

**MEETING AT MUNICIPAL BUILDING, 9508 SECOND AVENUE**  
**PRELIMINARY AGENDA FOR COUNCILMEMBERS**

**REGULAR MEETING**

**TUESDAY**

**April 18, 2017**

**4:30 p.m.**

**Ordinance 1495 Bond Various 2<sup>nd</sup> 3<sup>rd</sup> and final (1) Lane**

**Ordinance 1496 Bond Water & Sewer 2<sup>nd</sup> 3<sup>rd</sup> and final (2) Krafczek**

**HEARING ON THE BUDGET**

- a.** Resolution – Adopt the 2017 Budget (3) Lane
- b.** Resolution – Purchase Ambulance (4) Parzych
- c.** Resolution – Gov Deals (5) Kramar
- d.** Resolution – Refund Rental Registration - Kelly (6) Rich
- e.** Resolution – Police Officers – SLEO II (7) Parzych
- f.** Resolution – Police Officers SLEO I and II (8) Parzych
- g.** Resolution- Utility Easement – 83<sup>rd</sup> Street (9) Krafczek
- h.** Resolution – Bond Anticipation Notes (10) Lane
- i.** Resolution – Refund escrow fees – Zoning Board (11) Gallagher
- j.** Resolution – Refund performance & maintenance sureties (12) Rich
- k.** Resolution – Alternate Deputy Registrar (13) Lane
- l.** Resolution – Authorizing Solicitor to participate in joint effort – installation of nodes (14) possible
- m.** Motion – Mayor to sign Arbor Day Proclamation (15) Gallagher
- n.** Motion – Spring Tide Festival (Possible) (16) Gallagher
- o.** Motion – Yacht Club Special Event (17) Lane
- p.**

**DISCUSSION:**

**Coast Guard Signs (18) Parzych**

3/17/17

BOROUGH OF STONE HARBOR  
CAPE MAY COUNTY  
ORDINANCE 1495

**BOND ORDINANCE APPROPRIATING \$1,857,275, AND AUTHORIZING THE ISSUANCE OF \$1,764,411 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 \$1,857,275 including the aggregate sum of \$92,864 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 and being exclusive of certain amounts appropriated therefor by prior ordinances of the Borough.

Section 2. For the financing of said improvements or purposes and to meet the part of said \$1,857,275 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 \$1,764,411 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 \$1,764,411 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) Acquisition by purchase of new and additional vehicular equipment, including one (1) ambulance for use by the Fire/Emergency Medical Services of the Borough, one (1) trash truck, one (1) aerial lift truck and one (1) dingo mini truck for use by the Department of Public Works of the Borough, together with all equipment, attachments and accessories necessary therefor or incidental thereto, all as shown on and in accordance with the specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved	\$576,000	\$547,200
(b) Improvement of municipally-owned buildings, facilities and property in and by the Borough, by the upgrade of the PW facility, the installation of fencing and a security system at the marina, the improvement of the 82nd Street tennis courts by the construction of new lavatories, the installation of bocce courts at 97th Street, costs associated with the construction of a bicycle path, and including also, landscape improvement throughout the Borough, together with for all the aforesaid all 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	268,275	254,861
(c) Acquisition by purchase and installation, as necessary, of new and additional equipment, including grounds equipment, street signs, parking kiosks, radio equipment, traffic control equipment, trash and recycling containers and maintenance equipment for use by the Department of Public Works of the Borough, together with for all the aforesaid all attachments, accessories, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved	113,000	107,350

<p>(d) Improvement of municipally-owned beach and bay property in and by the Borough including by the replenishment of sand and the reconstruction, relocation of the storm water outfall pipes, and the upgrade of the bulkheads at 88th, 94th, 95th and 114th Streets, 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</p>	250,000	237,500
<p>(e) Improvement of various roads in and by the Borough by the surfacing or resurfacing thereof to provide a roadway pavement at least equal in useful life or durability to a roadway pavement of Class B construction (as used or referred to in Section 40A:2-22 of said Local Bond Law), including 83<sup>rd</sup> Street, 87<sup>th</sup> Street, 88<sup>th</sup> Street, 89<sup>th</sup> Street and 118<sup>th</sup> Street, together with all curbing, sidewalks, striping, engineering, drainage improvements, structures, 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</p>	<u>650,000</u>	<u>617,500</u>
Totals	\$1,857,275	\$1,764,411

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 10.14 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 \$1,764,411, 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 \$185,000 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, 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 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, Mayor

ATTEST:

Suzanne C. Stanford, Borough Clerk

3/15/17

BOROUGH OF STONE HARBOR  
CAPE MAY COUNTY  
ORDINANCE 1496

**BOND ORDINANCE APPROPRIATING \$3,310,000, AND AUTHORIZING THE ISSUANCE OF \$3,310,000 BONDS OR NOTES OF THE BOROUGH, FOR VARIOUS WATER AND SEWERAGE SYSTEM 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 authorized as general improvements to be made or acquired by The Borough of Stone Harbor, New Jersey. For the said 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.

Section 2. For the financing of said improvement or purpose and to meet said \$3,310,000 appropriations, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$3,310,000 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 \$3,310,000 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) Acquisition by purchase of new vehicular equipment, including one (1) dump truck, together with all attachments, accessories and equipment necessary therefor or incidental thereto, all as shown on and in accordance with the specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved	\$110,000	\$110,000
(b) Acquisition by purchase and installation, as necessary, of new and additional equipment, including outfall duck bills, together with all attachments, accessories, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved.	20,000	20,000
(c) Improvement of the water and sewerage system in and by the Borough by the upgrade of infrastructure, the rehabilitation of the 93 <sup>rd</sup> Street lift station, the upgrade of the well control systems, the upgrade of water meters, and the installation of new sewer pumps at various lift stations, together with all equipment, structures, 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	<u>3,180,000</u>	<u>3,180,000</u>
Totals	\$3,310,000	\$3,310,000

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 purpose 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 38.68 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 \$3,310,000, 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 \$331,000 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 cost of said improvements and are included in the foregoing estimates thereof.

(e) This bond ordinance authorizes obligations of the Borough solely for a purpose described in subsection (h) of section 40A:2-7 of said Local Bond Law, and the said obligations authorized by this bond ordinance are to be issued for a purpose which is "self-liquidating" within the meaning and limitations of section 40A:2-45 of said Local Bond Law and are deductible, pursuant to subsection (c) of section 40A:2-44 of said Local Bond Law, from gross debt of the Borough.

Section 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by 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 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:

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Mayor Judith Davies-Dunhour

ATTEST:

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Suzanne C. Stanford, Borough Clerk

# BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

## RESOLUTION

### ADOPT THE BUDGET - 2017

BE IT RESOLVED by the Mayor and Council of the Borough of Stone Harbor, County of Cape May, that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of

**\$10,882,500**

raised by taxation for Municipal Purposes.

Offered by ..... Seconded by.....

The above resolution was duly adopted by the Borough Council of the Borough of Stone Harbor, New Jersey, at a meeting of said Council duly held on the .....day of ....., 2017

.....

Borough Clerk

The above resolution approved this ..... day of....., 2017

.....  
Mayor

# BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

## RESOLUTION

WHEREAS, the Borough of Stone Harbor entered into the H-GAC , a nationally recognized cooperative entity approved by Resolution 2014-S-96 for the purpose of purchasing various goods and services; and

WHEREAS, the Borough of Stone Harbor will be using this Co-Op to purchase a 2016 Ford E-450 Horton 5553B Type III Ambulance as per quote attached for a total of \$175,986.00. This quote includes the trade in of the Borough's 2005 Chevy C-4500 Ambulance.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Stone Harbor, County of Cape May, State of New Jersey that the purchase of a 2016 Ambulance as per quote attached for a total price of \$175,986.00 is hereby approved.

Offered by ..... Seconded by.....

The above resolution was duly adopted by the Borough Council of the Borough of Stone Harbor, New Jersey, at a meeting of said Council duly held on the .....day of ....., 2017

.....

The above resolution approved this ..... day of....., 2017

Borough Clerk

.....

Mayor

# BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

## RESOLUTION

### Authorizing Disposal of Surplus Property

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WHEREAS, the Borough of Stone Harbor is the owner of certain surplus property which is no longer needed for public use; and

WHEREAS, the Borough is desirous of selling said surplus property in an "as is" condition without express or implied warranties.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Stone Harbor, Cape May County, on this 18<sup>th</sup> day of April, 2017 as follows:

(1) The sale of the surplus property shall be conducted through GovDeals pursuant to State Contract A-70967/T2581 in accordance with the terms and conditions of the State Contract. The terms and conditions of the agreement entered into with GovDeals is available online at govdeals.com and also available from the Public Works Department of the Borough.

(2) The sale will be conducted online and the address of the auction site is govdeals.com.

(3) The sale is being conducted pursuant to Local Finance Notice 2008-9.

(4) A list of the surplus property to be sold is attached.

(5) The surplus property as identified shall be sold in an "as-is" condition without express or implied warranties with the successful bidder required to execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property.

(6) The Borough of Stone Harbor reserves the right to accept or reject any bid submitted.

List Attached: April 18, 2017

Offered by ..... Secoded by.....

The above resolution was duly adopted by the Borough Council of the Borough of Stone Harbor, New Jersey, at a meeting of said Council duly held on the .....day of ....., 2017

.....

Borough Clerk

The above resolution approved this ..... day of....., 2017

.....

Mayor

Gov Deals list /Spring 2017

Roll-off type flatbed 20'

Modine 32,000 btu warehouse heater

Stihl BT-121 gas auger w/ 8" bit

2002 Sonic jet rescue boat w/ galvanized trailer

Clausing brand floor model ½" drill press

General Grabber truck tires 245/70/R16 (4)

Carlisle Lawn mower tires 18/8.50-10NHS (2)

Carlisle Lawn mower tires 18/ 8.00-10NHS (2)

Lot of 38 Bicycles from P.D.

2005 Ford Explorer (P.D.)

2007 Beach Creek Cruiser Electric car

# BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

## RESOLUTION

WHEREAS, Thomas Kelly, 20 Merion Road, Cherry Hill, N.J. 08002 submitted a Rental Fee of \$150.00 for 8124 Third Avenue; and

WHEREAS, the property was recently sold and the new owners will not be renting it; and

WHEREAS, the Fire Inspector has requested and approved the return of the fee.

Thomas Kelly  
20 Merion Road  
Cherry Hill, N.J. 08002

NOW, THEREFORE, BE IT RESOLVED by the Borough of Stone Harbor as follows:  
That the sum of \$ 150.00 be refunded to Thomas Kelly; and

BE IT FURTHER RESOLVED That the Chief Financial Officer shall take any and all steps necessary to effectuate such refunds and shall make the proper adjustments to the financial records of the Borough.

Offered by ..... Seconded by.....

The above resolution was duly adopted by the Borough Council of the Borough of Stone Harbor, New Jersey, at a meeting of said Council  
duly held on the ..... day of ....., 2017

.....

Borough Clerk

The above resolution approved this ..... day of....., 2017

.....  
Mayor

# BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

## RESOLUTION

BE IT RESOLVED by the Mayor and Council of the Borough of Stone Harbor in the County of Cape May and State of New Jersey that the following be appointed as SLEO II Officers, with the Stone Harbor Police Department effective April 24, 2017 through September 30, 2017.

Don B. Hessler 3rd  
Kevin N. Sundstrom

Offered by ..... Seconded by.....

The above resolution was duly adopted by the Borough Council of the Borough of Stone Harbor, New Jersey, at a meeting of said Council duly held on the ..... day of ....., 2017

.....

Borough Clerk

The above resolution approved this ..... day of....., 2017

.....

Mayor

# BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

## RESOLUTION

BE IT RESOLVED by the Mayor and Council of the Borough of Stone Harbor in the County of Cape May and the State of New Jersey that the following be appointed as SLEO Officers (Special Law Enforcement Officers) this 18<sup>th</sup> day of April, 2017, with the Stone Harbor Police Department

Effective from May 1, 2017 to September 30, 2017.

### SLEO I

Jared S. Carll  
Alyssa Floyd  
Nichole C. Willey

### SLEO II

Shawna M. Dixon  
James E. Gifford Jr.  
Liam J. Kelleher  
Tyler D. Rodgers  
Austin M. Rothman  
Alex E. Snyder  
Jacob S. Weatherby

Offered by ..... Seconded by.....

The above resolution was duly adopted by the Borough Council of the Borough of Stone Harbor, New Jersey, at a meeting of said Council  
duly held on the .....day of ....., 2017

.....  
Borough Clerk

The above resolution approved this ..... day of....., 2017

.....  
Mayor

# BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

## RESOLUTION

A RESOLUTION AUTHORIZING THE ISSUANCE OF AN EASEMENT AND  
RIGHT OF WAY OVER CERTAIN LANDS OWNED BY THE  
BOROUGH OF STONE HARBOR

**WHEREAS**, the Borough of Stone Harbor is the Grantor and Atlantic City Electric Company, 5100 Harding Highway, Mays Landing, N.J. 08330 is the Grantee; and

**WHEREAS**, the Grantor is the owner of land Block 80.01, Lot 1 located in the Borough of Stone Harbor which land abuts 83<sup>rd</sup> street; and

**WHEREAS**, the Grantee shall have the right to install, operate, maintain, add to, extend, relocate and remove its electric and communication, and other appropriate facilities, and accessories and appurtenances thereto to extend Grantee' systems and to provide services to Grantee' service areas; including any other cables, conduits, fiber optic cables and wires on, over, under and across Granter's land which may become necessary to provide such services; and

**WHEREAS**, for and in consideration of the payment by Grantee of one dollar(\$1.00) the Grantor grants to the Grantee a perpetual easement and right of way as per the 10 items listed on the attached Utility Easement Agreement.

**WHEREAS**, the Borough Council, the governing body of the Borough of Stone Harbor deems it to be in the best interests of the Borough to grant such easement;

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Municipal Clerk of the Borough of Stone Harbor are hereby authorized to execute the attached Utility of Easement Agreement in favor of Atlantic City Electric Company, subject to the conditions set forth therein.

Offered by ..... Seconded by.....

The above resolution was duly adopted by the Borough Council of the Borough of Stone Harbor, New Jersey, at a meeting of said Council duly held on the .....day of ....., 2017

.....

Borough Clerk

The above resolution approved this ..... day of....., 2017

.....

Mayor

**EXTRACT** from the minutes of a regular meeting of the Borough Council of the Borough of Stone Harbor, in the County of Cape May, New Jersey, held at the Municipal Building, 9508 Second Avenue, Stone Harbor, New Jersey, on April 18, 2017, at 4:30 o'clock P.M.

**PRESENT:**

**ABSENT:**

\* \* \*

\_\_\_\_\_ introduced and moved the adoption of the following resolution and \_\_\_\_\_ seconded the motion:

**RESOLUTION AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$5,325,000 BOND ANTICIPATION NOTES OF THE BOROUGH OF STONE HARBOR, IN THE COUNTY OF CAPE MAY, NEW JERSEY.**

**BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF STONE HARBOR, IN THE COUNTY OF CAPE MAY, NEW JERSEY, AS FOLLOWS:**

Section 1. Pursuant to a bond ordinance of the Borough of Stone Harbor, in the County of Cape May (the "Borough") entitled: "Bond ordinance appropriating \$8,493,000, and authorizing the issuance of \$8,068,350 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", finally adopted on March 3, 2015 (#1455), bond anticipation notes of the Borough in a principal amount not exceeding \$1,200,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in

Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 2. Pursuant to a bond ordinance of the Borough entitled: “Bond ordinance making a supplemental appropriation of \$5,000,000 for the improvement of beach property in and by the Borough heretofore authorized to be undertaken by the Borough of Stone Harbor, in the County of Cape May, New Jersey, and authorizing the issuance of \$4,750,000 bonds or notes of the Borough for financing such supplemental appropriation”, finally adopted on September 1, 2015 (#1465), bond anticipation notes of the Borough in a principal amount not exceeding \$2,700,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 3. Pursuant to a bond ordinance of the Borough entitled: “Bond ordinance providing for beach and bay improvements in and of the Borough of Stone Harbor, in the County of Cape May, New Jersey, appropriating \$1,500,000 therefor and authorizing the issuance of \$1,425,000 bonds or notes of the Borough for financing such appropriation”, finally adopted on December 14, 2016 (#1486), bond anticipation notes of the Borough in a principal amount not exceeding \$1,425,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 4. All bond anticipation notes (the “notes”) issued hereunder shall mature at such times as may be determined by the treasurer, the chief financial officer or the acting chief financial officer 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 and shall be signed and sealed by officials and officers of the Borough in any manner permitted by N.J.S.A. §40A:2-25. The Chief Financial Officer shall determine all matters in connection with the notes issued hereunder, 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 at not less than par from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price. 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 hereunder 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 5. Any note issued pursuant to this resolution shall be a general obligation of the Borough, and the Borough's faith and credit are hereby pledged to the punctual payment of the principal of and interest on the notes and, unless otherwise paid or payment provided for, an amount sufficient for such payment shall be inserted in the budget and a tax sufficient to provide for the payment thereof shall be levied and collected.

Section 6. The Chief Financial Officer is hereby authorized and directed to do all other matters necessary, useful, convenient or desirable to accomplish the delivery of the notes to the purchasers thereof as promptly as possible, including (i) the preparation, execution and dissemination of a Preliminary Official Statement and Final Official Statement with respect to the notes, (ii) preparation, distribution and publication, if necessary, of a Notice of Sale with respect to the notes, (iii) execution of a Continuing Disclosure Undertaking, with respect to the

notes in accordance with Rule 15c2-12 promulgated by the Securities and Exchange Commission and (iv) execution of an arbitrage and use of proceeds certificate certifying that, among other things, the Borough, to the extent it is empowered and allowed under applicable law, will do and perform all acts and things necessary or desirable to assure that interest paid on the notes is not included in gross income under Section 103 of the Internal Revenue Code of 1986, as amended.

Section 7. All action heretofore taken by Borough officials and professionals with regard to the sale and award of the notes is hereby ratified, confirmed, adopted and approved.

Section 8. This resolution shall take effect immediately.

Upon motion of \_\_\_\_\_, seconded by \_\_\_\_\_, the foregoing resolution was adopted by the following vote:

**AYES:**

**NOES:**

# BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

## RESOLUTION

WHEREAS, the following submitted escrow fees in connection with Zoning Board applications; and

WHEREAS, some of the escrow money was used in connection with a project and a refund for the remaining fees have been requested; and

WHEREAS, the Zoning Officer has requested and approved the return of said remaining escrow fees.

NOW, THEREFORE, BE IT RESOLVED on this 18<sup>th</sup> day of April, 2017 by the Borough of Stone Harbor that the following sums should be refunded:

100<sup>th</sup> Street, LLC  
c/o Compass Management Partners  
1982 Butler Pike, Suite 5  
Conshohocken, Pa. 19428  
221-237 – 97<sup>th</sup> Street  
230-240 – 97<sup>th</sup> Street  
Amount to be refunded \$361.25

BE IT FURTHER RESOLVED that the Chief Financial Officer shall take any and all steps necessary to effectuate such refunds and shall make the proper adjustments to the financial records of the Borough.

Offered by ..... Seconded by.....

The above resolution was duly adopted by the Borough Council of the Borough of Stone Harbor, New Jersey, at a meeting of said Council duly held on the .....day of ....., 2017

.....

Borough Clerk

The above resolution approved this ..... day of....., 2017

.....  
Mayor

# BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

## RESOLUTION

WHEREAS, the following submitted Performance and Maintenance Surety for street openings; and

WHEREAS, none of the fees were used in conjunction with the projects, and

WHEREAS, the Zoning Officer has requested and approved the return of the fees.

NOW, THEREFORE, BE IT RESOLVED by the Borough of Stone Harbor on this 18<sup>th</sup> day of April, 2017 that the fees be reimbursed as follows:

1. Mike Rennie Construction, LLC  
24 Cynwyd Drive, Cape May Court House, N.J. 08210  
Block 96.04 Lots 227 a/k/a 9825 Sunset Drive  
Amount \$1,910.00
2. DiPalantino Contractors, LLC  
114 Stagecoach Road, Cape May Court House, N.J. 08210  
Block 102.03 Lot 95 a/k/a 262 – 103<sup>rd</sup> Street  
Amount: \$850.00
3. Scott Winkler/Karen Humphreys  
86 S. Grove Street, Sicklerville, NJ. 08081  
Block 88.04 Lot 119 a/k/a 300 – 89<sup>th</sup> Street  
Amount \$4,700.00
4. JPL Properties, Inc. LPC Island Property LLC P.O.  
Box 374, Avalon, N.J. 08202  
Block 93.02 Lot 40 a/k/a 123 – 93<sup>rd</sup> Street  
Amount \$2,220.00
5. Winfield Developers, LLC  
2162 Dune Drive, Avalon, N.J. 08202  
Block 201 Lot 3 a/k/a 448 – 104<sup>th</sup> Street  
Amount: \$3,350.00
6. Thomas Welsh Builders LLC  
2589 Ocean Drive, Avalon, N.J. 08202  
Block 200.03 Lot 462 a/k/a 10032 Corinthian Drive  
Amount \$4,340.00
7. Restoration Holding, LLC Scott Mayer  
632 Germantown Pike, Lafayette Hill, Pa. 19444  
Block 84.01 Lot 20 a/k/a 17 – 84<sup>th</sup> Street  
Amount \$720.00
8. Edward Sgalio t/a 2301 Petty Cash Acc  
11 – 50<sup>th</sup> Street P.O. Box 525 Sea Isle City, N.J. 08243  
Block 202 Lot 21 a/k/a 10530 Corinthian Drive  
Amount \$2,530.00

Offered by ..... Seconded by.....

The above resolution was duly adopted by the Borough Council of the Borough of Stone Harbor, New Jersey, at a meeting of said Council duly held on the .....day of ....., 2017

Borough Clerk

The above resolution approved this ..... day of....., 2017

Mayor

**BOROUGH OF STONE HARBOR**

CAPE MAY COUNTY, NEW JERSEY

**RESOLUTION**

**APPOINTING ALTERNATE DEPUTY REGISTRAR**

**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 Diane Frangiose be and is hereby appointed as Alternate Deputy Registrar for the Borough of Stone Harbor for the year 2017.

Offered by ..... Seconded by.....

The above resolution was duly adopted by the Borough Council of the Borough of Stone Harbor, New Jersey, at a meeting of said Council duly held on the .....day of ....., 2017

.....

Borough Clerk

The above resolution approved this ..... day of....., 2017

.....  
Mayor

# BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

## RESOLUTION

WHEREAS, the Borough of Stone Harbor has received multiple requests from varying agencies seeking to obtain consent for the use of the right of way to install antenna or nodes throughout the municipality; and

WHEREAS, said agencies have represented that these installations are necessary to provide adequate or upgraded cellular service throughout the area; and

WHEREAS, the requests have been varied and do not adequately address the size and placement of the antennae, address the control of independent poles, or conform in terms of compensation; and

WHEREAS, it is the desire of this governing body to develop a unified plan to address many of the unanswered questions with regard to the "Nodes" issue as set forth herein; and

WHEREAS, as members of the Atlantic County Municipal Joint Insurance Fund and having similar issues as all other municipalities in the County of Cape May it is in the best interest of the Borough of Stone Harbor to participate and engage in a collective effort to address the concerns mentioned herein; and

NOW THEREFORE BE IT RESOLVED by the Borough Council of the Borough of Stone Harbor that it hereby authorizes the Borough Solicitor to participate in a joint effort with solicitors from other municipalities in the County of Cape May to provide a uniform agreement for the installation of "nodes" or antennae.

Offered by ..... Seconded by.....

The above resolution was duly adopted by the Borough Council of the Borough of Stone Harbor, New Jersey, at a meeting of said Council duly held on the .....day of ....., 2017

.....  
Borough Clerk

The above resolution approved this ..... day of....., 2017

.....  
Mayor