

**Borough of Stone Harbor**  
**REGULAR MEETING AGENDA**  
**Tuesday, February 7, 2023**  
**Borough Hall, 9508 Second Avenue, Stone Harbor**

**Call to Order:** Immediately Following Work Session

**Roll Call:** Councilmember Dallahan, Councilmember Foschini, Councilmember Parzych, Councilmember Casper, Councilmember Gensemer, Councilmember Moore

**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 and the Cape May County Herald on January 4, 2023.

**Salute the Flag**

**Communications:**

**Approval of Minutes:** Work Session and Regular Meeting ~ January 17, 2023

**Public Comment**

**OLD BUSINESS**

**Ordinance 1622** – Bond Ordinance - Authorizing the Issuance of Bonds for Various Improvements and Purposes for \$1,964,000 – **2<sup>nd</sup>, 3<sup>rd</sup> & Final**

**Ordinance 1623** – Bond Ordinance – Providing for the Improvement of the Water and Sewer System for the Sum of \$316,000- **2<sup>nd</sup>, 3<sup>rd</sup> & Final**

**NEW BUSINESS**

**Resolution 2023-S-44** – Award 122<sup>nd</sup> Street Reconstruction to Fred Schiavone Construction

**Resolution 2023-S-45** – Approving Updates to the Department of Public Works Work Rules

**Resolution 2023-S-46** – Authorizing DeBlasio and Associates as Community Rating System (CRS) Consultant

**Resolution 2023-S-47** – Authorizing Change Order #1 Final – 114<sup>th</sup> Street Sanitary Sewer Rehabilitation

**Resolution 2023-S-48** – Approving 2023 Special Event Application

**Resolution 2023-S-49** – Authorizing 2023 Farmers Market Dates & Fees \$575.00

**Resolution 2023-S-50** – Appointing Representative to the Cape May County Solid Waste Advisory Council (SWAC)

**Resolution 2023-S-51** – Authorizing Transfer of 2022 Tax Payments to 2023 & Cancel Balances of \$10 or Less

**Resolution 2023-S-52** – Approve Amusement Game License for Rigi's Arcade

**Resolution 2023-S-53** – Appointing James Burleigh as Conflict Zoning Official

**Resolution 2023-S-54** – Approve Fire Department Manual Changes

**Resolution 2023-S-55** – Authorizing Refund(s) for Surety Maintenance Bonds

**Resolution 2023-S-56** – Authorize Changes to Department of Public Works Contract / Uniforms

**Resolution 2023-S-57** – Amending Resolution # 2022-S-95 IBank Application – Removing Sanitary Sewer (Clean water portion) and Adding Drinking Water 80<sup>th</sup> to 96<sup>th</sup> Street - Third Avenue Improvements)

**Resolution 2023-S-58** – Authorizing DeBlasio & Associates to Complete Final Design Services Relating to FY2022 NJDEP IBank Watermain Improvements

**Resolution 2023-S-59** – Shared Services Agreement – Cape May County / Fuel

**Discussion:**

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

**Public Comment**

**Adjournment**



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

**ORDINANCE NO. 1622**

**BOND ORDINANCE APPROPRIATING \$1,964,000, AND AUTHORIZING THE ISSUANCE OF \$1,865,800 BONDS OR NOTES OF THE BOROUGH, FOR VARIOUS IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE BOROUGH OF STONE HARBOR, IN THE COUNTY OF CAPE MAY, NEW JERSEY.**

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

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized as general improvements to be made or acquired by The Borough of Stone Harbor, New Jersey. For the said several improvements or purposes stated in said Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriations made for said improvements or purposes, said sums being inclusive of all appropriations heretofore made therefor and amounting in the aggregate to \$1,964,000 including the aggregate sum of \$98,200 as the several down payments for said improvements or purposes required by law and more particularly described in said Section 3 and now available therefor by virtue of provision in a previously adopted budget or budgets of the Borough for down payment or for capital improvement purposes.

Section 2. For the financing of said improvements or purposes, including for the purposes of applicable United States Treasury regulations the reimbursement of expenditures heretofore or hereafter made therefor, and to meet the part of said \$1,964,000 appropriations not provided for by application hereunder of said down payments, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$1,865,800 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Borough in a principal amount not exceeding \$1,865,800 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

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

<u>IMPROVEMENT OR PURPOSE</u>	<u>APPROPRIATION AND ESTIMATED COST</u>	<u>ESTIMATED MAXIMUM AMOUNT OF BONDS AND NOTES</u>
(a) Improvement of 122 <sup>nd</sup> Street in and by the Borough by the reconstruction and resurfacing thereof to provide a roadway pavement at least equal in useful life or durability to a roadway surface of Class B construction (as such term is used or referred to in Section 40A:2-22 of said Local Bond Law), including all guide rails, reflectors, signage, dividers, milling, drainage structures and improvements, equipment, site work, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved, the \$164,000 appropriation hereby made therefor being exclusive of the sum of \$170,000 received or expected to be received by the Borough from the New Jersey Department of Transportation as a grant-in-aid of financing said improvement	\$164,000	\$155,800



(b) Improvement of municipally-owned beach property in and by the Borough, including the replenishment of sand, together with all structures, appurtenances, equipment, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved

	<u>1,800,000</u>	<u>1,710,000</u>
Totals	\$1,964,000	\$1,865,800

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

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

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

(b) The average period of usefulness of said purposes within the limitations of said Local Bond Law and taking into consideration the respective amounts of the said obligations authorized for the several purposes, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 14.58 years.

(c) The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Borough as defined in said Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$1,865,800, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

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

Section 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer, the acting chief financial officer or the treasurer of the Borough (the "Chief Financial Officer"), provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale at not less than par and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body of the Borough at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

Section 6. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance.



Said obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of said obligations and interest thereon without limitation of rate or amount.

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

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

**APPROVED:**

\_\_\_\_\_  
Judith M. Davies-Dunhour

**ATTEST:**

\_\_\_\_\_  
Kim Stevenson, Borough Clerk





A NEW YORK LIMITED LIABILITY PARTNERSHIP

PHONE: 973-642-8584  
FAX: 973-642-6773

ONE GATEWAY CENTER, 24TH FLOOR  
NEWARK, NJ 07102  
WWW.HAWKINS.COM

DIRECT DIAL: (973) 642-1307  
E-MAIL: RBEINFELD@HAWKINS.COM

NEW YORK  
WASHINGTON  
NEWARK  
HARTFORD  
LOS ANGELES  
SACRAMENTO  
SAN FRANCISCO  
PORTLAND  
ANN ARBOR  
RALEIGH

C. STEVEN DONOVAN  
ROBERT H. BEINFELD  
ERIC J. SAPIR  
CHARLES G. TOTO  
KRISTINE L. FLYNN  
DAVID S. HANDLER  
MICHELLE A. LOUCOPOLOS  
MEGAN I. SARTOR  
NILES B. MURPHY  
PARTHESH M. KARNA  
RYANN MCANDREWS

January 13, 2023

The Borough of Stone Harbor,  
in the County of Cape May, New Jersey

Mr. James V. Craft  
Chief Financial Officer  
Borough Hall  
9508 Second Avenue  
Stone Harbor, New Jersey 08247

Dear Jim:

In accordance with instructions received, we have prepared and are attaching a revised draft bond ordinance appropriating \$1,964,000 for various improvements to be undertaken by the Borough. This draft authorizes the issuance of a maximum \$1,865,800 in bonds or notes and provides for application of a \$98,200 down payment understood to be presently available.

Attached also are (a) the notice of pending ordinance and summary to be published at least seven days prior to the public hearing, (b) the bond ordinance statements and summary to be published after final adoption and (c) a certificate that should be completed and returned (e-mail is best), together with the indicated attachments, after final adoption.

The supplemental debt statement should be filed electronically as of the date of introduction of the ordinance with the Division of Local Government Services (please forward a copy of the e-mail submission to my attention) and with the Borough Clerk.

Very truly yours,

Robert H. Beinfield

RHB:sp

Attachments

cc w/atts.: Marcus Karavan, Esq.  
Mr. Robert Smith  
Ms. Kim Stevenson  
Mr. Leon Costello  
Mr. Michael S. Garcia

E-mail only

3752768.1 030792 LEG



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

**ORDINANCE NO. 1623**

**BOND ORDINANCE PROVIDING FOR THE IMPROVEMENT OF  
THE WATER AND SEWERAGE SYSTEM IN AND OF THE  
BOROUGH OF STONE HARBOR, IN THE COUNTY OF CAPE MAY,  
NEW JERSEY, APPROPRIATING \$316,000 THEREFOR AND  
AUTHORIZING THE ISSUANCE OF \$316,000 BONDS OR NOTES  
OF THE BOROUGH FOR FINANCING SUCH APPROPRIATION.**

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

Section 1. The improvement described in Section 3 of this bond ordinance is hereby authorized as a general improvement to be made or acquired by The Borough of Stone Harbor, New Jersey. For the said improvement or purpose stated in said Section 3, there is hereby appropriated the sum of \$316,000 said sum being inclusive of all appropriations heretofore made therefor.

Section 2. For the financing of said improvement or purpose, including for the purposes of applicable United States Treasury regulations the reimbursement of expenditures heretofore or hereafter made therefor, and to meet said \$316,000 appropriation, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$316,000 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes of the Borough in a principal amount not exceeding \$316,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which said obligations are to be issued is the improvement of the water and sewerage system in and of the Borough, including the upgrade of existing and installation of new water and sewer pipes in and along 122<sup>nd</sup> Street, together with all storm drains, pumps, roadway reconstruction, concrete curbs, gutters, structures, site work, equipment, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved.

(b) The estimated maximum amount of bonds or notes to be issued for said purpose is \$316,000.

(c) The estimated cost of said purpose is \$316,000.

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

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

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



(c) The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that, while the net debt of the Borough determined as provided in said Local Bond Law is not increased by this bond ordinance, the gross debt of the Borough as defined in said Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$316,000, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$35,000 for interest on said obligations, costs of issuing said obligations, engineering costs and other items of expense listed in and permitted under Section 40A:2-20 of said Local Bond Law may be included as part of the cost of said improvement and is included in the foregoing estimate thereof.

Section 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer, the acting chief financial officer or the treasurer of the Borough (the "Chief Financial Officer"), provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale at not less than par and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body of the Borough at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

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

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

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

**APPROVED:**

\_\_\_\_\_  
Judith M. Davies-Dunhour

**ATTEST:**

\_\_\_\_\_  
Kim Stevenson, Borough Clerk





A NEW YORK LIMITED LIABILITY PARTNERSHIP

PHONE: 973-642-8584  
FAX: 973-642-6773

ONE GATEWAY CENTER, 24TH FLOOR  
NEWARK, NJ 07102  
WWW.HAWKINS.COM

NEW YORK  
WASHINGTON  
NEWARK  
HARTFORD  
LOS ANGELES  
SACRAMENTO  
SAN FRANCISCO  
PORTLAND  
ANN ARBOR  
RALEIGH

C. STEVEN DONOVAN  
ROBERT H. BEINFELD  
ERIC J. SAPIR  
CHARLES G. TOTO  
KRISTINE L. FLYNN  
DAVID S. HANDLER  
MICHELLE A. LOUCOPOLOS  
MEGAN I. SARTOR  
NILES B. MURPHY  
PARTHESH M. KARNA  
RYANN MCANDREWS

DIRECT DIAL: (973) 642-1307  
E-MAIL: RBEINFELD@HAWKINS.COM

January 6, 2023

The Borough of Stone Harbor,  
in the County of Cape May, New Jersey

Mr. James V. Craft  
Chief Financial Officer  
Borough Hall  
9508 Second Avenue  
Stone Harbor, New Jersey 08247

Dear Jim:

In accordance with instructions received, I have prepared and am attaching a draft bond ordinance appropriating \$316,000 for improvement of the water and sewerage system in and of the Borough. This draft authorizes the issuance of a maximum \$316,000 in bonds or notes and does not provide for a down payment as it is our understanding that the utility continues to be "self-liquidating".

Attached also are (a) the notice of pending ordinance and summary to be published at least seven days prior to the public hearing, (b) the bond ordinance statements and summary to be published after final adoption and (c) a certificate that should be completed and returned (e-mail is best), together with the indicated attachments, after final adoption.

The supplemental debt statement should be filed electronically as of the date of introduction of the ordinance with the Division of Local Government Services (please forward a copy of the e-mail submission to our attention) and with the Borough Clerk.

Very truly yours,

Robert H. Beinfield

RHB:sp

Attachments

cc w/atts.: Marcus Karavan, Esq.  
Mr. Robert Smith  
Ms. Kim Stevenson  
Mr. Leon Costello  
Mr. Michael S. Garcia

E-mail only

3753336.1 030792 LEG

BOROUGH OF STONE HARBOR
Cape May County, New Jersey

RESOLUTION

2023-S-44

AWARDING A CONTRACT FOR RECONSTRUCTION OF 122nd STREET

WHEREAS, eight (6) bids were received by the Stone Harbor Municipal Clerk on February 1, 2023, on the Borough’s Notice to Bidders for the aforementioned project in accordance with the specifications prepared by DeBlasio & Associates, the Borough Engineer, bearing project number D&A Project #: SH-C-038, which specifications are hereby incorporated herein and made a part hereof by reference, all in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, Fred M. Schiavone Construction, Inc. P.O. Box 416, Malaga, N.J. 08328 submitted the lowest responsible and conforming bid in the amount of \$610,729.00; and

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

WHEREAS, the Chief Financial Officer has determined that sufficient funds are available as evidenced by the Chief Financial Officer’s Certification attached hereto and contingent upon approval from the NJDOT.

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 7th day of February, 2023 as follows;

- 1. That the preamble of this Resolution is hereby incorporated herein by reference;
- 2. That the contract for the aforementioned project bearing DeBlasio & Associates project number D & A Project #: SH-C-038 be and the same is hereby awarded Fred Schiavone Construction, Inc. in the amount of \$ 610,729.00;
- 3. That the Mayor and Clerk are hereby authorized and directed to execute the contract for same in accordance with the bid submitted and incorporated herein as stated above.
- 4. That the Borough Engineer is hereby directed and authorized to issue an appropriate Notice of Award and Notice to Proceed as called for within the contract.
- 5. That the Borough Clerk is authorized to return the bonds of the unsuccessful bidders.

	MOTION	SECOND	AYE	NAY	RECUSE	ABSTAIN	ABSENT
Councilmember Dallahan							
Councilmember Foschini							
Councilmember Parzych							
Councilmember Casper							
Councilmember Gensemer							
Councilmember Moore							

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 7th day of February, 2023

Borough Clerk

The above resolution approved this 7th day of February, 2023

Mayor



BOROUGH OF STONE HARBOR
Cape May County, New Jersey

RESOLUTION

2023-S-45

APPROVING UPDATES TO DEPARTMENT OF PUBLIC WORKS
WORK RULES

WHEREAS, general law authorizes the Department of Public Works to establish certain work rules not in conflict with a collective bargaining agreement; and
WHEREAS, changes and/or additions to the work rules are not negotiable; and
WHEREAS, the following items are being recommended:

- 1. Reference newest contract on file (Section 1.1)
- 2. New Rule: Can not wear DPW logo unless on duty (Section 3.6)
- 3. Earned Sick leave: State rule: 1 hour for every 30 hours worked. After an employee becomes permanent the sick leave changes to 1 day per month retroactive to date of hire. (Section 5.1)
- 4. Encouraging zero emission vehicles – preferred parking will be offered to any employee who uses an electric vehicle. (Section 6)
- 5. Adding Modified Work Duty – clarifies ability to return to work after injury with limitations. (Section 11.6)
- 6. Overtime Rules: If there is a planned overtime event: volunteers first within the division; then volunteers within entire department; then forced overtime within division; finally forced overtime throughout public works. Forced overtime will be rotated throughout all employees within DPW – as opposed to being forced on the least senior position consistently as it has been done in the past. (Section 14)

On call for beaches and streets will be removed since the parking kiosk/meters will no longer be utilized. Water/Sewer department still has an on-call system in place.
Department of Public Works Work Rules are attached hereto and incorporated herein by reference.

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 7th day of February, 2023, that the updates to the Department of Public Works Work Rules attached be and hereby are approved and adopted.

Table with 8 columns: Councilmember Name, MOTION, SECOND, AYE, NAY, RECUSE, ABSTAIN, ABSENT. Rows include Councilmember Dallahan, Councilmember Foschini, Councilmember Parzych, Councilmember Casper, and Councilmember Gensemer.

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 7th day of February, 2023

Borough Clerk

The above resolution approved this 7th day of February, 2023

Mayor

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2023-S-46

AUTHORIZING DEBLASIO AND ASSOCIATES AS THE COMMUNITY RATING SYSTEM (CRS) CONSULTANT FOR THE BOROUGH OF STONE HARBOR

WHEREAS, the Borough of Stone Harbor is in need of a Community Rating System Consultant to assist with the National Flood Insurance Program Rated Classification; and

WHEREAS, DeBlasio and Associates has submitted a proposal in conjunction with Mr. Paul Dietrich, P.E., CFM and Tetra Tech who will serve as professional subcontractor and provide a full review of prior recycle visits and through analysis develop a list of activity credits that the Borough could implement to maintain their CRS Class Rating of 5; and

WHEREAS, the following items will be completed:

- Update the Borough’s Flood Hazard Ordinance
- Prepare a Repetitive Loss Area Analysis (RLAA)
- Submit the previously completed Watershed Management Plan for Review by ISO
- Propose various Higher Regulatory Standards to be included in the Borough’s Flood Hazard Ordinance and the Borough’s Development and permitting procedures.
- Provide a written report of recommendations and action plans to maximize CRS points.
- Attend all necessary meetings with the Borough and FEMA representatives as needed.
- Provide all necessary engineering, environmental and mapping information as required.
- Provide all necessary reimbursable.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Stone Harbor, in the County of Cape May, State of New Jersey accept the proposal received from DeBlasio and Associates in the amount of \$55,000 on this 7<sup>th</sup> day of February, 2023.

	MOTION	SECOND	AYE	NAY	RECUSE	ABSTAIN	ABSENT
Councilmember Dallahan							
Councilmember Foschini							
Councilmember Parzych							
Councilmember Casper							
Councilmember Gensemer							
Councilmember Moore							

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 7th day of February, 2023

.....  
Borough Clerk

The above resolution approved this 7<sup>th</sup> day of February, 2023

.....  
Mayor



# DEBLASIO & ASSOCIATES

CONSULTING ENGINEERS AND PLANNERS

4701 NEW JERSEY AVENUE • WILDWOOD, NJ 08260

PHONE: 609-854-3311 • FAX: 609-854-4323

January 9, 2023

VIA EMAIL

Robert Smith, Administrator  
Borough of Stone Harbor  
9508 Second Avenue  
Stone Harbor, NJ 08247

RE: **Borough of Stone Harbor**  
**FEMA Community Rating System (CRS) Services - Revised**  
**D&A File #: SH-C-047**

Dear Mr. Smith:

DeBlasio & Associates, P.C. is pleased to inform you that we are submitting our proposal in conjunction with Mr. Paul Dietrich, PE, CFM and Tetra Tech who will serve as a professional consulting subcontractor to DeBlasio & Associates, P.C. As such, we propose the services of myself to serve as the point of contact with Mr. Paul Dietrich, PE, CFM providing the summary report and Tetra Tech providing Repetitive Loss Area Analysis (RLAA) services.

## 1. Scope of Work

Our team will work with the Borough to develop the Borough's CRS program to increase the CRS points to replace the ABFE points that are scheduled to be lost. A full review of the Borough's recycle visit in 2020 as well as the most recent annual recertification will be analyzed with the 2017 CRS Coordinators Manual including the 2021 CRS Coordinators update. Through the analysis we will develop a list of activity credits that the Borough could implement to maintain their CRS Class rating of 5. As such, we will complete the following items:

- Update the Borough's Flood Hazard Ordinance.
- Prepare a Repetitive Loss Area Analysis (RLAA).
- Submit the previously completed Watershed Management Plan for review by ISO.
- Propose various Higher Regulatory Standards to be included in the Borough's Flood Hazard Ordinance and the Borough's development and permitting procedures.
- Provide a written report of recommendations and action plans to maximize CRS points.
- Attend all necessary meetings with the Borough and FEMA representatives as needed.
- Provide all necessary engineering, environmental and mapping information as required.
- Provide all necessary reimbursables.

## 2. Exclusions/Clarifiers

- Excludes the preparation of a watershed management plan; it is our understanding that Stockton University has already completed this plan.
- Assumes the Borough will provide a complete CRS file including the 2020 cycle visit.

Our Total Not to Exceed Budget shall be **\$55,000.00** (Fifty-Five Thousand Dollars) and will be invoiced on a percent complete basis.

Should you have any questions or require additional information, please do not hesitate to contact me in our Wildwood office at (609) 854-3311. We thank you for the opportunity to submit this proposal.

Sincerely,

**DeBlasio & Associates, P.C.**



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

President

T: 609-854-3311

[Marc@deblasioassoc.com](mailto:Marc@deblasioassoc.com)

Cc: Councilman Reese Moore (via email)  
Jim Craft, CFO (via email)  
Kim Stevenson, Clerk (via email)  
Lisa Marcolongo, Assistant Borough Administrator (via email)  
Ray Poudrier, Zoning Official, Code Enforcement



**BOROUGH OF STONE HARBOR**  
Cape May County, New Jersey

**RESOLUTION**

**2023-S-47**

**AUTHORIZING CHANGE ORDER #1 – FINAL FOR THE 114<sup>TH</sup> STREET SANITARY  
SEWER MAIN REHABILITATION**

**WHEREAS**, the Borough of Stone Harbor is currently under contract with Mobile Dredging and Video Pipe, Inc, 1566 Harding Highway, Newfeild NJ 08344, for the 114<sup>th</sup> Street Sanitary Sewer Main Rehabilitation, Project #: SH-C-043; and

**WHEREAS**, it is the recommendation of the Borough’s Engineer, Marc DeBlasio, of DeBlasio & Associates to authorize Change Order No. 1 - Final.

1. As-Built Quantity Adjustments

**WHEREAS**, Change Order No. 1 – will result in a decrease of \$10,720.00 to the original contract amount of 41,170.00 for a final contract amount of \$ 30,450.00.

**NOW, THEREFORE, BE IT RESOLVED**, this 7<sup>th</sup> day of February, 2023 by the Borough Council of the Borough of Stone Harbor, in the County of Cape May, and the State of New Jersey, that the preamble of this Resolution is hereby incorporated by reference and that the aforementioned Change Order No. 1 Final is hereby authorized;

**BE IT FURTHER RESOLVED** that the Mayor and the Borough Clerk be and hereby are authorized to execute Change Order No. 1 - Final to decrease the amended original price by \$10,720.00.

	<u>MOTION</u>	<u>SECOND</u>	<u>AYE</u>	<u>NAY</u>	<u>RECUSE</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Councilmember Dallahan							
Councilmember Foschini							
Councilmember Parzych							
Councilmember Casper							
Councilmember Gensemer							
Councilmember Moore							

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 7th day of February, 2023

.....  
Borough Clerk

The above resolution approved this 7<sup>th</sup> day of February, 2023

.....  
Mayor

# DEBLASIO & ASSOCIATES

CONSULTING ENGINEERS AND PLANNERS

4701 NEW JERSEY AVENUE • WILDWOOD, NJ 08260

PHONE: 609-854-3311 • FAX: 609-854-4323

January 31, 2023

VIA EMAIL & REGULAR MAIL

Ms. Kim Stevenson, Clerk  
Borough of Stone Harbor  
9508 Second Avenue  
Stone Harbor, NJ 08247

**Re: Borough of Stone Harbor, Cape May County, NJ  
114<sup>th</sup> Street Sanitary Sewer Main Rehabilitation  
D&A File #: SH-C-043**

Dear Ms. Stevenson:

Enclosed please find four (4) executed originals of **CHANGE ORDER NO. 1-Final** regarding the above referenced project for review and approval. Upon execution, please return three (3) originals to our office.

Please note that this change order reflects the following:

1. As-Built Quantity Adjustments.

Please note this change order will result in a decrease of \$10,720.00 to the original contract amount of \$41,170.00 for a revised contract amount of \$30,450.00.

Should you have any questions or require any additional information, please do not hesitate to contact me at our office.

Very truly yours,  
**DeBlasio & Associates, P.C.**



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

President

T: 609-854-3311

Marc@deblasioassoc.com

cc: Councilwoman Bunny Parzych, (via email w/encl.)  
Councilman Frank Dallahan, (via email w/encl.)  
Robert Smith, Administrator (via email w/encl.)  
Lisa Marcolongo, Assistant Borough Administrator (via email w/encl.)  
Jim Craft, CFO (via email w/encl.)  
Manny Parada, Public Works Director (via email w/encl.)  
Mobile Dredging & Video Pipe, Inc (via email w/encl.)

---

**WWW.DEBLASIOASSOC.COM**





CONSULTING ENGINEERS AND PLANNERS

Change Order #1 - Final

Client: Borough of Stone Harbor  
Date: January 31, 2023  
Project Name: 114th Street Sanitary Sewer Rehabilitation  
D&A Project #: SH-C-043

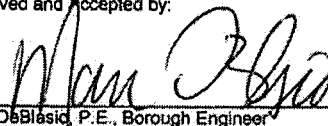
Contractor: Mobile Dredging & Video Pipe, Inc.  
1566 Harding Highway  
Newfield, NJ 08344

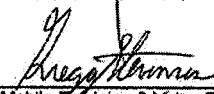
C. Reductions

Contract Pay Item Number	Description	Unit	Quantity	Contract Unit Price	Contract Total
3	CLEAN AND TELEVIEW SANITARY SEWER MAIN - PRE INSTALLATION	L.F.	-15	\$7.00	-\$105.00
4	CURED-IN-PLACE PIPE, 10" DIAMETER	L.F.	-15	\$40.00	-\$600.00
5	CLEAN AND TELEVIEW SANITARY SEWER MAIN - POST INSTALLATION	L.F.	-15	\$1.00	-\$15.00
6	ALLOWANCE UNFORESEEN ITEMS	LUMP SUM	-1	\$10,000.00	-\$10,000.00
Subtotal:					-\$10,720.00

Net Contract Change (\$10,720.00)  
Original Contract Amount: \$41,170.00  
Contract Percentage Change (%): -26.04  
Final Contract Amount: \$30,450.00

Approved and Accepted by:

  
\_\_\_\_\_  
Marc DeBlasio, P.E., Borough Engineer  
1/31/23  
Date

  
\_\_\_\_\_  
Mobile Dredging & Video Pipe, Inc.  
1/31/2023  
Date

\_\_\_\_\_  
Borough of Stone Harbor  
Date

**BOROUGH OF STONE HARBOR**  
Cape May County, New Jersey

**RESOLUTION**

**2023-S-48**

**AUTHORIZING UPDATE OF THE SPECIAL EVENTS  
APPLICATION FOR 2023**

**WHEREAS**, pursuant to Chapter 275 of the Revised General Ordinances of 2005 of the Borough of Stone Harbor, Section 275.2, a permit is required to conduct any special event within the Borough; and

**WHEREAS**, the Tourism Director is recommending the following changes to the 2023 Special Event Application:

Adding paragraph to reflect the non-profit requirement which was added within the Ordinance in 2022; the non-profit requirements include the ability for the council to waive fees if applicable; Minimum insurance requirement for the low hazard event has been increased to \$500,000 as per recommended by the JIF; added signature line for the Assistant Administrator signature.

**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 7<sup>th</sup> day of February, 2023 as follows:

- 1. That the preamble of this Resolution is hereby incorporated by reference as if set forth here at length; and
- 2. That the attached Special Events Application for 2023 be approved.

	<u>MOTION</u>	<u>SECOND</u>	<u>AYE</u>	<u>NAY</u>	<u>RECUSE</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Councilmember Dallahan							
Councilmember Foschini							
Councilmember Parzych							
Councilmember Casper							
Councilmember Gensemer							
Councilmember Moore							

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 7th day of February, 2023

.....  
Borough Clerk

The above resolution approved this 7<sup>th</sup> day of February, 2023

.....  
Mayor



BOROUGH OF STONE HARBOR
Cape May County, New Jersey

RESOLUTION

2023-S-49

AUTHORIZING SCHEDULE AND FEES FOR THE
“STONE HARBOR FARMERS MARKET”

WHEREAS, the Borough of Stone Harbor will hold a weekly “Farmer’s Market” on Sundays beginning May 28, 2023 through September 3, 2023; and

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

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

WHEREAS, it has been recommended that the fee for the Farmers Market be set at \$575.00 per space for the season and that a pro-rated “Pop-up” Vendor fee be set at \$50.00.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Stone Harbor, in the County of Cape May and State of New Jersey, duly assembled in public session this 7th day of February, 2023 that this Resolution is hereby approved.

Table with 8 columns: Councilmember Name, MOTION, SECOND, AYE, NAY, RECUSE, ABSTAIN, ABSENT. Rows include Councilmembers Dallahan, Foschini, Parzych, Casper, Gensemer, and Moore.

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 7th day of February, 2023

Borough Clerk

The above resolution approved this 7th day of February, 2023

Mayor

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2023-S-50

APPOINTING A REPSRESENTATIVE TO THE CAPE MAY COUNTY SOLID WASTE ADVISORY COUNCIL

WHEREAS, The New Jersey Solid Waste Management Act requires that a Solid Waste Advisory Council (SWAC) be constituted in every county to assist each board of County Commissioners in the development and formulation of solid waste management plans and amendments thereto; and

WHEREAS, due to lack of agenda items the SWAC has not had a formal meeting in recent years due to the lack of active members; and

WHEREAS, several important solid waste disposal and recycling issues require action and the Cape May County Municipal Utilities Authority is requesting assistance to reorganize the SWAC to enable both the Board of County Commissioners and the Cape May County MUA to fulfill our districts solid waste management/recycling planning obligations by naming a formal representative and alternate member from our municipality; and

WHEREAS, the Borough of Stone Harbor would like to participate in this opportunity; and

NOW THEREFORE BE IT RESOLVED that representative(s) for the Solid Waste Advisory Council shall be the Director of Public Works and the alternate member would be Public Works Committee Chairperson.

	MOTION	SECOND	AYE	NAY	RECUSE	ABSTAIN	ABSENT
Councilmember Dallahan							
Councilmember Foschini							
Councilmember Parzych							
Councilmember Casper							
Councilmember Gensemer							
Councilmember Moore							

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 7th day of February, 2023

.....  
Borough Clerk

The above resolution approved this 7<sup>th</sup> day of February, 2023

.....  
Mayor



## Cape May County Municipal Utilities Authority

1523 Route 9 North, Cape May Court House, NJ 08210  
Telephone: (609) 465-9026 • Telefax: (609) 465-9025  
www.cmcma.com

December 9, 2022

Mayor Judith Davies-Dunhour  
BOROUGH OF STONE HARBOR  
95th & Second Avenue  
Stone Harbor, NJ 08247

*Yes = name a member  
of Council*

RE: Appointment of Representative - Cape May County Solid Waste Advisory Council

Dear Mayor Davies-Dunhour:

The New Jersey Solid Waste Management Act requires that a Solid Waste Advisory Council (SWAC) be constituted in every county to assist each board of County Commissioners in the development and formulation of solid waste management plans and amendments thereto. Due to lack of agenda items, the SWAC has not had a formal meeting in recent years, and the majority of members have resigned/retired as active members of SWAC. In the upcoming year (2023), several important solid waste disposal and recycling issues may be presented to the members of Cape May County's SWAC, and subsequent action will need to be taken on those issues. The Cape May County Municipal Utilities Authority (CMCMA) is requesting your assistance to reorganize the SWAC to enable both the Board of County Commissioners and the CMCMA to fulfill our district's solid waste management/recycling planning obligations by naming a formal representative and alternate member from your municipality.

While your municipality's participation on the SWAC is not required, it is certainly encouraged, so if you choose to have representation on the council, **please forward the name, mailing address, and email address of your formal designee and alternate member to my attention.** Alternate members can attend meetings when scheduling conflicts arise with the regular appointed member, and have full voting privileges on behalf of the municipality.

Once the Authority receives this information from all municipalities, we will forward it to the Board of County Commissioners so that a formal resolution naming SWAC members can be adopted. This will ensure that your municipality will be represented in future discussions/actions concerning solid waste disposal and recycling matters in Cape May County.



Cape May County Municipal Utilities Authority

December 9, 2022

Page 2

If you have any questions, or require any additional information regarding the SWAC, please feel free to contact me at 609-465-9026.

Very truly yours,

CAPE MAY COUNTY  
MUNICIPAL UTILITIES AUTHORITY

A handwritten signature in black ink, appearing to read "Tony Monahan". The signature is fluid and cursive, with the first name "Tony" written in a larger, more prominent script than the last name "Monahan".

Tony Monahan  
Administrative and Compliance Supervisor/  
SWAC Coordinator

TM: tm

cc: Mr. Joseph V. Rizzuto  
Mr. John R. Conturo  
Mr. Kevin Lare

**BOROUGH OF STONE HARBOR**

Cape May County, New Jersey

**RESOLUTION**

**2023-S-51**

**A RESOLUTION TO TRANSFER 2022 REAL ESTATE TAX PAYMENTS TO 2023**

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Borough Council of the Borough of Stone Harbor, in the County of Cape May and State of New Jersey that upon recommendation of the Tax Collector, the overpayments for the year 2022 be transferred to 2023; with the exception of overpayments and underpayments of \$10.00 or less which are hereby cancelled by the authority of State Statue.

	<u>MOTION</u>	<u>SECOND</u>	<u>AYE</u>	<u>NAY</u>	<u>RECUSE</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Councilmember Dallahan							
Councilmember Foschini							
Councilmember Parzych							
Councilmember Casper							
Councilmember Gensemer							
Councilmember Moore							

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 7<sup>th</sup> day of February, 2023

.....  
Borough Clerk

The above resolution approved this 7<sup>th</sup> day of February, 2023

.....  
Mayor



**BOROUGH OF STONE HARBOR**  
Cape May County, New Jersey

**RESOLUTION**

**2023-S-52**

**A RESOLUTION APPROVING AN AMUSEMENT GAME LICENSE  
FOR RIGI’S ARCADE**

**WHEREAS**, the Borough Clerk has received proper application for an Amusement Games License for Rigi’s Arcade for its operations in the 200 block of 96<sup>th</sup> Street; and

**WHEREAS**, at this time the State of New Jersey Legalized Games of Chance Control Commission requires the passage of a Resolution by Borough Council in connection with the Commission’s oversight responsibilities for redemption activities at such operations; and

**WHEREAS**, Rigi’s Arcade has submitted the proper application and paid the appropriate fee, under and subject to the rules and regulations established by the Commission; and

**WHEREAS**, the Borough of Stone Harbor is a seashore resort community and State law allows such redemption activities within such operations in such towns; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Stone Harbor, County of Cape May and State of New Jersey, duly assembled in public session this 7<sup>th</sup> day of February, 2023, that Rigi’s Arcade be and is granted an Amusement License by and from the Borough of Stone Harbor for the period January 1, 2023 through December 31, 2023; that the Borough of Stone Harbor has no objection to the State of New Jersey licensing and/or regulating redemption activities at Rigi’s Arcade, and that such licenses shall be kept on file for public review in the Borough Clerk’s Office.

**BE IT FURTHER RESOLVED** that this Resolution shall be effective only upon the affirmative vote of not less than two-thirds of the members of Borough Council.

	<u>MOTION</u>	<u>SECOND</u>	<u>AYE</u>	<u>NAY</u>	<u>RECUSE</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Councilmember Dallahan							
Councilmember Foschini							
Councilmember Parzych							
Councilmember Casper							
Councilmember Gensemer							
Councilmember Moore							

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 7th day of February, 2023

.....  
Borough Clerk

The above resolution approved this 7<sup>th</sup> day of February, 2023

.....  
Mayor

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2023-S-53

RESOLUTION APPOINTING A CONFLICT ZONING OFFICIAL

WHEREAS, the Borough of Stone Harbor requires the position of Conflict Zoning Official to be appointed; and

WHEREAS, James Burleigh has a vast amount of experience in the area of construction, zoning and code enforcement and successfully meets all the requirements to fill the vacancy; and

WHEREAS, James Burleigh will act as an independent contractor, will be compensated as such and will be issued an IRS 1099. However, John Tracy will be held harmless and indemnified by the Borough to the extent permitted by the Joint Insurance Fund while acting in his conflict capacity for the Borough.

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 James Burleigh be and is hereby appointed as Conflict Zoning Official for the Borough of Stone Harbor on this 7<sup>th</sup> day of February, 2023.

	<u>MOTION</u>	<u>SECOND</u>	<u>AYE</u>	<u>NAY</u>	<u>RECUSE</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Councilmember Dallahan							
Councilmember Foschini							
Councilmember Parzych							
Councilmember Casper							
Councilmember Gensemer							
Councilmember Moore							

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 7th day of February, 2023

.....  
Borough Clerk

The above resolution approved this 7<sup>th</sup> day of February, 2023

.....  
Mayor

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2023-S-54

APPROVE FIRE DEPARTMENT MANUAL UPDATES

WHEREAS, is recommending changes to Fire Department Manual; and

WHEREAS, the update to the policies and procedures contained within this manual will include the following updates:

Work Hours: 24 hours on, 24 hours, off, 24 hours on, 24 hours off, 24 hours on and 96 hours off.

No approved vacation from May 15<sup>th</sup> to August 15<sup>th</sup> Friday 7am through Sunday 7pm

Changing Highest Rank of Officer on Paid Fire Department Crew from Lieutenant to Captain, no monetary change; and

WHEREAS, the updated Manual is attached hereto and incorporated herein by reference.

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 7<sup>th</sup> day of February 2023, that the updates incorporated into the attached Fire Department Employee Manual be and is hereby approved and adopted.

	MOTION	SECOND	AYE	NAY	RECUSE	ABSTAIN	ABSENT
Councilmember Dallahan							
Councilmember Foschini							
Councilmember Parzych							
Councilmember Casper							
Councilmember Gensemer							
Councilmember Moore							

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 7th day of February, 2023

.....  
Borough Clerk

The above resolution approved this 7<sup>th</sup> day of February, 2023

.....  
Mayor



BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2023-S-55

AUTHORIZING THE RELEASE FOR SURETY MAINTENANCE BONDS

WHEREAS, the Borough of Stone Harbor requires certain performance and maintenance sureties to be posted prior to any permit being issued for any work in a public street; and

WHEREAS, the following Contractors and/or property owners have submitted Surety Maintenance Bonds which have been placed in escrow; and

WHEREAS, the Construction Office, in coordination with Borough Engineer’s authorization, is requesting the release of balances indicated below; and

WHEREAS, Mayor and Council hereby instruct the Chief Financial Officer to take any and all steps necessary to effectuate such refunds and make the proper adjustments to the financial records of the Borough.

1.

11017 Sunset Drive – Block 110.05 Lot 95.02  
Ken Johnston, 250 East Main Street, Moorestown NJ 08057

Amount \$640.00
2.

266-274 96<sup>th</sup> Street – Block 95.03 Lot 201  
DiPalantino Contractors, 114 Stagecaoch Rd., Cape May Court House NJ 08210

Amount \$1,400.00
3.

223 96<sup>th</sup> Street – Block 96.03 Lot 83  
DiPalantino Contractors, 114 Stagecaoch Rd., Cape May Court House NJ 08210

Amount \$2,920.00
4.

113 91<sup>st</sup> Street – Block 91.02 Lot 36  
J. Craig Otton Custom Builder, 8310 Sunset Dr., Stone Harbor NJ 08247

Amount \$1,280.00
5.

10707 Second Avenue – Block 107.03 Lot 53  
Stone Harbor Beach House LLC, 4476 Linda Lane, Emmaus, PA 18049

Amount \$2,040.00
6.

102 121<sup>st</sup> Street – Block 120.02 Lot 109  
J. Craig Otton Custom Builder, 8310 Sunset Dr., Stone Harbor NJ 08247

Amount \$880.00
7.

11817 Paradise Drive – Block 209 Lot 21  
Vesper at Paradise, 1100 Brynlawn Rd., Villanova, PA 19085

Amount \$2,440.00
8.

376 104<sup>th</sup> Street – Block 103.05 Lot 125.02  
Brandywine Developers, P.O. Box 373, Avalon NJ 08202

Amount \$1,520.00
9.

111 119<sup>th</sup> Street – Block 119.02 Lot 103  
Achristavest Developers LLC, 3690 Canterbury Lane, Vineland NJ 08361

Amount \$1,440.00
10.

220 86<sup>th</sup> Street – Block 85.03 Lot 79  
Jersey Shore Developers LLC, 3481 Finland Rd., Pennsburg, PA 18073

Amount \$1,320.00
11.

329 93<sup>rd</sup> Street – Block 93.04 Lot 126  
Glenn Kinckner & Robert Morris 247 103<sup>rd</sup> Street Stone Harbor NJ 08247

Amount \$1,420.00

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Borough Council of the Borough of Stone Harbor, in the County of Cape May, in the State of New Jersey authorize the refunds presented above.

	MOTION	SECOND	AYE	NAY	RECUSE	ABSTAIN	ABSENT
Councilmember Dallahan							
Councilmember Foschini							
Councilmember Parzych							
Councilmember Casper							
Councilmember Gensemer							
Councilmember Moore							

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 7<sup>th</sup> day of February, 2023

.....  
Borough Clerk

The above resolution approved this 17<sup>th</sup> day of February, 2023

.....  
Mayor

# **BOROUGH OF STONE HARBOR**

Cape May County, New Jersey

## **RESOLUTION**

**2023-S-56**

### **AMENDING ARTICLE 10, UNIFORMS, OF THE COLLECTIVE BARGAINING UNIT BETWEEN THE BOROUGH OF STONE HARBOR AND AFSCME NJ COUNCIL 63**

**WHEREAS**, the Borough wishes to improve the uniform service provided to Union employees which is set forth in Article Ten of the CNA; and

**WHEREAS**, to accomplish this, the Borough wishes to provide uniforms in an alternate manner and remove reference to the Uniform Supply Company that has been coordinating the elements of the uniforms described in Article Ten of the CNA; and

**WHEREAS**, in its place, the Borough would provide each employee covered in the Collective Bargaining Agreement with a One Thousand (\$1000) stipend (allowance) at a local uniform supply retailer whereby the employee would then have the ability to visit the retail establishment selected and order the type of clothing that would best compliment their specific work tasks in accordance with the terms set forth below; and

**WHEREAS**, this is in the best interest of both the Borough and the employee as each employee can tailor his/her uniform type and quantities to his/her specific needs.

**NOW, THEREFORE**, intending to amend Article Ten of the current CNA, the parties agree as follows:

1. The statements of the preamble are hereby incorporated as if set forth fully herein.
2. Article Ten, paragraph 1A and 1B of the parties CNA shall be eliminated and replaced with the following:
  - a. The Borough will provide each employee covered in this Agreement with a One Thousand Dollar (\$1,000) allowance at a local uniform supply retailer whereby the employee has the ability to visit the retail establishment selected and order the type of clothing that would best compliment their specific work tasks.
  - b. The employee may select from a pre-established list of cargo shorts, work pants, short sleeve shirts, sweatshirts and long sleeve shirts in whatever quantity fits their working conditions best up to the \$1000 limit on the account.
  - c. Limits on the color and type of clothing available will be made by the Borough and logos or identification on the outer garments (such as "SHDPW") will be made by the retailer. Petitions for the purchase of non-standard or previously established items will be reviewed and approved at the discretion of the Director.
3. All other aspects of Article Ten relative to cleaning, work shoes and wearing of the uniforms only during working hours and traveling to and from home shall remain effective. Upon early termination of an employee, regardless of the cause of termination, Employee shall return all uniforms purchased through the allowance to the Borough. Uniform Allowances will be funded upon the successful end of a probationary period and is not applicable to seasonal or part-time employees.
4. The Borough may, in its discretion provide additional uniforms to the mechanics or assistants.
5. All other articles in the current CNA shall remain in full force and effect.



**NOW, THEREFORE BE IT FURTHER RESOLVED**, that the Mayor and Council of the Borough of Stone Harbor, County of Cape May, State of New Jersey approve the changes presented and authorize the Mayor to execute any and all documents necessary to effectuate the changes presented on this 7<sup>th</sup> day of February, 2023.

	<u>MOTION</u>	<u>SECOND</u>	<u>AYE</u>	<u>NAY</u>	<u>RECUSE</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Councilmember Dallahan							
Councilmember Foschini							
Councilmember Parzych							
Councilmember Casper							
Councilmember Gensemer							
Councilmember Moore							

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 7th day of February, 2023

.....  
Borough Clerk

The above resolution approved this 7<sup>th</sup> day of February, 2023

.....  
Mayor

**BOROUGH OF STONE HARBOR**

Cape May County, New Jersey

**RESOLUTION**

**2023-S-57**

**AUTHORIZING A CHANGE TO THE NJDEP IBANK APPLICATION**

**WHEREAS,** The Borough of Stone Harbor authorized Application to the NJDEP IBank via Resolution 2022-S-95 on May 3, 2022, specific to certain Water and Sewer Improvements within the Borough of Stone Harbor; and

**WHEREAS,** the IBank application process has determined a more favorable outcome by changing the project details specific to drinking water improvements as opposed to clean water improvements; and

**WHEREAS,** it is the Borough’s desire to authorize the change in project details which would remove the sanitary sewer improvements from the original application and add into the drinking water portion the improvements to the water main along Third Avenue from 80<sup>th</sup> Street to 96<sup>th</sup> Street.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Stone Harbor, County of Cape May, State of New Jersey on this 7<sup>th</sup> day of February, 2023 that the changes to the NJDEP IBank Application be authorized.

	<u>MOTION</u>	<u>SECOND</u>	<u>AYE</u>	<u>NAY</u>	<u>RECUSE</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Councilmember Dallahan							
Councilmember Foschini							
Councilmember Parzych							
Councilmember Casper							
Councilmember Gensemer							
Councilmember Moore							

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 7th day of February, 2023

.....  
Borough Clerk

The above resolution approved this 7<sup>th</sup> day of February, 2023

.....  
Mayor

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2023-S-58

AUTHORIZING DEBLASIO AND ASSOCIATES TO COMPLETE FINAL DESIGN SERVICES RELATING TO FY2022 NJDEP IBANK WATERMAIN IMPROVEMENTS

WHEREAS, the Borough has authorized DeBlasio & Associates to provide Professional Engineering Services relating to the NJDEP IBank application via Resolution 2022-S-167 on September 20, 2022, which has been completed ; and

WHEREAS, after review of the Borough’s IBank application by the NJDEP the Borough was notified that there would not be any grant funding available for the Clean Water application submitted; and

WHEREAS, the Borough has expressed their desire to pause the Clean Water application and pursue the Drinking Water application on an expedited basis; and

WHEREAS, additional professional services from DeBlasio and Associates would be needed in order to process the updated Drinking Water application and hopefully secure grant funding for the project proposed; and

WHEREAS, DeBlasio and Associates has submitted a proposal for the scope of work needed to complete the details within the expanded Drinking Water application which will now include water main improvements from 80<sup>th</sup> Street to 96<sup>th</sup> Street along Third Avenue at the cost of \$85,000.

THEREFORE, NOW BE IT RESOLVED, that the Mayor and Borough Council for the Borough off Stone Harbor, County of Cape May, State of New Jersey accept and authorize the proposal presented in the lump sum amount of \$85,000 to complete the necessary work needed to properly apply for Drinking Water improvements within the NJDEP IBank application process.

	MOTION	SECOND	AYE	NAY	RECUSE	ABSTAIN	ABSENT
Councilmember Dallahan							
Councilmember Foschini							
Councilmember Parzych							
Councilmember Casper							
Councilmember Gensemer							
Councilmember Moore							

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 7th day of February, 2023

.....  
Borough Clerk

The above resolution approved this 7<sup>th</sup> day of February, 2023

.....  
Mayor





**LEGEND**

— = Designed

— = To Be Designed



**PROJECT LOCATION MAP**

NJDEP IBANK DRINKING WATER GRANT APPLICATION  
Borough of Stone Harbor, Cape May County, New Jersey

Date: Rev. 1/31/2023

**DEBLASIO &  
ASSOCIATES**  
CONSULTING ENGINEERS AND PLANNERS



BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2023-S-59

A RESOLUTION AUTHORIZING A SHRED SERVICES AGREEMENT WITH THE COUNTY OF CAPE MAY FOR THE RESALE OF GASOLINE AND DEISEL FUEL

WHEREAS, the Borough Council of the Borough of Stone Harbor has made recommendations to remove the underground storage tanks at the Public Works Facility and replace with smaller above ground storage tanks for gasoline and diesel; and

WHEREAS, the Borough would like to enter into a Shared Service Agreement for the resale of gasoline and diesel fuel with the County of Cape May to assist with demand for fueling borough vehicles; and

WHEREAS, the Commodity resale Provisions of the Cooperative Pricing and Joint Purchasing Rules (N.J.S.A. 5:34-7.1, et seq) authorize and empower the Parties to enter into an agreement; and

WHEREAS, the Borough of Stone Harbor agrees to the terms and conditions of the agreement (attached); and

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Stone Harbor, County of Cape May, State of New Jersey hereby authorize the Shared Service Agreement with the County of Cape May and authorized the Mayor to sign on this 7<sup>th</sup> day of February 2023.

	MOTION	SECOND	AYE	NAY	RECUSE	ABSTAIN	ABSENT
Councilmember Dallahan							
Councilmember Foschini							
Councilmember Parzych							
Councilmember Casper							
Councilmember Gensemer							
Councilmember Moore							

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 7th day of February, 2023

.....  
Borough Clerk

The above resolution approved this 7<sup>th</sup> day of February, 2023

.....  
Mayor

**AGREEMENT FOR THE RESALE OF  
GASOLINE AND DIESEL FUEL AS  
PART OF A COMMODITY RESALE SYSTEM**

**THIS AGREEMENT** for the resale of fuel is made on this \_\_\_\_ day of \_\_\_\_\_, 2022, by and between the Borough of Stone Harbor, whose administrative offices are located at 9508 Second Avenue, Stone Harbor, New Jersey 08247 ("Member"), and the County of Cape May, whose administrative offices are located at 4 Moore Road, Cape May Court House, New Jersey 08210 ("County"). The Member and County are collectively referred to as "Parties," and singularly as a "Party."

**WHEREAS**, the Commodity Resale Provisions of the Cooperative Pricing and Joint Purchasing Rules (N.J.A.C. 5:34-7.1, *et seq.*) authorize and empower the Parties to enter into this Agreement; and

**WHEREAS**, the County owns and operates fuel storage and dispensing facilities for its own needs and, as a matter of comity and in the interest of sparing taxpayers from a duplication of expense, is willing to grant the Member's request to become part of the Commodity Resale System, subject to the terms and conditions in this Agreement.

**NOW, THEREFORE**, in consideration of the mutual promises contained herein, the Parties agree as follows:

1. The above recitals are incorporated herein as if repeated at length.
2. Member shall provide a resolution formally adopted by its governing body stating its willingness to participate as a Member of the Commodity Resale System and in accordance with the terms and conditions set by the County.
3. Immediately upon the execution of this Agreement by the Parties, the Member shall supply to the County its best estimate of how much fuel (gasoline and/or diesel) it will require for the 2023 calendar year by December 1, 2022. In subsequent years under this Agreement, the Member shall supply this estimate for the following calendar year to the County by October 1.
4. The County shall bill the Member at the end of each month for the actual gallons used, and the billing shall include a service charge as specified in paragraph #15 *infra*. Within fourteen (14) days of receiving the bill from the County, the Member will issue a voucher to the County for the full amount of the bill.



5. The Member agrees to keep the County apprised, on a continuous basis, of additions or deletions to its vehicle inventory and employee list.
6. Upon the full execution of this Agreement and receipt of documentation of insurance as specified in paragraph #10 *infra*, the County shall issue appropriate identification codes to the Member to enable access to the County's fuel dispensing facilities, in accordance with the existing computerized fuel delivery system at County's facilities.
7. The price of petroleum products is based on Philadelphia low posting in the Journal of Commerce (which changes four times per week on average). Accordingly, the price per gallon will be averaged for the respective month for billing purposes.
8. The Member agrees that it shall be solely responsible for the appropriate and authorized use of the identification codes issued by the County, and the County takes no responsibility to supervise or monitor the day-to-day use of said identification codes. Any misuse of the identification codes, along with any resulting misappropriation of fuel, shall be the liability of the Member and the County accepts no responsibility whatsoever for such irregularities. Further, any misuse may result in the Member's access being suspended and/or terminated.
9. The Member hereby agrees to indemnify the County and to hold it harmless against any claims, losses, damages, or expenses (including reasonable attorney's fees) for which the County may become liable (or for which the County may be alleged to be liable), as a result of the Member's use of County's facilities, including any persons or vehicles using the fuel dispensing codes issued to the Member under this Agreement.
10. Within fourteen (14) days of execution of this Agreement, the Member shall provide to the County a Certificate of Liability Insurance showing the extent of the Member's liability coverage and naming of the County of Cape May as an additional insured. Thereafter, the Member shall provide to the County a Certificate evidencing same annually during the term of this Agreement. Failure to provide the required documentation within the specified time may cause suspension of service as provided in paragraph #14 *infra*.
11. This Agreement shall run for a term of five (5) years, *nunc pro tunc*, from November 1, 2022 and expiring on October 31, 2027. Either Party may, however, terminate this Agreement after ninety (90)

calendar days by serving notice in writing on the other Party of its intention to do so.

12. After appropriate consultation with the Member during emergency situations, the County will assign certain days, hours, and locations for the use of County's fuel dispensing facilities by the Member. Additional access to the said facilities in emergency situations will be authorized by the County on a case-by-case basis.
13. The Member shall be responsible for arranging and establishing its own emergency source of fuel for those occasions when the County's system is unavoidably inoperable. The County shall not be responsible to the Member for any losses or damages that might be incurred by the Member as a result of temporary closure of the County's fuel dispensing facilities.
14. In the event of any breach or default of the Member's obligations under this Agreement, the County reserves the right to suspend or to terminate this Agreement, in the County's sole discretion, upon fourteen (14) days written notice to the Member.
15. The Member shall pay a service charge (for costs of administration, maintenance, insurance, wear and tear on equipment) in the amount of \$.081 per gallon of fuel dispensed. The service charge will remain at this level through December 31, 2023. If the County's expenses require an increase to this charge, it will advise the Member in writing on or before October 1.
16. Any and all future alterations to current procedures will be authorized by written amendments issued by the County.

[signatures on next page]

**IN WITNESS WHEREOF**, the parties affix their signatures to this Agreement, intending to be legally bound. If a party is a corporation, this Agreement is signed by its proper corporate officers and its corporate seal is affixed.

ATTEST:

**COUNTY OF CAPE MAY:**

\_\_\_\_\_  
Kevin R. Lare  
Administrator/Clerk of the Board

\_\_\_\_\_  
Gerald M. Thornton  
Commissioner Director

Approved as to form and legality:

\_\_\_\_\_  
Jeffrey R. Lindsay, Esquire  
County Counsel

ATTEST:

**MEMBER:**

\_\_\_\_\_  
Kim Stevenson, RMC, CMR  
Borough Clerk

\_\_\_\_\_  
Judith M. Davies-Dunhour  
Mayor