered bySeconded 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 3rd day of January, 2023

.....
Borough Clerk

The above resolution approved this 3rd day of January, 2023

.....
Mayor

BOROUGH OF STONE HARBOR
Cape May County, New Jersey

RESOLUTION

2023-S-17

**DESIGNATING OFFICIAL DEPOSITORIES FOR
THE BOROUGH OF STONE HARBOR**

WHEREAS, it is necessary for the proper conduct and order of business that official depositories for the Borough of Stone Harbor be designated and named per N.J.S.A. 40A:5-14(1); and

WHEREAS, the Chief Financial Officer has confirmed the official depositories for the Borough of Stone Harbor to be Sturdy Savings Bank, PNC Bank, Ocean First Bank, TD Bank, First Bank of Sea Isle City and Crest Savings Bank; and

NOW, THEREFORE, BE IT RESOLVED, by Mayor and Council of the Borough of Stone Harbor, County of Cape May, State of New Jersey, that, Sturdy Savings Bank, PNC Bank, Ocean First Bank, TD Bank, First Bank of Sea Isle City and Crest Savings Bank be hereby designated as the official depositories of the Borough of Stone Harbor for the year 2023 and that sums so deposited may be withdrawn upon a check, draft or order of the Borough of Stone Harbor, for the Chief Financial Officer's accounts, to include capital account, trust accounts, payroll accounts and other accounts.

Offered bySeconded 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 3rd day of January, 2023

.....
Borough Clerk

The above resolution approved this 3rd day of January, 2023

.....
Mayor

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2023-S-18

**DESIGNATION OF THE OFFICIAL NEWSPAPERS FOR THE PUBLICATION
OF LEGAL NOTICES FOR THE YEAR 2023**

WHEREAS, it has been deemed necessary to select a newspaper as the official publication of all Borough advertising; and

WHEREAS, it is deemed necessary to designate a second newspaper for the publication of all meeting notices required under the Open Public Meetings Law; and

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Stone Harbor, County of Cape May, State of New Jersey, that the official newspaper for all Borough legal notices and advertising, including notices of public meetings, shall be the Press of Atlantic City.

BE IT FURTHERRESOLVED that the second newspaper to be utilized for publication of notices of public meetings, as required by the Open Public Meetings Law, shall be the Cape May County Herald.

Offered bySeconded 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 3rd day of January, 2023

.....
Borough Clerk

The above resolution approved this 3rd day of January, 2023

.....
Mayor

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2023-S-19

TRASH COLLECTION SCHEDULE 2023

WHEREAS, Section 466-4, Collections/Frequency, of the Revised General Ordinances of the Borough of Stone Harbor 2005 provides that the Borough shall have the right to set the dates for trash collection;

NOW, THEREFORE, BE IT RESOLVED, by the Members of Council of the Borough of Stone Harbor that the following schedule will be in effect for the year 2023:

Solid Waste/Recycle Winter/Summer Schedule

Winter Schedule	January 1, 2023 through May 20, 2023
Summer Schedule	May 21, 2023 through September 16, 2023
Back to Winter Schedule	September 17, 2023 through December 31, 2023

Offered bySeconded 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 3rd day of January, 2023

.....
Borough Clerk

The above resolution approved this 3rd day of January, 2023

.....
Mayor

BOROUGH OF STONE HARBOR
Cape May County, New Jersey

RESOLUTION

2023-S-20

**ACCEPTING THE STONE HARBOR FIRE COMPANY STIPEND POLICY
(VOLUNTEERS)**

WHEREAS, in accordance with Ordinance 1246, (§290), as adopted by Borough Council on December 6, 2005, the Stone Harbor Volunteer Fire Company #1 has submitted an updated stipend policy for review and acceptance by Borough Council; and

WHEREAS, the Fire Chief has presented the attached policy in the form of a Standing Order to Borough Council for approval, along with the appropriate form of waiver.

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 3rd day of January, 2023 as follows;

- 1. That the preamble of this Resolution is hereby incorporated herein by reference;
- 2. That the attached forms of Standing Order and Waiver are hereby accepted for 2023 in accordance with Ordinance 1246 (§290).

Offered bySeconded 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 3rd day of January, 2023

.....
Borough Clerk

The above resolution approved this 3rd day of January, 2023

.....
Mayor

BOROUGH OF STONE HARBOR
Cape May County, New Jersey

RESOLUTION

2023-S-21
AUTHORIZING PARTICIPATION IN CAPE MAY COUNTY
LITTER ABATEMENT PARTNERSHIP PROGRAM
FOR 2023

WHEREAS, the Cape May County Municipal Utilities Authority has adopted a Litter Abatement Partnership Program for 2023; and

STONE HARBOR VOLUNTEER FIRE COMPANY #1
STANDING ORDER

To: All Members of the Stone Harbor Volunteer Fire Company #1
From: Chief Roger Stanford & President Lou Donofrio Jr
Date: January 1, 2023
RE: Stipends

AS APPROVED BY THE COMPANY, BE ADVISED THAT, EFFECTIVE UPON THE ENACTMENT OF AN ENABLING ORDINANCE BY THE STONE HARBOR BOROUGH COUNCIL, QUALIFYING VOLUNTEERS SHALL BE ENTITLED TO STIPENDS AS FOLLOWS:

STIPENDS FOR VOLUNTEERS PERFORMING FIRE SERVICE

There shall be paid a monthly stipend to volunteer firefighters, in accordance with the following schedule based upon the percentage of total monthly Fire Company service, including drills, meetings, training, and special events, attended by individual firefighters:

35% to 54%	\$200.00	55% to 64%	\$300.00
65% or over	\$550.00		
Duty Crew	\$110.00 per shift (maximum of 7 per month)		
Weekends/Holidays	\$150.00 per shift included in 7 per month		

Duty Crews shall be every night year round, Duty Crews shall include Holidays from 7a-7p, Duty Crews shall include Saturdays and Sundays from 7a-7p from Memorial Day Weekend until September 30th, Chief may add Duty Crews as necessary.

- A. In order to qualify for the stipend, a volunteer fire fighter must be a member in good standing with the Stone Harbor Volunteer Fire Company.
- B. Payments by the Borough shall be made on a monthly basis.
- C. The Fire Chief or his designee shall be required no later than the 10th day of each month to provide to the Borough Administrator and Chief Financial Officer documentation from the previous month indicating the number of volunteers qualifying for the Fire stipend; their names; the number of shifts they have completed and the total number of calls responded to during the month. Stipends will then be paid by the Borough on third Friday of the month such documentation is submitted after approval by motion of the Borough Council.
- D. Any member who is physically unable to respond due to a medical condition related to volunteer fire service on behalf of the Borough will receive a stipend based on the percentage of calls responded to prior to or after such period of time the firefighter is unable to respond during that month.
- E. The Fire Company stipend program shall be limited to 20 members receiving the highest stipend amount. In the event that the number of members with qualifying participation percentages of over 65% exceeds 20 members, the Fire Chief shall report same to the Public Safety Committee of Borough Council and make such recommendation as he deems appropriate.
- F. All firefighters who qualify for the stipend will receive an appropriate IRS statement. Unless otherwise agreed, all members are responsible for their individual expenses associated with their volunteer service. Firefighters shall not be considered employees of the Borough of Stone Harbor and shall execute an appropriate waiver of such status and any and all emoluments of same, including but not limited to salary and pension.

IN ORDER TO RECEIVE STIPENDS, YOU MUST EXECUTE THE ATTACHED WAIVER.

Roger Stanford, Chief

Lou Donofrio Jr, President

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2023-S-22

ESTABLISHING DATES FOR PARKING FEES - 2023

WHEREAS, §391-7 of the Revised General Ordinances 2005 of the Borough of Stone Harbor states that Borough Council will set the dates in which parking fees will be required within designated locations; and

WHEREAS, those dates are set within the summer season, 10:00am to 9:00pm, seven days a week.

NOW, THEREFORE, BE IT RESOLVED by the Members of Council of the Borough of Stone Harbor in the County of Cape May and the State of New Jersey that parking fees will be required from Monday, May 1, 2023 through Sunday, October 1, 2023.

Offered bySeconded 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 3rd day of January, 2023

.....
Borough Clerk

The above resolution approved this 3rd day of January, 2023

.....
Mayor

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2023-S-23

**ESTABLISHING THE RATE OF INTEREST FOR NONPAYMENT OF TAXES OR
ASSESSMENTS FOR THE BOROUGH OF STONE HARBOR
FOR THE YEAR 2023**

WHEREAS, N.J.S.A. 54: 4-67 authorizes a Municipality to access certain interest penalties for delinquencies in payment of installments of taxes and assessments;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Stone Harbor, County of Cape May, and State of New Jersey, that pursuant to N.J.S.A. 54:4-67, interest shall be charged on unpaid taxes at the rate of eight percent (8%) per annum on the first \$1,500.00 of the delinquency, and at the rate of eighteen (18%) per annum on any amount in excess of \$1,500.00, to be calculated from the date the tax was payable until the date of actual payment provided that no interest shall be charged if payment of any installment is made on or before the tenth calendar day following the date upon which the same became payable. Should the combination of interest, taxes, and other municipal charges accumulate to a total delinquency in excess of \$10,000.00 an additional interest penalty shall be added at the rate of six percent (6%) per annum on top of all other taxes, interest and charges due.

BE IT FURTHER RESOLVED, that in accordance with N.J.S.A. 54: 5-61 the holder of a tax title shall be entitled to collect from the owner or other persons having interest in the lands, in addition to the expenses provided in N.J.S.A. 54: 5-61 a sum equal to two percent (2%) of the costs exceeding the sum of \$200.00; four percent (4%) when the taxes, interest, and cost exceed the sum of \$5,000.00 and six percent (6%) when the taxes and cost exceed the sum of \$10,000.00.

Offered bySeconded 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 3rd day of January, 2023

.....
Borough Clerk

The above resolution approved this 3rd day of January, 2023

.....
Mayor

BOROUGH OF STONE HARBOR
Cape May County, New Jersey

RESOLUTION

2023-S-24

A RESOLUTION PROVIDING TEMPORARY APPROPRIATIONS FOR THE YEAR 2023

WHEREAS, in the normal operation of the business of the Borough of Stone Harbor, it will be necessary for making contracts, commitments and payments prior to the adoption of the regular budget for the Borough of Stone Harbor; and

WHEREAS, revised Statute 40A:4-19 of the State of New Jersey provides that the Governing Body of any municipality may make temporary appropriations to provide for any contracts, commitments or payments made between the beginning of the budget year and the adoption of the final budget; and

WHEREAS, the date of this resolution is within the thirty-one (31) days of the month of January, 2023 and will become effective January 1, 2023; and

WHEREAS, the total amount of appropriation hereunder of \$3,871,391.37 do not exceed twenty six and one quarter percent (26.25%) of the total appropriations of the Borough of Stone Harbor for 2022, exclusive of any 2022 appropriations made for debt service, capital improvement fund and public assistance.

BE IT RESOLVED that the following appropriations be made and that a certified copy of this Resolution be transmitted to the Chief Financial Officer for his records:

1. GENERAL GOVERNMENT

<u>General Administration</u>	
Salaries & Wages	46,499.00
Other Expense	8,050.00
<u>Mayor & Council</u>	
Salaries & Wages	22,086.25
Other Expense	3,662.50
<u>Municipal Clerk</u>	
Salaries & Wages	55,848.00
Other Expense	9,950.00
<u>Financial Administration</u>	
Salaries & Wages	22,710.50
Other Expense	14,467.50
Audit Services	7,687.50
<u>Collection of Taxes</u>	
Salaries & Wages	16,145.25
Other Expense	3,337.50
<u>Assessment of Taxes</u>	
Salaries & Wages	15,600.75
Other Expense	4,887.50
Legal Services	37,500.00
Engineering Services & Cost	12,500.00
<u>Planning Board</u>	
Salaries & Wages	1,924.50
Other Expense	8,883.75
<u>Zoning Board of Adjustment</u>	
Salaries & Wages	11,711.75
Other Expense	3,953.75

Inspection of Buildings

Salaries & Wages 59,071.75

Other Expense 4,412.50

Other Insurance Premiums

General Liability 91,500.00

Employee Group Insurance 380,550.00

2. PUBLIC SAFETY

Police Department

Salaries & Wages 473,328.75

Other Expense 26,475.00

Office of Emergency Management

Salaries & Wages 4,763.00

Other Expense 1,600.00

Aid To Rescue Squad 21,250.00

Fire Department

Salaries & Wages 112,425.25

Other Expense 45,054.62

Uniform Fire Code Official

Salaries & Wages 29,766.00

Other Expense 3,037.50

Natural Resources

Salaries & Wages -

Other Expense 16,117.50

3. PUBLIC WORKS

Public Works General

Labor Pool Salaries & Wages 297,300.00

Other Expense 48,150.00

Solid Waste Collection

Salaries & Wages 191,250.00

Other Expenses 13,145.00

Buildings & Grounds

Other Expense 32,352.50

4. HEALTH AND WELFARE

Animal Control 5,000.00

Safety Compliance Other Expenses 7,650.00

5. RECREATION AND EDUCATION

Recreation Services

Salaries & Wages 50,250.00

Other Expense 25,000.00

Marina Salaries & Wages 2,062.50

Beach

Salaries & Wages 284,125.00

Other Expense 16,062.50

Special Events

Salaries & Wages -

Museum Other Expense 7,625.00

Tourism

Salaries & Wages 15,100.00

Other Expense 31,236.00

6. UNCLASSIFIED

Utilities

Electric 40,250.00

Street Lights 33,000.00

Telephone 13,000.00

Gasoline 35,000.00

Natural Gas 10,750.00

Sanitary Landfill 55,000.00

Contingent 1,500.00

Statutory Expenditures

DCRP 1,125.00

Social Security System 128,000.00

SUI 7,250.00

Interlocal Municipal Service Agreements
Emergency Dispatch Services 75,000.00
Chief Financial Officer 20,575.00
Municipal Court Shared Services 38,875.00

Total Appropriations within 26.25% Limit 3,062,391.37

7. PUBLIC AND PRIVATE PROGRAMS OFFSET BY REVENUES

NJDOT - 122nd Street 170,000.00

8. MUNICIPAL DEBT SERVICE

Bond Principal -
Bond Interest 466,000.00
BAN Interest -
BAN Principal -
NJEIT Principal 55,000.00
NJEIT Interest 28,000.00
Capital Improvement Fund 90,000.00
Replacement of Fuel Tanks 85,000.00
Grand Total General Government 3,871,391.37

SEWER AND WATER UTILITY

1. Operations

Salaries and Wages \$122,500.00
Other Expenses \$149,625.00
CMC MUA \$407,500.00

2. Debt Service

Payment of Notes - Interest \$0.00
Payment of Bonds - Interest \$45,000.00
Payment of Bonds - Principal \$120,000.00
Capital Improvement Funds \$5,000.00

3. Interlocal Agreement

Chief Financial Officer \$4,900.00

4. Statutory Expenditures

FICA \$8,375.00
NJ SUI \$550.00

Grand Total Sewer and Water Utility \$863,450.00

Offered bySeconded 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 3rd day of January, 2023

.....
Borough Clerk

The above resolution approved this 3rd day of January, 2023

.....
Mayor

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2023-S-25

**APPOINTING REGISTRAR, DEPUTY REGISTRAR AND
ALTERNATE DEPUTY REGISTRAR**

WHEREAS, Kim Stevenson is a Certified Registrar and is qualified for the position of Local Registrar, having received her Certification from the New Jersey Department of Health and Senior Services; and

WHEREAS, Megan Brown is a Certified Registrar and is qualified for the position of Deputy Registrar, having received her Certification from the New Jersey Department of Health and Senior Services; and

WHEREAS, Tiffany Haungs is a Certified Registrar and is qualified for the position of Alternate Deputy Registrar, having received her Certification from the New Jersey Department of Health and Senior Services; and

WHEREAS, pursuant to N.J.S.A. 26:8-11 et seq., in those districts where there is no Board of Health, the appointment of Registrar shall be made by the Governing Body.

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 Kim Stevenson is hereby appointed as Local Registrar, Megan Brown is appointed as Deputy Registrar and Tiffany Haungs is appointed Alternate Deputy Registrar for the Borough of Stone Harbor for the year 2023.

Offered bySeconded 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 3rd day of January, 2023

.....
Borough Clerk

The above resolution approved this 3rd day of January, 2023

.....
Mayor

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2023-S-26

DESIGNATING PUBLIC AGENCY COMPLIANCE OFFICER

WHEREAS, in accordance with N.J.A.C. 17:27-3.2, each public agency shall designate an individual to serve as its Public Agency Compliance Officer (P.A.C.O.); AND

WHEREAS, THE Public Agency Compliance Officer is the liaison between the Borough of Stone Harbor and the Division of Public Contracts Equal Employment Opportunity Compliance for all matters concerning implementation and administration of the statute; and

WHEREAS, the Public Agency Compliance Officer is responsible for administering contracting procedures pertaining to equal employment opportunity regarding both the Public Agency and the service providers, The P.A.C.O. must have the authority to recommend changes to effectively support the implementation of the statute and its regulations.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Stone Harbor, County of Cape May, State of New Jersey that James Craft be appointed the Public Agency Compliance Officer for the Borough of Stone Harbor for a one (1) year term ending December 31, 2023.

Offered bySeconded 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 3rd day of January, 2023

.....
Borough Clerk

The above resolution approved this 3rd day of January, 2023

.....
Mayor

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2023-S-27

AUTHORIZING TAX ASSESSOR AND/OR SOLICITOR TO FILE TAX APPEALS TO THE CAPE MAY COUNTY BOARD OF TAXATION

WHEREAS, by a directive from the County Board of Taxation pursuant to N.J.A.C. 18:12A-1.6(c), all tax appeals submitted to the Cape May County Board of Taxation by the Tax Collector, Tax Assessor, or Solicitor on behalf of the Borough of Stone Harbor must be authorized by Resolution of Borough Council for the Tax Year 2023; and

WHEREAS, it is deemed to be the best interest of the Borough of Stone Harbor that the Tax Assessor and/or Solicitor be authorized to properly file same on behalf of the Borough for the year 2023 for the disposition by the County Board of Taxation; and

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

1. Borough Council hereby authorizes the Tax Assessor to file Tax Appeals on behalf of the Borough whenever they feel it is in the best interest of the Borough to do so. The Tax Assessor shall have the right to terminate and/or settle, by Stipulation or otherwise, any such Tax Appeals that they shall institute.
2. The Borough Solicitor is hereby authorized to institute any Tax Appeals on behalf of the Borough requested by the Tax Assessor and, with the Tax Assessor's concurrence, to terminate and/or settle by Stipulation or otherwise, any such Tax Appeals that they shall institute.
3. The Borough Solicitor shall have the right to institute Tax Appeals on behalf of the Borough at the request of the Mayor and Borough Council and shall have the authority to terminate or settle any such appeal with the consent of Mayor and Borough Council by Stipulation or otherwise.
4. The Borough Solicitor and the Tax Assessor shall have the joint right and obligation to defend Tax Appeals brought on behalf of taxpayers, and they shall jointly have the authority to settle, by Stipulation or otherwise, any such Tax Appeals.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby directed to forward a certified copy of this Resolution to the Cape May County Board of Taxation and to furnish copies of same to the Borough Tax Assessor, Tax Collector and Solicitor.

Offered bySeconded 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 3rd day of January, 2023

.....
Borough Clerk

The above resolution approved this 3rd day of January, 2023

.....
Mayor

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2023-S-28

**AUTHORIZING CONTRACTS BELOW THE BID THRESHOLD WITHOUT
PUBLIC ADVERTISING**

WHEREAS, the Borough of Stone Harbor has a Qualified Purchasing Agent, Jim Craft, CFO; and

WHEREAS, N.J.S.A. 40A:11-3 provides that all contracts for the performance of work or for purchasing materials or supplies, the cost of which is less that the bid limit described therein, which as of this date is \$44,000, need not be publicly bid; and

WHEREAS, from time to time the Borough will desire to enter into contracts for less than \$44,000.

WHEREAS, N.J.S.A. 40A:11-3 allows for the awarding of such contracts when the contracting unit has appointed a Qualified Purchasing Agent; and

WHEREAS, N.J.S.A. 40A:11-3 further requires that these contracts be approved by resolution, either individually or by general authorization.

NOW, THEREFORE, BE IT RESOLVED on January 3, 2023 by the Members of Council of the Borough of Stone Harbor in the County of Cape May and State of New Jersey that the appropriate Borough officials are hereby authorized and empowered to enter into contracts for the performance of work or the furnishing of materials or supplies, in amounts less than \$44,000 as of this date, without the necessity of public bidding, in accordance with the Borough’s regulations and guidelines.

Offered bySeconded 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 3rd day of January, 2023

.....
Borough Clerk

The above resolution approved this 3rd day of January, 2023

.....
Mayor

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2023-S-29

**AUTHORIZING SMALL CONTRACTS WITHOUT
SOLICITING COMPETITIVE QUOTATIONS**

WHEREAS, N.J.S.A. 40A:11-6.1 provides that when authorized by resolution of the governing body, all contracts that are, in the aggregate, less than 15% of the bid threshold, may be awarded by the contracting agent without soliciting competitive quotations; and

WHEREAS, the bid threshold as of this date is \$44,000, so that 15% thereof is \$6,600; and

WHEREAS, it is deemed to be in the best interest of the Borough of Stone Harbor that small contracts like this be awarded without competitive quotations.

NOW, THEREFORE, BE IT RESOLVED on January 3, 2023 by the Members of Council of the Borough of Stone Harbor, in the County of Cape May and State of New Jersey that such contracts in the aggregate in the amount of \$6,600 or less may be awarded as of this date by the contracting agent without obtaining competitive quotations.

Offered bySeconded 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 3rd day of January, 2023

.....
Borough Clerk

The above resolution approved this 3rd day of January, 2023

.....
Mayor

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2023-S-30

**EXEMPTING CERTAIN UTILITY CHARGES
IN THE BOROUGH OF STONE HARBOR**

WHEREAS, The Borough of Stone Harbor has allowed for water and sewer charges for churches, schools and non-profit organizations within the borough to be waived; and

WHEREAS, the following churches, school(s) and organizations have been reviewed by the Utilities Committee who is recommending that water/sewer charges for the calendar year 2023 be exempt from billing; and

THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Stone Harbor, County of Cape May, State of New Jersey, that the following utility charges be waived for the billing period up to and including December 1, 2023; and

BE IT FURTHER RESOLVED that the Utilities Collector makes the proper adjustments in her records.

<u>Account</u>	
<u>Number</u>	<u>Owner</u>
6625	Evangelical Lutheran Church
7040	Evangelical Lutheran Church
7370	Stone Harbor Board of Education
7390	Stone Harbor Board of Education
8020	St. Mary's Episcopal Church
8860	Women's Civic Club
11990	St. Brendon the Navigator
19945	Immaculate Heart of Mary, Villa Maria - Rectory
21150	Stephen C. Ludlam Post 331 (American Legion)

Offered bySeconded 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 3rd day of January, 2023

.....
Borough Clerk

The above resolution approved this 3rd day of January, 2023

.....
Mayor

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2023-S-31

**RESOLUTION APPOINTING FUND COMMISSIONER &
ALTERNATE FUND COMMISSIONER TO THE
ATLANTIC COUNTY MUNICIPAL JOINT INSURANCE FUND**

WHEREAS, the Borough of Stone Harbor is a member of the Atlantic County Municipal Joint Insurance Fund, hereinafter referred to as the FUND; and

WHEREAS, the Bylaws of the FUND require that in the manner generally prescribed by law, each member shall appoint one (1) Fund commissioner and one (1) Alternate Fund Commissioner to the Fund. Each Fund commissioner and Alternate Fund Commissioner shall be either a member of the local unit’s governing body or one of its employees and that no individual may serve as Fund commissioner for more than one (1) member; and

WHEREAS, the Alternate Fund Commissioner shall represent the Borough of Stone Harbor in the absence of the Fund Commissioner; and

WHEREAS, N.J.A.C. 11:15-2.6 states that a Fund Commissioner or Alternate Fund Commissioner who is an employee of the Borough of Stone Harbor shall hold office at the pleasure of the Borough and can be removed by the Borough at any time without cause; and

WHEREAS, the of Mayor and Council of the Borough of Stone Harbor recommends the appointment of James Craft, CFO to serve as Fund Commissioner and Kate McGonagle to serve as Alternate Fund Commissioner in accordance with the FUND Bylaws;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Stone Harbor, County of Cape May, and State of New Jersey that it does hereby appoint James Craft as Fund Commissioner and Kate McGonagle as Alternate Fund Commissioner to the Atlantic County Municipal Joint Insurance Fund effective the 3rd day of January 2023.

Offered bySeconded 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 3rd day of January, 2023

.....
Borough Clerk

The above resolution approved this 3rd day of January, 2023

.....
Mayor

BOROUGH OF STONE HARBOR
Cape May County, New Jersey

RESOLUTION

2023-S-32

**APPOINTING CLAIMS COORDINATOR
ATLANTIC COUNTY MUNICIPAL JOINT INSURANCE FUND**

WHEREAS, the Borough of Stone Harbor is a member of the Atlantic County Municipal Joint Insurance Fund, hereinafter referred to as the FUND; and

WHEREAS, the FUND requires that in the manner generally prescribed by law, each member shall appoint a Claims Coordinator to coordinate and oversee the Member claims reporting and record keeping efforts, and act as a liaison between the municipality, the JIF Claims Administrator, and other outside agencies.

WHEREAS, the Mayor and Council recommends the appointment of James Craft, CFO, to serve as Claims Coordinator in accordance with the FUND requirements;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Stone Harbor, County of Cape May and State of New Jersey hereby appoints James Craft as Municipal Claims Coordinator.

Offered bySeconded 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 3rd day of January, 2023

.....
Borough Clerk

The above resolution approved this 3rd day of January, 2023

.....
Mayor

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2023-S-33

MUNICIPAL JOINT INSURANCE FUND - APPOINTING MUNICIPAL SAFETY COORDINATOR

WHEREAS, the Borough of Stone Harbor is a member of the Atlantic County Municipal Joint Insurance Fund, hereinafter referred to as the FUND; and

WHEREAS, the FUND requires that in the manner generally prescribed by law, each member shall appoint a Safety Coordinator to chair the Member Safety Committee, coordinate and oversee the Member safety efforts, and act as a liaison between the municipality, the JIF Safety Director, and other outside agencies.

WHEREAS, the Mayor and Council of the Borough of Stone Harbor recommends the appointment of Lisa Marcolongo to serve as Safety Coordinator for the year 2023 in accordance with the FUND requirements;

NOW, THEREFORE, BE IT RESOLVED on this 3rd day of January 2023, that the Borough Council of the Borough of Stone Harbor, County of Cape May in State of New Jersey, hereby appoint Lisa Marcolongo as Municipal Safety Coordinator.

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 3rd day of January 2023

.....
Borough Clerk

The above resolution approved this 3rd day of January 2023

.....
Mayor

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2023-S-34

**APPOINTING CONTACT PERSON(S) FOR EMPLOYMENT PRACTICES LIABILITY
HELPLINE FOR THE ATLANTIC CUNTY MUNICIPAL JOINT INSURANCE FUND**

WHEREAS, the Mayor and Council of the Borough of Stone Harbor hereinafter referred to as “Municipality”, is a member of the Atlantic County Municipal Joint Insurance Fund, hereinafter referred to as the “Fund”; and

WHEREAS, the Fund has purchased Employment Practices Liability Coverage from XL Insurance Company; and

WHEREAS, XL Insurance has arranged for the Fund members to have access to an EPL Helpline service; and

WHEREAS, the Helpline will provide the following services;

- 1.) Attorneys will answer specific HR and Employment Law questions
 - Confidential and timely responses
 - Attorney Client Privilege
 - Via Website /e-mail
 - By telephone with written follow up response
- 2.) Online Training
 - Managers/Supervisors
 - Slides Audio, File Downloads
 - Small Chapters
 - Certificates of Completion
- 3.) Additional Online Resources
 - Question of the Month
 - Case of the Month
 - HR Alerts via e-mail and posted on website
 - Federal/State News Updates
 - Model Policies/Handbook

WHEREAS, the Fund requires the Municipality to designate specific managerial or supervisory individuals who will have access to the Helpline;

NOW THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Stone Harbor hereby appoint Robert Smith, Borough Administrator and Lisa Marcolongo, Assistant Borough Administrator as their contact person(s).

Offered bySeconded 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 3rd day of January, 2023

.....
Borough Clerk

The above resolution approved this 3rd day of January, 2023

.....
Mayor

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2023-S-35

**CERTIFICATIONS OF RECEIPT, MATERIALS,
SUPPLIES AND EQUIPMENT**

WHEREAS, N.J.S.A.40A:5-16 requires that an officer or designated person be responsible for certifying that goods and/or services are received by the Borough; and

WHEREAS, Jim Craft, our CFO, is the designated person to certify receipt.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Stone Harbor, New Jersey, that the Director of Finance/CFO be and he is hereby appointed to be the person required to make or cause to be made by the persons having knowledge thereof, the certification of the receipt of materials, supplies and equipment of the services rendered on all vouchers for payment of Municipal Funds as required by 40A:5-16.

Offered bySeconded 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 3rd day of January, 2023

.....
Borough Clerk

The above resolution approved this 3rd day of January, 2023

.....
Mayor

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2023-S-36

**ADOPTING A CASH MANAGEMENT PLAN FOR
THE BOROUGH OF STONE HARBOR**

WHEREAS, N.J.S.A. 40A: 5-14 provides that each municipality shall adopt a Cash Management Plan and shall deposit its funds pursuant to that plan, which plan shall include the designation of the depositories, and management of cash to assure the investment of the municipality’s funds in interest bearing accounts; and

WHEREAS, a Cash Management Plan for the Borough of Stone Harbor has been prepared, based upon information supplied to the Borough’s Chief Financial Officer from the Borough Auditor; and

WHEREAS, the Mayor and Members of Council believe that it will be in the best interest of the Borough that said plan be adopted by the governing body.

NOW, THEREFORE, BE IT RESOLVED by the Members of Council of the Borough of Stone Harbor in the County of Cape May and State of New Jersey that for the Year 2023, the following shall serve as the Cash Management Plan for the Borough of Stone Harbor.

CASH MANAGEMENT PLAN

I. STATEMENT OF PURPOSE.

This Cash Management Plan (the "Plan") is prepared pursuant to the provisions of N.J.S.A. 40A:5-14 in order to set forth the basis for the deposits ("Deposits") and investment ("Permitted Investments") of certain public funds of the Borough, pending the use of such funds for the intended purposes. The Plan is intended to assure that all public funds identified herein are deposited in interest bearing deposits or otherwise invested in Permitted Investments hereinafter referred to. The intent of the Plan is to provide that the decisions made with regard to the Deposits and the Permitted Investments will be done to insure the safety, the liquidity (regarding its availability for the intended purposes), and the maximum investment return within such limits. The Plan is intended to insure that any Deposit or Permitted Investments matures within the time period that approximates the prospective need for the funds deposited or invested so that there is not a risk to the market value of such Deposits or Permitted Investments.

II. IDENTIFICATION OF FUNDS AND ACCOUNTS TO BE COVERED BY THE PLAN.

A. The Plan is intended to cover the deposit and/or investment of the following funds and accounts of the Borough:

Current Fund	Trust Funds
General Capital Fund	Law Enforcement Trust Fund
Water & Sewer Utility Fund	Disbursement Account
Water & Sewer Capital Fund	Preservation Trust
COAH Account	Animal Control
Payroll Account	

III. DESIGNATION OF OFFICIALS OF THE BOROUGH AUTHORIZED TO MAKE DEPOSITS AND INVESTMENTS UNDER THE PLAN.

The Chief Financial Officer of the Borough (the "Designated Official") is hereby authorized and directed to deposit and/or invest the funds referred to in the Plan.

Prior to making any such Deposits or any Permitted Investments, such officials of the Borough are directed to supply to all depositories or any other parties with whom the Deposits or Permitted Investments are made a written copy of this Plan which shall be acknowledged in writing by such parties and a copy of such acknowledgment kept on file with such officials.

IV. **DESIGNATION OF DEPOSITORIES.**

The following banks and financial institutions are hereby designated as official depositories for the Deposit of all public funds referred to in the Plan, including any certificates of Deposit which are not otherwise invested in Permitted Investments as provided for in this Plan:

Sturdy Savings Bank
Ocean First Bank
TD Bank
PNC Bank
1st Bank of Sea Isle City
Crest Savings Bank

All such depositories shall acknowledge in writing receipt of this Plan by sending a copy of such acknowledgment to the Designated Official(s) referred to in Section III above.

V. **DESIGNATION OF OFFICIALS TO SIGN CHECKS AND WITHDRAWALS OF THE BOROUGH OF STONE HARBOR.**

Pursuant to N.J.S.A. 40A:5-17.B(2), that the following named officials shall sign checks and authorized withdrawals for the Borough of Stone Harbor:

Mayor or Council President	
Borough Clerk	Deputy Clerk
Chief Financial Officer	Accounting Assistant

All checks and withdrawals shall be signed with three (3) signatures, namely, the Mayor, Borough Clerk and Borough Chief Financial Officer, or their alternates as listed above except the Municipal Court Accounts.

Certain vendors may be paid electronically via Direct Deposits. Those payments will be listed on the Bill List approved by Council.

VI. **DESIGNATION OF BROKERAGE FIRMS AND DEALERS WITH WHOM THE DESIGNATED OFFICIALS MAY DEAL.**

The following brokerage firms and/or dealers and other institutions are hereby designated as firms with whom the Designated Official(s) of the Borough referred to in this Plan may deal for purposes of buying and selling securities identified in this Plan as Permitted Investments or otherwise providing for Deposits. All such brokerage firms and/or dealers shall acknowledge in writing receipt of this Plan by sending a copy of such acknowledgment to the Designated Official(s) referred to in Section III above.

None designated

VII. **AUTHORIZED INVESTMENTS.**

- A. Except as otherwise specifically provided for herein, the Designated Officials are hereby authorized to invest the public funds covered by this Plan, to the extent not otherwise held in Deposits, in the following Permitted Investments:
- (1) Bonds or other obligations of the United States of America or obligations guaranteed by the United States of America;
 - (2) Government money market mutual funds;

- (3) Any obligation that a federal agency or a federal instrumentality has issued in accordance with an act of Congress, which security has a maturity date not greater than 397 days from the date of purchase, provided that such obligation bears a fixed rate of interest not dependent on any index or other external factor;
- (4) Bonds or other obligations of the Local unit or bonds or other obligations of school districts of which the Local Unit is a part or within which the school district is located;
- (5) Bonds or other obligations, having a maturity date not more than 397 days from the date of purchase, approved by the Division of Investment of the Department of the Treasury for investment by Local Units;
- (6) Local government investment pools;
- (7) Deposits with the State of New Jersey Cash Management Fund established pursuant to section 1 of P.L. 1977, c.281 (C.52:18A-90.4); or
- (8) Agreements for the repurchase of fully collateralized securities if:
 - (a) the underlying securities are permitted investments pursuant to paragraphs (1) and (3) of this subsection a;
 - (b) the custody of collateral is transferred to a third party;
 - (c) the maturity of the agreement is not more than 30 days;
 - (d) the underlying securities are purchased through a public depository as defined in section 1 of P.L. 1970, c.236 (C.17:9-41); and
 - (e) a master repurchase agreement providing for the custody and security of collateral is executed.

For purposes of the above language, the terms "government money market mutual fund" and "local government investment pool" shall have the following definitions:

Government Money Market Mutual Fund. An investment company or investment trust:

- (a) which is registered with the Securities and Exchange Commission under the "Investment Company Act of 1940", 15 U.S.C. sec. 80a-1 et seq., and operated in accordance with 17 C.F.R. sec. 270.2a-7.
- (b) the portfolio of which is limited to U.S. Government securities that meet the definition of any eligible security pursuant to 17 C.F.R. sec. 270.2a-7 and repurchase agreements that are collateralized by such U.S. Government securities; and
- (c) which has:
 - (i) attained the highest ranking or the highest letter and numerical rating of a nationally recognized statistical rating organization; or
 - (ii) retained an investment advisor registered or exempt from registration with the Securities and Exchange Commission pursuant to the "Investment Advisors Act of 1940," 15 U.S.C. sec.80b-1 et seq., with experience investing in U.S. Government securities for a least the most recent past 60 months and with assets under management in excess of \$500 million.

Local Government Investment Pool. An investment pool:

- (a) which is managed in accordance with 17 C.F.R. sec. 270.2a-7;
- (b) which is rated in the highest category by a nationally recognized statistical rating organization;
- (c) which is limited to U.S. Government securities that meet the definition of an eligible security pursuant to 17 C.F.R., sec. 270.2a-7 and repurchase agreements that are collateralized by such U.S. Government securities;
- (d) which is in compliance with rules adopted pursuant to the "Administrative Procedure Act," P.L. 1968, c.410 (c.52:14B-1 seq.) by the Local Finance Board of the Division of Local Government Services in the Department of Community Affairs, which rules shall provide for disclosure and reporting requirements, and other provisions deemed necessary by the board to provide for the safety, liquidity and yield of the investments;

- (e) which does not permit investments in instruments that: are subject to high price volatility which changing market conditions; cannot reasonably be expected, at the time of interest rate adjustment, expected, at the time of interest rate adjustment, to have a market value that approximates their par value; or utilize an index that does not support a stable net asset value; and
- (f) which purchases and redeems investments directly from the issuer, government money market mutual fund, or the State of New Jersey Cash Management Fund, or through the use of a national or State bank located within this State, or through a broker-dealer which, at the time of purchase or redemption, has been registered continuously for a period of at least two years pursuant to section 9 of P.L. 1967 c.9 (C.49:3-56) and has at least \$25 million in capital stock (or equivalent capitalization if not a corporation), surplus reserves for contingencies and undivided profits, or through a securities dealer who makes primary markets in U.S. Government securities and reports daily to the Federal Reserve Bank of New York its position in and borrowing on such U.S. Government securities.

B. Notwithstanding the above authorization, the monies on hand in the following funds and accounts shall be further limited as to maturities, specific investments or otherwise as follows:

Limited only to maturities, 1 year or less

VIII. **SAFEKEEPING CUSTODY PAYMENT AND ACKNOWLEDGMENT OF RECEIPT OF PLAN.**

To the extent that any Deposit or Permitted Investments involve a document or security which is not physically held by the Borough, then such instrument or security shall be covered by a custodial agreement with an independent third party, which shall be a bank or financial institution in the State of New Jersey

Such institution shall provide for the designation of such investments in the name of the Borough to assure that there is no unauthorized use of the funds or the Permitted Investments or Deposits. Purchase of any Permitted Investments that involve securities shall be executed by a "delivery versus payment" method to insure that such Permitted Investments are either received by the Borough or by third party custodian prior to or upon the release of the Borough's funds.

To assure that all parties with whom the Borough deals either by way of Deposits or Permitted Investments are aware of the authority and the limits set forth in this Plan, all such parties shall be supplied with a copy of this Plan in writing and all such parties shall acknowledge the receipt of that Plan in writing, a copy of which shall be on file with the Designated Official(s).

IX. **REPORTING REQUIREMENTS.**

On the first day of each month during which this Plan is in effect, the Designated Official(s) referred to in Section III hereof shall supply to the governing body of the Borough a written report of any Deposits or Permitted Investments made pursuant to this Plan, which shall include, at a minimum, the following information:

- A. The name of any institution holding funds of the Borough as a Deposit or a Permitted Investment.
- B. The amount of securities or Deposits purchased or sold during the immediately preceding month.
- C. The class or type of securities purchased, or Deposits made.
- D. The book value of such Deposits or Permitted Investments.
- E. The earned income on such Deposits or Permitted Investments. To the extent that such amounts are actually earned at maturity, this report shall provide an accrual of such earnings during the immediately preceding month.

- F. The fees incurred to undertake such Deposits or Permitted Investments.
- G. The market value of all Deposits or Permitted Investments as of the end of the immediately preceding month.
- H. All other information which may be deemed reasonable from time to time by the governing body of the Borough.

X. **TERM OF PLAN.**

This Plan shall be in effect from January 1, 2023 to December 31, 2023. The Plan may be amended from time to time. To the extent that any amendment is adopted by the Council, the Designated Officials are directed to supply copies of the amendments to all of the parties who otherwise have received the copy of the originally approved Plan, which amendment shall be acknowledged in writing in the same manner as the original Plan was so acknowledged.

Offered bySeconded 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 3rd day of January, 2023

.....
Borough Clerk

The above resolution approved this 3rd day of January, 2023

.....
Mayor

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2023-S-37

ESTABLISHING FEES FOR LICENSING, PERMITS AND PARKING - 2023

WHEREAS, the Borough Council of the Borough of Stone Harbor in the County of Cape May and the State of New Jersey has ordained that certain fees may be established from time-to-time by Resolution of the Borough Council; and

WHEREAS, the Administration and Finance Committee of Borough Council has recommended that certain fees be established by Resolution; and

NOW, THEREFORE, BE IT RESOLVED by Borough Council of the Borough of Stone Harbor, in the County of Cape May, duly assembled in public session this 3rd day of January, 2023, that the following fees be set at the following levels for the year 2023:

Newspaper Vending Permit	\$65.00
Floating Dock Storage	\$450.00 per floating dock
Sailcraft Permit	\$250.00
Municipal Boat Slip	\$2,500.00 slips 9-25
	\$2,300.00 slips 26-79
Boat Trailer Storage	\$150.00 per trailer
Peddlers/Solicitors/Vendors	\$350.00
Vehicles on Beach	\$60.00
Boat Ramp	\$10.00 daily \$100.00 per season
Business Registration	\$100.00 (\$50.00 Late fee applied after July 1 st)
Landscaper Registration	\$25.00
Parking Permit	\$225.00
Kayak Permit	\$100.00
Taxi License	\$100.00
Vendors	\$350.00
Alcoholic Beverage License	\$2,500.00
	\$188.00 Club
Amusement License	\$300.00 annual (up to 3 machines)
	Each additional machine \$30.00
Cat & Dog Licenses	Dogs \$4.20 neutered
	Dogs \$7.20 non-neutered
	Cats \$5.50 neutered
	Cats \$50.00 non-neutered
Parking Fees	.25 for 15 minutes (with a 10 minute Grace Period)

Parking lots located at the Beach and the Water Tower will remain \$.25 for 30 minutes (no Grace Period); Parking Lot located at Beach will have hours limited to 10 am – 5 pm; Parking located at Beach (Recreation Vehicle Spaces Only) will be .50 cents per 15 minutes, 10am – 5 pm (no grace period); The 2 – 1 cent meters next to Post Office 5 cents for 12 minutes (no Grace Period)

Offered bySeconded 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 3rd day of January, 2023

.....
Borough Clerk

The above resolution approved this 3rd day of January, 2023

.....
Mayor

*if approved
add to
Borg*

Recommendations for Fees in 2023 – Reviewed by A&F Committee 12/14/22

WHEREAS, the Borough Council of the Borough of Stone Harbor in the County of Cape May and the State of New Jersey has ordained that certain fees may be established from time-to-time by Resolution of the Borough Council; and

WHEREAS, the Administration and Finance Committee of Borough Council has recommended that certain fees be established by Resolution; and

NOW, THEREFORE, BE IT RESOLVED by Borough Council of the Borough of Stone Harbor, in the County of Cape May, duly assembled in public session this 3rd day of January, 2023, that the following fees be set at the following levels for the year 2023:

- Newspaper Vending Permit	\$65.00 <u>Remove in 2024 – Repeal Ordinance</u>
- Floating Dock Storage	\$250.00 \$450.00 per floating dock
- Sailcraft Permit	\$250.00
- Municipal Boat Slip	\$1,700.00 \$2,500.00 slips 9-25
	\$1,500.00 \$2,300.00 slips 26-79
- Boat Trailer Storage	\$150.00 per trailer
- Peddlers/Solicitors/Vendors	\$350.00
- Vehicles on Beach	\$60.00
- Boat Ramp	\$10.00 daily \$100.00 per season
- Business Registration	\$100.00
	\$50.00 Late fee applied after July 1 st
- Landscaper Registration	\$25.00
- Parking Permit	\$225.00
- Kayak Permit	\$100.00
- Taxi License	\$100.00
- Vendors	\$350.00
- Alcoholic Beverage License	\$2,500.00
	\$188.00 Club
- Amusement License	\$300.00 annual (up to 3 machines)
	Each additional machine \$30.00
- Cat & Dog Licenses	Dogs \$4.20 neutered
	Dogs \$7.20 non-neutered
- Cats	Cats \$5.50 neutered
	Cats \$50.00 non-neutered
Parking Meters Fees	.25 for 15 minutes
	(with a 10 minute Grace Period)
	Kiosk parking lots located at the Beach and
	the Water Tower will remain \$.25 for 30
	minutes (no Grace Period)
	Kiosk located at Beach will have hours limited to
	10 am – 5 pm
	Kiosk located at Beach (Recreation Vehicle Spaces
	Only) will be .50 cents per 15 minutes
	10am – 5 pm (no grace period)
	The 2 – 1 cent meters next to Post Office
	5 cents for 12 minutes (no Grace Period)

Recommending Ordinance on Boat Slip Policy and Procedure to be reviewed in January 2023