

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2024-S-01

**RESOLUTION AUTHORIZING APPOINTMENT OF THE MUNICIPAL ATTORNEY
UNDER THE “NONFAIR AND OPEN” PROCESS- MARCUS H. KARAVAN, 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 Attorney. The law also requires that municipalities designate litigation counsel and counsel to the tax assessor. These tasks are typically performed by the Municipal Attorney; and

WHEREAS, Marcus H. Karavan, P.C. , Attorney at Law is 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, Marcus H. Karavan, P.C. is 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;

WHEREAS, NJSA 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 2nd day of January, 2024, 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, Marcus H. Karavan, P.C. be and are hereby appointed Municipal Attorney 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 2, 2024 and continuing until the reorganization meeting of the Borough in 2025 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 Attorney.
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 NJSA 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 shall be compensated for extraordinary services outside of salaried position at a rate of \$175.00 per hour, 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.

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 January 2nd, 2024, 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 Carney							

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 Current Fund account 4-01-20-155-225 to authorize the execution of a professional services contract with Marcas H. Karavan P.C. as Municipal Solicitor from January 1, 2024 to December 31, 2024 for an amount not to exceed \$53,825.00

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

Dated: December 29, 2023

Signed: James V Craft

James V. Craft
Chief Financial Officer

BOROUGH OF STONE HARBOR
Cape May County, New Jersey

RESOLUTION

2024-S-02

**RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES CONTRACT FOR
MUNICIPAL CONFLICT ATTORNEY- GARRETT & BATASTINI**

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 2nd day of January, 2024 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 2024, under and subject to all legal requirements related to professional services contracts, at an hourly rate of \$160.00.

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 January 2nd, 2024, 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 Carney							

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 Current Fund account 4-01-20-155-225 to authorize the execution of a professional services contract with Garrett & Batastini Attorneys at Law as Conflict Attorney from January 1, 2024 to December 31, 2024 for an amount not to exceed \$5,000.00

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

Dated: December 29, 2023

Signed: James V Craft

James V. Craft
Chief Financial Officer

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2024-S-03

**RESOLUTION AUTHORIZING APPOINTMENT OF BOND COUNSEL
UNDER THE “NONFAIR AND OPEN” PROCESS- HAWKINS, DELAFIELD & WOOD**

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.
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.

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 January 2nd, 2024, 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 Carney							

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 Current Fund account 4-01-20-155-225 and Capital Improvement Authorization accounts when necessary to authorize the execution of a professional services contract with Robert H. Beinfield, Esq of Hawkins Delafield & Wood LLP as Bond Counsel from January 1, 2024 to December 31, 2024 for \$40,000.

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

Dated: December 29, 2023

Signed: James V Craft

James V. Craft
Chief Financial Officer

BOROUGH OF STONE HARBOR
Cape May County, New Jersey

RESOLUTION

2024-S-04

**RESOLUTION TO AWARD A PROFESSIONAL SERVICES CONTRACT FOR LABOR
RELATIONS COUNSEL BLANEY, DONOHUE & 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, 2024 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.

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 January 2nd, 2024, 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 Carney							

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 Current Fund account 4-01-20-155-225 to authorize the execution of a professional services contract with Blaney, Donohue & Weinberg as Labor Relations Council from January 1, 2024 to December 31, 2024 for an amount not to exceed \$10,000.

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

Dated: December 29, 2023

Signed: James V Craft

James V. Craft
Chief Financial Officer

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2024-S-05

**RESOLUTION TO AWARD A PROFESSIONAL SERVICES 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, 2024, expiring December 31, 2024; 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 \$38,500; 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 2024 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, 2024, and expiring December 31, 2024.

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.

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 January 2nd, 2024, 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 Carney							

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 Current Fund account 4-01-20-135-225 for \$29,300 and Water/Sewer for \$9,200 to authorize the execution of a professional services contract with Leon Costello, of Ford, Scott & Associates, LLC as the Auditor from January 1, 2024 to December 31, 2024 for an amount not to exceed \$38,500.

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

Dated: December 29, 2023

Signed: James V Craft

James V. Craft
Chief Financial Officer

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Mayor

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2024-S-06

**RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES CONTRACT
FOR SPECIAL COUNSEL – AFFORDABLE HOUSING FOR 2024- SURENIAN,
EDWARDS, BUZAK & NOLAN LLC**

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 2nd day of January, 2024 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.

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 January 2nd, 2024, 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 Carney							

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 Trust Fund Budget, COAH Account 4-03-56-856-856 to authorize the execution of a professional services contract for special counsel for Affordable Housing with Surenian, Edwards, Buzak & Nolan LLC from January 1, 2024 to December 31, 2024 for an amount not to exceed \$5,000.

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

Dated: December 29, 2023

Signed: James V Craft

James V. Craft
Chief Financial Officer

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2024-S-07

**RESOLUTION AUTHORIZING A 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, 2024 through December 31, 2024.

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.

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 January 2nd, 2024, 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 Carney							

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 Current Fund account 4-01-23-220-217 to authorize the execution of a professional services contract with Marsh & McLennan Agency for insurance and broker consulting services from January 1, 2024 to December 31, 2024 for an amount not to exceed \$30,000.

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

Dated: December 29, 2023

Signed: James V Craft
James V. Craft
Chief Financial Officer

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2024-S-08

RESOLUTION FOR THE AWARD OF CONTRACT FOR ANIMAL CONTROL SERVICES- SHORE ANIMAL CONTROL

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 2nd day of January, 2024 that the proposal presented by Shore Animal Control be authorized approved and extended until December 31, 2024; 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 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 January 2nd, 2024, 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 Carney							

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 Current Fund account, Animal Control 4-01-27-340-299 to authorize the execution of a professional services contract with Shore Animal Control from January 1, 2024 to December 31, 2024 for a total contract amount of \$12,600.

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

Dated: December 29, 2023

Signed: James V Craft
James V. Craft
Chief Financial Officer

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2024-S-09

**RESOLUTION AWARDING PROFESSIONAL SERVICES CONTRACT
FOR BEACH PROFILE SURVEY AND LAGOON 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 5, 2023 which includes the following:

(Task 1) Survey Stone Harbor Beaches Semi-Annually in 2024	\$ 24,731.88
(Task 2) Stone Harbor Lagoon Survey Fall 2024	
(Task 2A) Preparation & Survey Lagoons	
Total Task 2 & 2A	\$ 7,114.65
(Task 2B) Prepare Digital Maps and Write report (Lagoons)	<u>\$ 6,515.59</u>
Grand Total (without contingency)	\$ 38,162.12
Contingency for Meetings	\$ 1,336.87
Contingency for Emergency Survey	<u>\$ 9,411.89</u>
Total for Contingencies	\$ 10,748.76
PROJECT TOTAL WITH CONTINGENCIES	\$ 49,110.88

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 2nd day of January, 2024, 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.

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 January 2nd, 2024, 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 Carney							

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 Current Fund budget, 4-01-27-335-225 to authorize the execution of a professional services contract with The Richard Stockton College of New Jersey Coastal Research Center for semi-annual survey monitoring of the municipal shoreline from January 1, 2024 to December 31, 2024 for a total contract amount of \$49,614.87.

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

Dated: December 29, 2023

Signed: James V Craft

James V. Craft
Chief Financial Officer

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

2024-S-10

**RESOLUTION TO AUTHORIZE PROFESSIONAL SERVICE AGREEMENT
FOR 2024 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 1/19/2024

\$6,250 on 4/19/2024

\$7,750 on 7/19/2024

\$6,250 on 10/18/2024 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 2024 that the Mayor, Judith M. Davies-Dunhour be and hereby is authorized to sign the Agreement on this 2nd day of January, 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 January 2nd, 2024, 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>
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Councilmember Dallahan							
Councilmember Foschini							
Councilmember Parzych							
Councilmember Casper							
Councilmember Gensemer							
Councilmember Carney							

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 Current Fund account, 4-01-27-335-225 to authorize the execution of an agreement with The Wetland Institute from January 1, 2024 to December 31, 2024 for a total contract amount of \$26,500.

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

Dated: December 29, 2023

Signed: James V Craft
James V. Craft
Chief Financial Officer