

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

REGULAR MEETING

TUESDAY

August 1, 2017

4:30 p.m.

Resolution - Full Time Police Officer (1) Parzych
Swearing in of Officer

Ordinance 1503 Clarification to Zoning Permit Fee INTRO (2) Lane
Ordinance 1504 Release of Balloons INTRO (3) Parzych

- a. Resolution – Refund Duplicate Tax Payment (4) Rich**
- b. Resolution – Extend Interest on Taxes (5) Krafczek**
- c. Resolution – Change Order #1 - Arawak Paving Co. decrease (6) Kramar**
- d. Resolution – Dedication by Rider Off-Duty Officers (7) Parzych**

DISCUSSION:

Resolution – Closed Session (8) Gallagher

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

APPOINTING FULL-TIME POLICE OFFICER

WHEREAS, the Chief of Police, Thomas Schutta has recommended to the Public Safety Committee the hiring of Shawna M. Dixon as a 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 1st day of August that Shawna M. Dixon is hereby appointed as a full-time permanent member of the Stone Harbor Police Department, this appointment to begin August 2, 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 theday of, 2017

.....
Borough Clerk

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

.....
Mayor

(2)

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

ORDINANCE NO.

**AN ORDINANCE AMENDING ORDINANCE 1330 (CHAPTER 345,
SECTION 345-24. Fees OF THE REVISED GENERAL ORDINANCES)**

WHEREAS, Section 345-24. Fees is amended as follows:

SECTION 1.

<u>CATEGORY</u>	<u>APPLICATION FEE</u>	<u>ESCROW FEE</u>
Subdivision, Minor	\$550.00	\$1,000.00 per lot
Subdivision, Major	\$550.00	\$1,000.00 per lot
Site Plan, Major (Preliminary)	\$550.00	\$2,000.00
Site Plan, Major (Final)	\$550.00	\$2,000.00
Informal Review	\$550.00	\$1,000.00
Variances	\$550.00 per Variance	\$500.00 if no Site Plan required; \$2,000.00 if Site Plan required
Request for Extension of Time	\$100.00	\$100.00
Subdivision or Site Plan Amendment	50% of original fees	
<u>Zoning Permit</u>	<u>.0035 of project cost (but not less than \$100.00)</u>	
Certified List of property owners	\$10.00	
Tax Map changes resulting from Subdivisions and other applications creating new lots	\$300.00	
Copy of minutes, Proceedings and Notice of Decisions	Refer to Chapter 92, Article I of the Borough of Stone Harbor Code	

SECTION 2. If any portion of this ordinance is determined to be invalid by a Court of competent jurisdiction, that determination shall have no effect upon the remainder of this Ordinance, which shall remain valid and operable.

SECTION 3. All Ordinances or parts of Ordinances inconsistent with this Ordinance, to the extent of such inconsistencies only, be and the same are hereby repealed.

SECTION 4. This Ordinance shall take effect immediately upon final adoption and publication in accordance with law.

SECTION 5. The fees set forth herein may be amended periodically by Resolution of the Governing Body.

APPROVED:

Judith M. Davies-Dunhour, Mayor

ATTEST:

Suzanne C. Stanford, Borough Clerk

(3)

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

ORDINANCE NO.

**AN ORDINANCE AMENDING CHAPTER IV
OF THE REVISED GENERAL ORDINANCES
OF THE BOROUGH OF STONE HARBOR 2005
(BALLOONS AND AERIAL LUMINARY)**

Section 1. Chapter IV is hereby amended as follows:

ARTICLE IV. BALLONS AND AERIAL LUMINARIES

405-9 RELEASE OF BALLOONS

A. PURPOSE AND INTENT

This article is adopted in order to protect the environment, particularly the wildlife, and the health, safety and well-being of persons and property by prohibiting the release of Aerial Luminary Lanterns and Helium Balloons into the atmosphere. The balloons include latex and Mylar, as it has been determined that the release of balloons inflated with lighter-than-air gases poses a danger and nuisance to the environment, particularly to wildlife and marine animals.

Also when a Mylar balloon contacts a power line, its metallic properties can cause the equipment to short-circuit. The spark could lead to a power outage and/or fire. These balloons tend to constitute a public nuisance and may pose a threat to the safety of its inhabitants and their property.

B. Release prohibited; exceptions:

It shall be unlawful for any person, firm or corporation to intentionally release, organize the release or intentionally cause to be released balloons inflated with gas that is lighter than air within the Borough of Stone Harbor limits, except for:

- a. Balloons released by a person on behalf of a government agency or pursuant to a governmental contract for scientific or meteorological purposes.
- b. Hot air balloons that are recovered after launching
- c. Balloons released indoors

C. Violations and Penalties

A person, firm, or corporation violating any provision of this Article shall, upon conviction thereof, be subject to a fine of no more than \$500.00.

405-10 - RELEASE OF AERIAL LUMINARY LANTERNS

A. Release Prohibited

No person, firm or corporation shall release or cause to be released an aerial luminary, commonly known as sky lantern, Hawaii lantern, Kongming lantern, Chinese lantern, sky candle, fire balloons, or flying luminary, or any other device

that uses or carries an open flame ~~to provide buoyance~~ within the town limits. As used in this section, "aerial luminary" means an airborne paper lantern containing a candle or other device for fuel that heats air from inside the lantern causing the lantern to rise into the air and remain airborne until the candle or fuel extinguishes.

B. Violations and Penalties

A person, firm, or corporation violating any provision of this Article shall, upon conviction thereof, be subject to a fine of no more than \$500.00.

Section 2. If any portion of this ordinance is determined to be invalid by a Court of competent jurisdiction, that determination shall have no effect upon the remainder of this Ordinance, which shall remain valid and operable.

Section 3. All Ordinances or parts of Ordinances inconsistent with this Ordinance, to the extent of such inconsistencies only, be and the same are hereby repealed.

Section 4. This Ordinance shall take effect immediately upon publication as provided by law.

APPROVE:

Judith M. Davies-Dunhour, Mayor

ATTEST:

Suzanne C. Stanford, Borough Clerk

(4)

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

REFUND DUPLICATE TAX PAYMENT

WHEREAS, duplicate tax payments were received by CoreLogic Tax Servicing Agency and the homeowner for the 2nd Quarter 2017 tax installment on Block 106.03 Lot 71, Qualifier C0001 A.K.A. 200 107th St Unit A/East; and

WHEREAS, the homeowners, James & Maryetta Cook, requested a refund be issued to them,

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 a refund check in the amount of \$1,249.98 be issued to James & Maryetta Cook, 8 Lippincott Ave, Haddon Heights NJ 08035; and

BE IT FURTHER RESOLVED that the Tax Collector make the proper adjustment in her records.

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 theday of, 2017

.....

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

Borough Clerk

.....
Mayor



BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

WHEREAS, pursuant to N.J.S.A 54:4-64, the 3rd quarter installment of current year taxes shall not be subject to interest until the later of August 1, the additional interest-free period authorized pursuant to R.S. 54:4-67, or the twenty-fifth calendar day after the date the tax bill was mailed or otherwise delivered, and;

WHEREAS, the 2017 Final / 2018 Preliminary tax bills were picked up for delivery by MailRoom Systems Inc. on July 21, 2017, and;

THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Stone Harbor, in the County of Cape May and State of New Jersey that the grace period for the 3rd quarter installment of current year taxes is extended to August 16, 2017.

BE IT FURTHERED RESOLVED that the Tax Collector makes the proper adjustments in her records.

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

(6)

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

WHEREAS, the Borough of Stone Harbor is currently under contract with Arawak Paving Co. Inc., 7503 Weymouth Road, Hammonton, N.J. 08037 for Resurfacing of First Avenue, 105th and 107th Street: 05-10-U-080; and

WHEREAS, it is the recommendation of the Borough's Engineer, Remington, Vernick & Walberg Engineers, to authorize Change Order No. 1 – reason for change – As-built quantity adjustments, decrease in contract value of \$ 10,150.06.

Decrease in Contract Amount	\$ 10,150.06
Original Contract Amount	\$ 143,400.00
Amended Contract Amount	\$ 133,249.94

NOW, THEREFORE, BE IT RESOLVED, this 1st day of August, 2017 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 be and hereby is authorized;

BE IT FURTHER RESOLVED that the Mayor and the Borough Clerk be and hereby are authorized to execute Change Order No. 1 to decrease the contract value by \$ 10,150.06 for an amended contract amount of \$ 133,249.94.

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 theday of, 2017

.....

Borough Clerk

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

.....
Mayor

(1)

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

**A RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION
BY RIDER FOR OUTSIDE EMPLOYMENT OF OFF-DUTY MUNICIPAL OFFICERS**

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimates in advance; and

WHEREAS, N.J.S.A. 40A:4-39 provides the dedicated revenues anticipated from the Outside Employment of Off-Duty Municipal Officers are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement:

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of Borough of Stone Harbor in the, County Cape May,

New Jersey as follows:

1. The Governing Body does hereby request permission of the Director of the Division of Local Government Services to pay expenditures of Outside Employment of Off-Duty Municipal Officers.
2. The Clerk of the Borough of Stone Harbor, County of Cape May is hereby directed to forward two certified copies of this Resolution to the Director of the Division of Local Government Services.

Adopted this ____ day of _____, 20__
and certified as a true copy of an original.

Suzanne C. Stanford
Municipal Clerk

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 theday of, 2017

.....
Borough Clerk

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

.....
Mayor

(8)

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

**A RESOLUTION PROVIDING FOR A MEETING NOT OPEN TO THE PUBLIC
IN ACCORDANCE WITH THE PROVISIONS OF
THE NEW JERSEY OPEN PUBLIC MEETINGS ACT,
N.J.S.A. 10:4-12**

WHEREAS, the Borough Council of the Borough of Stone Harbor is subject to certain requirements of the *Open Public Meetings Act, N.J.S.A. 10:4-6, et seq.*, and

WHEREAS, the *Open Public Meetings Act, N.J.S.A. 10:4-12*, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution, and

WHEREAS, it is necessary for the Borough Council of the Borough of Stone Harbor to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12b and designated below:

1. *Terms and/or conditions of an existing agreement, Personnel matters – Remington Vernick Engineers*
2. *Contract Negotiations – Master Plan*

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Stone Harbor, assembled in public session on August 1, 2017 that an Executive Session closed to the public shall be held on August 1, 2017 at or about 4:30 P.M. in the Borough Hall of the Borough of Stone Harbor, 9508 Second Avenue, Stone Harbor, New Jersey, for the discussion of matters relating to the specific items designated above.

Official action may be taken as a result of said executive session.

It is anticipated that, in accordance with law and in a timely manner, the deliberations conducted in closed session may be disclosed to the public upon the determination of the Borough Council that the public interest will no longer be served by such confidentiality.

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 theday of, 2017

Borough Clerk

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

.....
Mayor