

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

**AGENDA REGULAR MEETING**

**TUESDAY**

**December 5, 2017**

**4:30 p.m.**

**Joe Miola – JIF presentation**

**Resolution – Award Bid – Police Building (1) Parzych**

**Resolution – SLEO II Officers (2) Parzych**

**Resolution – Change Order #1 Reconstruction of Golden Gate (3) Kramar**

**Resolution – Shared Services – Court Room Video (4) Rich**

**Resolution – Authorize Mayor signature on Settlement - Restuccia v Atlantic**

**Electric et al (5) Krafczek**

**Motion – New Fireman (6) Gallagher**

**DISCUSSION:**

**Resolution - Closed Session – COAH (7) Lane**

# BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

## RESOLUTION

### AWARDING A CONTRACT FOR POLICE STATION SINGLE STORY EXPANSION

**WHEREAS**, seven (7) bids were received by the Stone Harbor Municipal Clerk on October 11, 2017, on the Borough's Notice to Bidders for the aforementioned project in accordance with the specifications prepared by Remington & Vernick, the Borough Engineer, bearing project number 05-10-U-072.1 which specifications are hereby incorporated herein and made a part hereof by reference, all in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-1 *et seq.*; and

**WHEREAS**, Columbus Construction LLC 1930 S. 25<sup>th</sup> Street, Philadelphia, Pa 19145 submitted the lowest bid in the amount of \$ 3,859,146.00 ; and

**WHEREAS**, during assessment of the low bid it was discovered that the low bid was fatally flawed, in that it failed to list a required subcontractor for HVAC work which is a mandatory item and therefore should appropriately be deemed to be non-responsive; and

**WHEREAS**, the Borough Engineer and the Borough Solicitor recommended that the Columbus Construction LLC bid be rejected and the contract be awarded to Aliano Brothers General Contractors, Inc. 2560 Industrial Way, Vineland, N.J. 08360 the next lowest responsive bidder in the amount of \$3,999,600.00 ; and

**WHEREAS**, the Chief Financial Officer has determined that sufficient funds are available as evidenced by the Chief Financial Officer's Certification attached hereto.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Stone Harbor, County of Cape May, State of New Jersey, duly assembled in public session this 5<sup>th</sup> day of December, 2017 as follows;

1. That the preamble of this Resolution is hereby incorporated herein by reference;
2. That the contract for the aforementioned project bearing Remington & Vernick project number 05-10-U-072.1 be and the same is hereby awarded to Aliano Brothers on, Inc. in the amount of \$ 3,999,600.00;
3. That the Mayor and Clerk are hereby authorized and directed to execute the contract for same in accordance with the bid submitted and incorporated herein as stated above.
4. That the Borough Engineer is hereby directed and authorized to issue an appropriate Notice of Award and Notice to Proceed as called for within the contract.
5. That the Borough Clerk is authorized to return the bonds of the unsuccessful bidders.

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

(2)

## 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 on this 5<sup>th</sup> day of December, 2017 that the following be appointed as SLEO II Officers, with the Stone Harbor Police Department so they can attend training at the Cape May County Police Academy from December 16, 2017 to April 23, 2018. .

Eric T. Brown  
Matthew J. Cooper  
Michael D. Evanowski  
Philip J. Foglia 3<sup>rd</sup>  
Nicholas J. Grasso

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

(3)

**RESOLUTION**

**WHEREAS**, the Borough of Stone Harbor is currently under contract with Landberg Construction, P.O. Box 280, Mays Landing, N.J. 08330 for Reconstruction of Golden Gate Road; and

**WHEREAS**, it is the recommendation of the Borough's Engineer, Remington, Vernick & Walberg Engineers, to authorize Change Order No. 1 – reason for change – Additional sanitary sewer laterals and adjustments per as-built quantity, decrease in contract value of \$936,65.

Decrease in Contract Amount	\$ 936.65
Original Contract Amount	\$ 996,527.00
Amended Contract Amount	\$ 995,590.35

**NOW, THEREFORE, BE IT RESOLVED**, this 5<sup>th</sup> day of December, 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 \$ 936.65 for an amended contract amount of \$ 995,590.35.

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**

(4)

A RESOLUTION CREATING AN INTERLOCAL SERVICES AGREEMENT WITH THE TOWNSHIP OF MIDDLE FOR SHARING OF COURT ROOM VIDEO CONFERENCE EQUIPMENT

WHEREAS, N.J.S.A. 40:8A-1 et seq., authorizes municipalities to enter into agreements for the purpose of exchanging, sharing and cooperating with regard to services common to said communities through Interlocal Services Agreements; and

WHEREAS, the Stone Harbor Municipal Court and the Middle Township Municipal Court are in need of video conferencing equipment in order to conduct preliminary arraignments and other proceedings involving persons being held in custody at the Cape May County Jail; and

WHEREAS, the estimated cost throughout the duration of this Agreement is \$3,900.00 or \$1,300.00 per year payable to Middle Township. .

WHEREAS, the Borough of Stone Harbor and the Township of Middle have agreed to the attached Interlocal Services Agreement (January 1, 2018 – December 31, 2020) which is made a part hereof and incorporated herein by reference; and

WHEREAS, entering into an Interlocal Services Agreement with the Township of Middle has been recommended by the Municipal Court Judge and the Court Administrator and has been deemed to be in the best interest of the citizens of the Borough of Stone Harbor.

NOW, THEREFORE, BE IT RESOLVED on this 5<sup>th</sup> day of December, 2017, that the Mayor and Borough Clerk are hereby authorized and directed to execute the attached Interlocal Services Agreement between the Borough of Stone Harbor and the Township of Middle on behalf of the Borough, pursuant to N.J.S.A. 40:8A-1 et seq.

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

(5)

**RESOLUTION**

**AUTHORIZING EXECUTION OF SETTLEMENT AGREEMENT, RESTUCCIA  
V. ATLANTIC ELECTRIC ET AL**

WHEREAS, a settlement agreement has been entered into between Eva and Michael Restuccia, the Borough of Stone Harbor, Pepco Holdings LLC and Atlantic City Electric Company concerning the relocation of utility pole, #W6416; on property located at 8815 Second Avenue, Stone Harbor and

WHEREAS, this agreement (copy attached) has been accepted by the Borough of Stone Harbor.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Stone Harbor, duly assembled in public session this 5<sup>th</sup> day of December, 2017, as follows:

1. That the preamble of this Resolution is hereby incorporated by reference as if set forth as length.
2. That the Mayor is hereby authorized and directed to execute the aforementioned Settlement Agreement on behalf of the Borough of Stone Harbor.

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

N.J. STATE FIREMEN'S ASSOCIATION MEMBERSHIP APPLICATION

Form 100 - Rev. 2/13

Table with 3 columns: ASSOC. NO., COMP. NO., LINE NO. FOR STATE OFFICE USE ONLY

Date 11/10/17

Stone Harbor Relief Association # 1 Department Stone Harbor Fire / Rescue

Name Peter J Conlin

1347 Rt. 9 North Cape May Court House 08210 For 18 Years

Birth date 10-14-1999 Birthplace Cape Regional, CMCH SS# (REQUIRED)

Have you ever applied to be a member of the New Jersey State Firemen's Assoc.? Yes No

If so, when Where

The signature below certifies that I have received and read the attached PRIVACY NOTICE.

Phone No. 609-465-8411 Signature of Applicant Peter Conlin

I hereby authorize the State Association to move my records to the above association. Signature of Applicant (FILL-IN ONLY IF APPLICABLE)

Signature of Relief Association Secretary

Signature of Chief of Department

STATE OF NEW JERSEY COUNTY OF Cape May Applicant's Name Peter J Conlin

Being duly sworn, doth depose and says that the above statements are true to the best of their knowledge and belief. Sworn to before me this 10th day of Nov 20 17

NOTARY PUBLIC of NEW JERSEY My Commission Expires Feb. 23, 2019

MUNICIPAL APPROVAL We hereby certify that this applicant was admitted to active membership in the department and has been approved by the governing body of on the day of 20

SIGNATURE OF MUNICIPAL CLERK/ BOARD OF FIRE COMMISSIONERS

IMPORTANT: APPLICATION MUST BE FILLED OUT AS INDICATED BELOW

- A. APPLICATION SHOULD BE COMPLETED BY APPLICANT, TYPED OR PRINTED. (DO NOT WRITE)
B. APPLICANT MUST HAVE PHYSICAL TEST RECORD COMPLETED BY A LICENSED NEW JERSEY PHYSICIAN.
C. APPLICATION MUST BE RETURNED TO THE LOCAL RELIEF SECRETARY WHOSE ADDRESS IS LISTED ON THE BACK PAGE OF THIS FORM.
D. THE LOCAL RELIEF SECRETARY SHALL COMPLETE THE FORM AND FORWARD IT TO THE MUNICIPAL AUTHORITY FOR APPROVAL, THEN TO THE NEW JERSEY STATE FIREMEN'S ASSOCIATION.
THE APPLICANT IS NOT A MEMBER OF THE N.J.S.F.A. UNTIL THE COMPLETED ORIGINAL APPLICATION IS RECEIVED AND APPROVED AT THE NEW JERSEY STATE FIREMEN'S ASSOCIATION OFFICE.

# BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(7)

## 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. *Pending and/or anticipated litigation /Attorney-Client privilege – COAH*

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Stone Harbor, assembled in public session on December 5, 2017 that an Executive Session closed to the public shall be held on December 5, 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 the .....day of ....., 2017

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

Borough Clerk

.....  
Mayor