

Borough of Stone Harbor
REGULAR MEETING AGENDA
Tuesday December 19, 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 to the Press and the Cape May County Herald on January 4, 2023.

Salute the Flag

Communications:

Approval of Minutes:

- Work Session and Regular Meeting Minutes dated November 7, 2023
- Work Session and Regular Meeting Minutes dated November 21, 2023

Public Comment

NEW BUSINESS

Resolutions

- | | |
|------------------------------|---|
| Resolution 2023-S-227 | Resolution Authorizing the Use of Competitive Contracting for the Department of Recreation and Administration Pursuant to N.J.S.A. 40A:11-4.3 |
| Resolution 2023-S-228 | Resolution to Extend Employment of Seasonal SLEO II Police Officer |
| Resolution 2023-S-229 | Resolution Appointing Full-Time Police Officer |
| Resolution 2023-S-230 | Resolution Authorizing a Change Order- Water Main Improvements and Third Avenue Sanitary Sewer Improvements |
| Resolution 2023-S-231 | Resolution Authorizing a Shared Services Agreement for the Snow Plow/Ice Removal on County Roads within the Borough of Stone Harbor |

Motion- Authorizing the Borough of Stone Harbor to participate in Projection and Nature-Based Mitigation of Sea Level Rise Effects on Coastal Erosion and Flooding of Barrier Islands in New Jersey.

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

Discussion:

Public Comment

Adjournment

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION No. 2023-S- 227

**RESOLUTION AUTHORIZING THE USE OF COMPETITIVE CONTRACTING FOR
THE DEPARTMENT OF RECREATION AND ADMINISTRATION PURSUANT TO
N.J.S.A. 40A:11-4.3**

WHEREAS, the Borough of Stone Harbor desires to contract with vendors to provide Recreation Services and procure Beach Concessions; and

WHEREAS, pursuant to N.J.S.A. 40A:11-4.1 et.seq., the Borough may use Competitive Contracting in lieu of public bidding for procurement of specialized goods and services and beach concessions, the price of which exceeds the bid threshold; and

WHEREAS, under the competitive contracting process, the contract for Recreation Services and Beach Concessions will be awarded to that entity submitting a proposal that, when evaluated, most successfully meets the stated criteria and, therefore, achieves the highest ranking, rather than based solely on the lowest or highest (in the case of Concessions) price; and

WHEREAS, the Borough desires to conduct the procurement process for the aforesaid goods and services pursuant to the competitive contracting process as set forth by N.J.S.A. 40A:11-1 et seq.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Stone Harbor in the County of Cape May, State of New Jersey, duly assembled in public session this 19th day of December 2023, that it is hereby authorized to utilize and administer the competitive contracting process as set forth to procure a contract with a vendor to provide Recreation Services and Concessions.

I HEREBY CERTIFY THAT the foregoing resolution was duly adopted by the Borough Council of the Borough of Stone Harbor, New Jersey at the Regular Meeting held on December 19th, 2023, with the voting record as indicated below.

	<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							

Attest:

Borough Clerk

Mayor

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2023-S-228

RESOLUTION TO EXTEND EMPLOYMENT OF SEASONAL SLEO II POLICE OFFICER

WHEREAS, the Stone Harbor Police Department currently has one officer attending the Cape May County Police Academy recruit training; Antonio Elijah Morales; and

WHEREAS, Chief Schutta is requesting that one SLEO II Seasonal Police Officer extend his employment with the Borough of Stone Harbor to provide appropriate Squad Coverage and alleviate the need for overtime compensation within the Department; and

WHEREAS, the dates requested for coverage are January 1, 2024 through January 20, 2024.

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 on this 19th day of December 2023 the following SLEO II Officer, Antonio Elijah Morales, have his employment with the Stone Harbor Police Department extended until January 20, 2024.

I HEREBY CERTIFY THAT the foregoing resolution was duly adopted by the Borough Council of the Borough of Stone Harbor, New Jersey at the Regular Meeting held on December 19th, 2023, with the voting record as indicated below.

	<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							

Attest: Emily Dillon Clerk

Mayor Judith Davies-Dunhour

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2023-S-229

RESOLUTION APPOINTING FULL-TIME POLICE OFFICER

WHEREAS, the Chief of Police, Thomas J. Schutta has recommended to the Public Safety Committee the hiring of Antonio Elijah Morales for the position of full-time police officer for the Borough of Stone Harbor; and

WHEREAS, the Public Safety Committee recommends that Borough Council make this appointment.

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 on this 19th day of December 2023 that Antonio Elijah Morales is hereby appointed as a full-time permanent member of the Stone Harbor Police Department effective January 21, 2024.

I HEREBY CERTIFY THAT the foregoing resolution was duly adopted by the Borough Council of the Borough of Stone Harbor, New Jersey at the Regular Meeting held on December 19th, 2023, with the voting record as indicated below.

	<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							

Attest: Emily Dillon Clerk

Mayor Judith Davies-Dunhour

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2023-S-230

RESOLUTION AUTHORIZING A CHANGE ORDER – WATER MAIN IMPROVEMENTS AND THIRD AVENUE SANITARY SEWER IMPROVEMENTS

WHEREAS, the Borough of Stone Harbor has entered into a Contract with P & A Construction, Inc of Colonia, NJ for the water main improvements and Third Avenue sanitary sewer improvements and

WHEREAS, it is the recommendation of the Borough's Engineer, DeBlasio and Associates to authorize Change Order No. 1 –for the replacement of water main and services on 96th Street from Third Avenue to Second Avenue; and

WHEREAS, Change Order No. 1 –will result in an increase of \$395,665.95 from the original contract amount of \$7,646,931.00 to an amended amount of \$8,042,596.95, which represents a change order of 5.17% of the original contract; and

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Stone Harbor, duly assembled in public session this 19th day of December 2023, as follows:

1. That the provisions of the above preamble of this Resolution are hereby incorporated herein, by this reference, as if set forth at length.
2. That the Borough Council, the governing body of the Borough of Stone Harbor, hereby authorizes the Mayor and Clerk to execute Change Order No. 1 –to the subject Contract.
3. That notice of this Resolution shall be published according to law.

I HEREBY CERTIFY THAT the foregoing resolution was duly adopted by the Borough Council of the Borough of Stone Harbor, New Jersey at the Regular Meeting held on December 19th, 2023, with the voting record as indicated below.

	<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							

 Attest: Emily Dillon Clerk

 Mayor Judith Davies-Dunhour

CERTIFICATION OF AVAILABILITY OF FUNDS

I, James V. Craft, Chief Finance Officer of the Borough of Stone Harbor, hereby certify that funds are available in the following Water Sewer Capital Fund Accounts:

U-08-55-578-D01 for \$395,665.95

to authorize change order #1 with P & A Construction, Inc. for the NJ DEP IBank Water Main Improvements and Third Avenue Sanitary Sewer Improvements for an amended amount not to exceed \$8,042,596.95

I further certify that this commitment together with all previously made commitments does not exceed the appropriation balance available for this purpose.

Dated: December 19, 2023

Signed: James V. Craft

James V. Craft
Chief Financial Officer

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2023-S-231

**RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT FOR THE SNOW
PLOW/ICE REMOVAL ON COUNTY ROADS WITHIN THE BOROUGH OF STONE
HARBOR**

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1, et seq. (the “Act”) authorizes and encourages local governmental units to enter into agreements for the pooling of resources and sharing of services, with an aim of reducing property taxes through the reduction of local expenses; and

WHEREAS, the County of Cape May (“County”) has requested that the Borough of Stone Harbor continue snow plowing and ice removal along the full length of Third Avenue and the 300 and 400 blocks of 96th Street which are County Owned roadways within the Borough; and

WHEREAS, the Borough finds itself in a position where it can accommodate the County's request in this regard in a manner that is consistent with the purposes of the Act; and

WHEREAS, the County of Cape May has utilized and desires to continue to utilize the services of the Borough in this regard; and,

WHEREAS, the Borough is willing, as a matter of comity and cooperation, to undertake these responsibilities, under certain terms and conditions; and

WHEREAS, there is not presently contract between the Borough of Stone Harbor and the County for use of the Borough’s Snow Plowing and Ice Removal of County Owned roadways within the Borough but there is such a Contract proposed; and,

WHEREAS, the Borough of Stone Harbor and the County desire to enter into a new Agreement and to fix the expiration of said Agreement to occur on December 1, 2024 with a two year automatic extension available;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Stone Harbor, in the County of Cape May, State of New Jersey on this 21st day of November, 2023 as follows:

1. The allegations of the preamble are incorporated herein by this reference and are hereby adopted as factual findings.
2. The Borough of Stone Harbor shall enter into a contract with the County of Cape May entitled

“Shared Services Agreement for the Snow Plow/Ice Removal of County Owned Roadways within the Borough of Stone Harbor”, effective December 19, 2023 in the form to be maintained in the office of the Borough Clerk.

3. All Borough Officers and Employees are hereby authorized to take any action required, or reasonably necessary, to carry out the intent and purpose of this Resolution and any such action heretofore taken in furtherance of the intent and purpose of this Resolution is hereby ratified and confirmed.

I HEREBY CERTIFY THAT the foregoing resolution was duly adopted by the Borough Council of the Borough of Stone Harbor, New Jersey at the Regular Meeting held on December 19th, 2023, with the voting record as indicated below.

	<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							

Attest:

Borough Clerk

Mayor