

**MEETING AT MUNICIPAL BUILDING, 9508 SECOND AVENUE**

**PUBLIC AGENDA REGULAR MEETING**

**TUESDAY**

**June 5, 2018**

**4:30 p.m.**

**PRESENTATION – Reeds – Road Opening 97<sup>th</sup> Street (1)**

**ORDINANCE – Remove Handicapped Parking 93<sup>rd</sup> Street (Museum) (2)**  
**Kramar**

**ORDINANCE – Bicycle on Promenade (3) Parzych**

**Resolution – Emergency Appropriation – FEMA payments (4) Lane**

**Resolution – Renew Contract Shore Counseling Services (5) Gallagher**

**Resolution – Refund Beach Tags – Collier (6) Gallagher**

**Resolution – Refund Boat Slip – Savage (7) Rich**

**Resolution – Refund Sport Clinic (8) Krafczek**

**Resolution – Purchase of Camera – PW – NJPA co-op (9) Lane**

**Resolution- Purchase of Extended Cab Pickup and 4 Door Crew Cab Pick Up  
– State Contract (10) Kramar**

**Resolution – Purchase of Trash Truck – NJPA co-op (11) Parzych**

**Resolution – Purchase of Beach Tractor – NJPA co-op (12) Rich**

**Resolution – Chapter 159 – Sustainable Jersey Grant (13) Lane**

**Resolution – Liquor License – Shelter Haven – Reeds (14) Kramar**

**Resolution – Liquor License – Harbor Square LLC (15) Gallagher**

**Resolution - Tort Claim Questionnaire Form (16) Krafczek**

**Resolution – Award 95<sup>th</sup> Street Bathroom (17) Kramar**

**Resolution – Fireworks (18) Parzych**

**Motion – Stone Harbor Triathlon (19) Gallagher**



9601 3<sup>rd</sup> Avenue  
Stone Harbor, NJ 08247

The Borough of Stone Harbor  
9508 Second Avenue  
Stone Harbor, NJ 08247  
Attention: Suzanne C. Stanford  
Borough Clerk

**RE: The Reeds at Shelter Haven Phase 2**  
**9622-28 3<sup>rd</sup> Avenue**  
**Stone Harbor, NJ 08247**



*June 5, 2018*

Dear Suzanne:


We are writing you to request a road opening for 97<sup>th</sup> Street (between 2<sup>nd</sup> & 3<sup>rd</sup> Avenues) for South Jersey Gas based on Chapter 475-7 B. Hardship Condition. My understanding is that South Jersey Gas applied for a road opening permit for the project and was denied.

South Jersey Gas will be installing gas service to serve the new Reeds at Shelter Haven Phase 2. This should be considered a hardship condition since the gas main is located on 97<sup>th</sup> Street and connections to the main would need to be performed in the street. In addition, per the construction documents, the new building abuts the Ocean Galleries building (9618 3<sup>rd</sup> Avenue) and there is no way to serve both of the buildings from 3<sup>rd</sup> Avenue. When the old Henney's building was demolished to make way for the new building construction, the gas service for the Ocean Gallery building was temporarily relocated next to the Stone Harbor Movie Theater in order for demolition to commence. The Ocean Galleries service had been installed directly on the Henney's building.

It would become a business and operational hardship for our ownership, 100th Street LLC, if the proposed gas service for the construction of the new hotel building is not permitted to be run on 97<sup>th</sup> Street since mechanical equipment will require gas service to operate. It would also present an operational hardship for The Ocean Gallery.

My understanding is that a date will be set for us to appear in front of Borough Council to discuss the hardship condition.

Please feel free to contact me with any questions.

  
Ronald N. Gorodesky  
Managing Director

(2)

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

**ORDINANCE NO.**

**AN ORDINANCE AMENDING CHAPTER 520  
OF THE REVISED GENERAL ORDINANCES  
OF THE BOROUGH OF STONE HARBOR 2005  
(REMOVING HANDICAPPED PARKING SPACE )**

**Section 1.** Chapter 520-29 (A) is hereby amended as follows:

[remove the following language to the schedule of handicapped parking spaces ]

“Stone Harbor Museum” 235 – 93 <sup>rd</sup> Street	1 space, south side, beginning at a point 182 feet West of South Westerly corner of Second Avenue and 93 <sup>rd</sup> Street extending to a point 24 feet thereof.
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**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.

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. 1408

AN ORDINANCE AMENDING CHAPTER 162  
OF THE REVISED GENERAL ORDINANCES  
OF THE BOROUGH OF STONE HARBOR

**Section 1.** Chapter 162-9 C is hereby amended with the addition as follows:

“162-9 Operation on certain sidewalks and streets, within Skate Park, Recreation Support Building **and 80<sup>th</sup> street Promenade** restricted.

**D. No person shall operate a bicycle or propel himself by use of a skateboard, rollerskates, or any other means of conveyance at any time upon the surface of the area located at the Borough Promenade between 80<sup>th</sup> and        th street and First Avenue.**

**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 10 days after final passage and publication as provided by law.

APPROVED:

\_\_\_\_\_  
Judith M. Davies-Dunhour, Mayor

ATTEST:

\_\_\_\_\_  
Suzanne C. Stanford, Borough Clerk

**BOROUGH OF STONE HARBOR**

CAPE MAY COUNTY, NEW JERSEY

(4)

**RESOLUTION**

**EMERGENCY APPROPRIATION**

**WHEREAS**, an emergency has arisen with respect to repay the State of New Jersey/FEMA for payments received for disaster related damages where either the cost for potential damages or remediation was anticipated but later determined not required or other insurance proceeds were received to cover the cost of the damages, no adequate provision was made in the 2018 budget for the aforesaid purpose, and NJS 40A:4-46 provides for the creation on an emergency appropriation for the purpose mentioned above, and

**WHEREAS**, the total amount of the emergency appropriations created, including the appropriation to be created by this resolution is \$35,000.00 and three (3) percent of the total operating appropriations in the budget for 2018 is \$366,660.08 and

**WHEREAS**, the foregoing appropriation together with prior appropriations does not exceed three (3) percent of the total operating appropriations (including utility operation appropriations) in the budget for 2018,

**NOW, THEREFORE, BE IT RESOLVED**, (by not less than 2/3 of all governing body members affirmatively concurring) that in accordance with NJS 40A:4-48:

1. An emergency appropriation is hereby made for the Repayment of FEMA Reimbursements in the amount of \$35,000.00
2. That said emergency appropriation shall be provided for in full in the 2019 budget, and is requested to be excluded from CAPS, pursuant to NJS 40A:4-53.3c(1)
3. That two (2) certified copies of this resolution be filed with the Director of the Division of Local Government Services

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 ....., 2018

.....

Borough Clerk

The above resolution approved this ..... day of....., 2018

.....  
Mayor

**BOROUGH OF STONE HARBOR**

CAPE MAY COUNTY, NEW JERSEY

( 5 )

**RESOLUTION**

**RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES CONTRACT  
WITH SHORE COUNSELING SERVICES**

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, like many other municipalities, offers an Employee Assistance Program (EAP) to provide confidential counseling; and

WHEREAS, Shore Counseling Service, LLC are experienced mental health counselors and possess knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized instruction; and

WHEREAS, the total amount of the contract for the EAP is \$2700.00, as referenced in the attached contract which is incorporated herein by reference and made a part hereof, which amount is below the bid threshold and below the pay-to-play threshold; the contract timing being from January 1, 2018 to December 31, 2018; 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 5<sup>th</sup> day of June, 2018, 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 and Clerk are directed to forthwith execute on behalf of the Borough of Stone Harbor the attached contract which is incorporated herein by reference and made a part hereof;
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.

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 ....., 2018

.....

Borough Clerk

The above resolution approved this ..... day of....., 2018

.....  
Mayor

**BOROUGH OF STONE HARBOR**

CAPE MAY COUNTY, NEW JERSEY

(6)

**RESOLUTION**

WHEREAS, Kathy Collier of 49 Springers Mill Rd. Cape May Court House, N.J. 08210 purchased 2 season beach tags at the \$23.00 rate; and

WHEREAS, on the same day her boyfriend purchased 2 seasonal tags also; and

WHEREAS they do not need 4 seasonal tags and have requested a refund for 2 of the tags and the request was received before the June 30 deadline, established by Resolution 72 of 1979 and the request has been approved by the CFO and by the Beach & Recreation Committee of the Borough.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Stone Harbor, in the County of Cape May on this 5<sup>th</sup> day of June, 2018 that \$ 46.00 be refunded to Kathy Collier and that the proper Borough officers make the proper adjustments in their 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 ....., 2018

.....

The above resolution approved this ..... day of....., 2018

Borough Clerk

.....

Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(1)

RESOLUTION

WHEREAS, Fred Savage, 111 – 85<sup>th</sup> Street, Stone Harbor, N.J. 08247 rented boat slip # 61 in the Borough Marina; and

WHEREAS, Mr. Savage has asked for a refund of \$1,500 since he was able to obtain a boat slip at the Stone Harbor Yacht Club.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Stone Harbor, in the County of Cape May on this 5<sup>th</sup> June 2018 that \$ 1,500 be refunded to Fred Savage and that the proper officers make the proper adjustments in their 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 ....., 2018

.....

Borough Clerk

The above resolution approved this ..... day of....., 2018

.....  
Mayor



(8)

**BOROUGH OF STONE HARBOR**

CAPE MAY COUNTY, NEW JERSEY

**RESOLUTION**

**AUTHORIZING THE REFUND OF RECREATION SPORTS CLINICS**

**WHEREAS**, Julia Linquata registered her son, Charlie Linquata for the Boys Basketball Clinic online on May 1, 2018; and

**WHEREAS**, she realized that the Boys Basketball Clinic is free.

**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 5<sup>th</sup> day of June, 2018 as follows:

- 1. That the Borough of Stone Harbor hereby authorizes the refund to Julia Linquata’s credit card of the \$ 75.00 Boys Basketball Clinic registration fee .

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 ....., 2018

.....

The above resolution approved this ..... day of....., 2018

Borough Clerk

.....  
Mayor

**BOROUGH OF STONE HARBOR**

CAPE MAY COUNTY, NEW JERSEY

( 9 )

**RESOLUTION**

WHEREAS, the Borough of Stone Harbor entered into the National Joint Powers Alliance approved by Resolution 2015-S-118 on June 16, 2015 for the purpose of purchasing various goods and services; and

WHEREAS, the Public Works Department will be using this Co-Op to purchase a Rovver X System with BV200 Pendant Controller with Desk Mount as per quote attached from Envirosight LLC, 111 Canfield Ave Unit B3 Randolph, N.J. 07869 for a total of \$98,825.84.

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 Rovver X System with BV200 Pendant Controller with Desk Mount as per quote attached for a total price of \$ 98,825.84 be 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 ....., 2018

.....

Borough Clerk

The above resolution approved this ..... day of....., 2018

.....  
Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(10)

RESOLUTION

Purchase two (2) 2018 - 4X4 Pick- Up Trucks – STATE CONTRACT  
Public Works Department

WHEREAS, there is a need to purchase two (2) new 2018 Ford F-350 Pick Up Trucks for the Public Works Department; and

WHEREAS, these vehicles can be purchased from Winner Ford of 250 Berlin Road, Cherry Hill, New Jersey 08034 through State Contract #A88758, T2101; and

Ford F-350 Extended Cab 4X4 Pickup Truck	\$43,243.00
Ford F-350- 4 Door Crew Cab 4X4 Pickup Truck	\$46,798.00

WHEREAS, the maximum amount of the purchase is \$ 90,041.00 and funds are available for said purchase as evidenced by the Chief Financial Officer’s Certificate attached hereto; and

WHEREAS, New Jersey State contract A88758 is available to all political subdivisions of the State and public bids are not required when the purchase is under a State contract in accordance with 40A:11-12 of the Local Public Contracts Law.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Stone Harbor, in the County of Cape May on this 5<sup>th</sup> day of June, 2018 as follows:

- 1. The preamble of this Resolution is hereby incorporated by reference as if set forth here at length.
- 2. The Chief Financial Officer is hereby authorized and directed to prepare a Purchase Order for approval and forward same upon approval to the appropriate party in accordance with State Contract #A88758 for the purchase of the aforementioned two (2) 2018 Ford F-350 Pick Up Trucks.
- 3. That all Borough officers and/or employees required to approve said Purchase Order are hereby directed to do so forthwith.

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 ....., 2018

.....

Borough Clerk

The above resolution approved this ..... day of....., 2018

.....  
Mayor

**BOROUGH OF STONE HARBOR**

CAPE MAY COUNTY, NEW JERSEY

(11)

**RESOLUTION**

WHEREAS, the Borough of Stone Harbor entered into the National Joint Powers Alliance approved by Resolution 2015-S-118 on June 16, 2015 for the purpose of purchasing various goods and services; and

WHEREAS, the Public Works Department will be using this Co-Op to purchase 20 RL Cobra Trash Truck as per quote attached from H.A. DeHart & Son 311 Crown Point Road, Thorofare, N.J. 08086-9999 for a total of \$ 154,111.66.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Stone Harbor, County of Cape May, State of New Jersey on this 5<sup>th</sup> day of June, 2018 that the purchase of 20 RL King Cobra Trash Truck as per quote attached for a total price of \$ 154,111.66 be 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 ....., 2018

.....

Borough Clerk

The above resolution approved this ..... day of....., 2018

.....  
Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

(121

WHEREAS, the Borough of Stone Harbor entered into the National Joint Powers Alliance approved by Resolution 2015-S-118 on June 16, 2015 for the purpose of purchasing various goods and services; and

WHEREAS, the Public Works Department will be using this Co-Op Contract (NJPA Ag Tractors and/or Implements 021815-DAC (PG 1P CG 70) to purchase a John Deere 6135E Cab Tractor per quote attached for a total of \$ \$48,579.24 and that all purchase orders must be made out to Vendor – Deere & Company, 2000 John Deere Run, Cary, NC 27513. .

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 2018 John Deere 6135E Cab Tractor, as per quote attached for a total price of \$ 48,579.24 be 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 ..... , 2018

Borough Clerk

The above resolution approved this ..... day of..... , 2018

Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(13)

RESOLUTION

WHEREAS, NJS 40A: 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, the Director may also approve the insertion of an appropriation for the equal amount;

SECTION I

NOW THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Stone Harbor, in the County of Cape May, New Jersey, hereby requests the Director of the Division of Local Government Service to approve the insertion of items of revenue in the budget of the year 2018

Sustainable Jersey Grant for \$2,000.00

SECTION II

BE IT FURTHER RESOLVED that a like sums are hereby appropriated;

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 ....., 2018

Borough Clerk

The above resolution approved this ..... day of....., 2018

Mayor

# BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(14)

## RESOLUTION

WHEREAS, Shelter Haven Hospitality, Inc. License #0510-33-003-007 Shelter Haven Hospitality, Inc. t/a The Reeds at Shelter Haven has made application to the Mayor and Council of the Borough of Stone Harbor, New Jersey, for a Plenary Retail Consumption License for the year beginning July 1, 2018 to June 30, 2019; and,

WHEREAS, the Issuing Authority has found that:

- a) The submitted application forms for renewal are complete in all respects;
- b) The applicants are qualified to be licensed according to all statutory, regulatory and local governmental ABC laws and regulations; and,
- c) The applicants have disclosed and the Issuing Authority has reviewed any additional financing obtained in the previous license term for use in the licensed businesses and there was none; and,

WHEREAS, no objections have been filed with the Borough Clerk and this body is of the opinion that said application should be granted and a license issued; and,

WHEREAS, all legal requirements have been complied with and a check in the amount of \$2,500.00 for the Plenary Retail Consumption License has been attached to the application of the above mentioned applicant; and

WHEREAS, a Place to Place (Expansion of Premises) Transfer Application Rider No. 3.1, 3.2, 3.3, 3.4, 3.5 and 3.6 was approved by Resolution 2015-S-76 on April 7, 2015 and submitted to the State of New Jersey, under and subject to the following conditions:

1. Alcoholic beverages shall be served upon outdoor areas newly licensed by this approval only by a server who obtains such beverages from an inside bar area.
2. There shall be no portable or fixed bar located outside in the outdoor areas newly licensed by this approval.
3. There shall be no live or recorded entertainment, including musicians, whether amplified or not, upon the outdoor areas newly licensed by this approval and no amplification of any indoor live or recorded entertainment, including musicians, onto the outdoor areas newly licensed by this approval.

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 Plenary Retail Consumption License for the sale of alcoholic beverages shall be signed, issued and delivered to Shelter Haven Hospitality, Inc. t/a The Reeds at Shelter Haven of 9601 Third Avenue. That said license shall become effective on

**BOROUGH OF STONE HARBOR**

CAPE MAY COUNTY, NEW JERSEY

**RESOLUTION**

July 1, 2018 and be for the one year from said date expiring at the close of business on June 30, 2019 and that said license shall be delivered by the Borough Clerk who is designated as the proper person to sign all licenses on behalf of the Borough Council under Revised General Ordinances 2005, Borough of Stone Harbor, New Jersey.

BE IT FURTHER RESOLVED that the Borough Council has determined that it is in the best interests of the health, safety and welfare of the citizens of and visitors to the Borough of Stone Harbor to impose certain limited and reasonable conditions in order to reduce the likelihood of noise and other disruption of peace and good order, taking into consideration the prior history, before current ownership, of this area as an operating licensed establishment, which included noise associated with music and outdoor liquor service as well as the disturbance peace and good order associated with same, as well as recent complaints and concerns raised by nearby homeowners, accordingly , the conditions imposed by the Borough via Resolution 2015-S-76, as detailed hereinabove, and amended by the State on September 1, 2015, are reaffirmed and remain in full force and effect for this renewal period for that portion of the licensed premises referenced in Resolution 2015-S-76.

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 ....., 2018

.....

Borough Clerk

The above resolution approved this ..... day of....., 2018

.....  
Mayor



BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(15)

RESOLUTION

WHEREAS, Stone Harbor Square License LLC, #0510-33-001-014 - 261 – 265 – 96<sup>th</sup> Street has made application to the Mayor and Council of the Borough of Stone Harbor, New Jersey, for a Plenary Retail Consumption License for the year beginning July 1, 2018 to June 30, 2019; and,

WHEREAS, the Issuing Authority has found that:

- a) The submitted application forms for renewal are complete in all respects;
- b) The applicants are qualified to be licensed according to all statutory, regulatory and local governmental ABC laws and regulations; and,
- c) The applicants have disclosed and the Issuing Authority has reviewed any additional financing obtained in the previous license term for use in the licensed businesses and there was none; and,

WHEREAS, no objections have been filed with the Borough Clerk and this body is of the opinion that said application should be granted and a license issued; and,

WHEREAS, all legal requirements have been complied with and a check in the amount of \$2,500.00 for the Plenary Retail Consumption License has been attached to the application of the above mentioned applicant;

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 Plenary Retail Consumption License for the sale of alcoholic beverages shall be signed, issued and delivered to Stone Harbor Square LLC, of 261-265 96th Street and subject to the following conditions:

a) Approved according to the plan submitted by Thomas-Amey-Shaw Inc. 6/10/14 marked “Plan of Existing Conditions” copy attached.

b) Licensee is responsible for the removal and disposal of its trash on a daily basis during operations under the liquor license, in addition to the removal done by Borough employees, and in order to comply with the intent, shall supply four (4) 2 ½ yard dumpsters with tight fitting lids, to be located behind the Harbor Plaza for the storage of trash and garbage.

BE IT FURTHER RESOLVED, that said license shall become effective on July 1, 2018 and be for the one year from said date expiring at the close of business on June 30, 2019 and that said license shall be delivered by the Borough Clerk who is designated as the proper person to sign all licenses on behalf of the Borough Council under Revised General Ordinances 1982, Borough of Stone Harbor, New Jersey.

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 ....., 2018

Borough Clerk

The above resolution approved this ..... day of....., 2018

Mayor

(16)

**BOROUGH OF STONE HARBOR**

CAPE MAY COUNTY, NEW JERSEY

**RESOLUTION**

**A RESOLUTION OF THE GOVERNING BODY OF THE BOROUGH OF STONE HARBOR ADOPTING THE FORM OF THE NEW JERSEY TORT CLAIMS ACT QUESTIONNAIRE REQUIRED TO BE UTILIZED BY CLAIMANTS FOR THE FILING OF NOTICES OF TORT CLAIM AGAINST THE BOROUGH OF STONE HARBOR IN ACCORDANCE WITH THE PROVISIONS OF THE NEW JERSEY TORT CLAIMS ACT, N.J.S.A. 59:8-6 AND DESIGNATING QUAL-LYNX AS THE AGENT FOR THE BOROUGH OF STONE HARBOR TO PROVIDE THE QUESTIONNAIRE TO ALL OF THE CLAIMANTS AND TO RECEIVE THE COMPLETED QUESTIONNAIRE FROM THE CLAIMANTS.**

**WHEREAS**, the New Jersey Tort Claims Act, specifically *N.J.S.A. 59:8-6*, provides that a public entity may adopt a form specifying information to be contained in claims filed against a public entity or its employee under the New Jersey Tort Claims Act; and

**WHEREAS**, the Borough of Stone Harbor is a public entity as defined in New Jersey Claims Act; and

**WHEREAS**, the Borough of Stone Harbor has determined that it is advisable, necessary and in the public interest to adopt a form Tort Claims Act Questionnaire in the form attached hereto and made a part of this Resolution; and

**WHEREAS**, the Borough of Stone Harbor has determined that it is in their best interest to designate the Claims Administrator for the Atlantic County Municipal Joint Insurance Fund (ACMJIF), Qual-Lynx, as their agent to provide the Tort Claims Act Questionnaire to all of the Claimants and to receive the completed Questionnaire from the Claimants.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Stone Harbor, assembled at a public session on this 5<sup>th</sup> day of June, 2018, that the attached form of Tort Claims Act Questionnaire be and it is hereby adopted as the official Tort Claim Act Questionnaire in accordance with *N.J.S.A. 59:8-6* for the Borough of Stone Harbor; and

**BE IT FURTHER RESOLVED**, that all persons making claims against the Borough of Stone Harbor, in accordance with the New Jersey Tort Claims Act, *N.J.S.A. 59:8-1, et seq.*, shall be required to complete the Questionnaire which is attached as a condition of compliance with the notice requirements of the New Jersey Tort Claims Act.

**BE IT FURTHER RESOLVED**, that Qual-Lynx, the Claims Administrator for the Atlantic County Municipal Joint Insurance Fund (ACMJIF) be and they are hereby designated as the agent for the Borough of Stone Harbor to provide the Tort Claims Act Questionnaire to all Claimants and to receive the completed Questionnaire from the Claimants.

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 ....., 2018

.....  
Borough Clerk

The above resolution approved this ..... day of....., 2018

.....  
Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(17)

RESOLUTION

AWARDING A CONTRACT  
FOR 95<sup>TH</sup> SREET BATHROOM RENOVATIONS

WHEREAS, five (5) bids were received by the Stone Harbor Municipal Clerk on May 25, 2018, on the Borough’s Notice to Bidders for the aforementioned project in accordance with the specifications prepared by DeBlasio & Associates, the Borough Engineer, bearing project number D & A Project #: SH-C-003, 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, R. Maxwell Construction Company, Inc., 206 W. Delilah Road, Pleasantville, N.J. 08232 submitted the lowest responsible and conforming bid in the amount of \$ 350,000.00; and

WHEREAS, the Borough Engineer has recommended that the contract be awarded to R. Maxwell Construction Company, Inc. and the bid has been found to be responsible and in conformity by the Borough Solicitor; 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 June, 2018, as follows;

- 1. That the preamble of this Resolution is hereby incorporated herein by reference;
- 2. That the contract for the aforementioned project bearing DeBlasio & Associates project number D & A Project #: SH-C-003 be and the same is hereby awarded to R. Maxwell Construction Company, Inc. in the amount of \$ 350,000.00;
- 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 ....., 2018

Borough Clerk

The above resolution approved this ..... day of....., 2018

Mayor

(18)

**BOROUGH OF STONE HARBOR**

CAPE MAY COUNTY, NEW JERSEY

**RESOLUTION  
FIREWORKS DISPLAY  
July 2, 2018**

WHEREAS, the Volunteer Fire Company of the Borough of Stone Harbor has applied to the Governing Body of the Borough of Stone Harbor for permission to have a fireworks display on a barge in the ocean at 96<sup>th</sup> Street on July 2, 2018, with an inclement weather date of July 3, 2017; and

WHEREAS, N.J.S.A. 21:3-3 permits the governing body of a municipality, upon posting of a suitable bond, and pending the receipt of a current Workers Compensation Liability certificate, to grant a permit for the purchase and public display of fireworks by organizations approved by the governing body; and

WHEREAS, the Fire Official shall be the person who will be satisfied that the display shall be made in a location where same shall not be hazardous to persons and property;

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 5<sup>th</sup> day of June, 2018 that permission is hereby granted to the Fire Department of the Borough of Stone Harbor to sponsor a fireworks display in the ocean on a barge off Stone Harbor on July 2, 2018, with an inclement weather date of July 3, 2018, so long as the location thereof and the operator thereof are approved by the Chiefs of the Stone Harbor Police and Stone Harbor Fire Department.

BE IT FURTHER RESOLVED that Samuel Wierman, Fire Department President, is the person authorized to purchase, or otherwise order, the fireworks, and the fireworks shall be of the specific types and/or kinds as set forth on the attached sheets.

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 ....., 2018

Borough Clerk

The above resolution approved this ..... day of....., 2018

Mayor

(19)

Date of Application

4/27/18



## Borough of Stone Harbor 2018 Special Events Application

Name of Event: Stone Harbor Triathlon

Date of Event: July 15, 2018 Time of Event: 7:00 AM

Type of Event: ☐ Festival ☐ 1K / 5K / Athletic / Bike Race / Marathon ☒ Other Triathlon

The Borough of Stone Harbor requires all organizations, corporations, and/or individuals planning to stage an event to file an official application with the Clerk's Office. No Person shall conduct a special event on public lands owned or leased by the Borough of Stone Harbor unless authorized to do so by the Borough of Stone Harbor Municipal Code: Chapter 275. A non-refundable application review fee shall be paid to the Borough Clerk when the application is filed. There shall be a fee charged to each organization operating a special event. A contract will then be executed stating the terms and conditions in which both parties will adhere to. Sanction of the event is contingent upon approval from the Borough and its officials. Special events sponsored solely by the Borough of Stone Harbor are exempt from the payment of the fee for special event permit. Such special events shall be governed by applicable Borough policies. Borough Council retain the discretion to waive any provision of this chapter where deemed appropriate in the sole discretion of the Borough Council.

### APPLICATION REVIEW FEES

- ☒ \$50 if filed prior to 60 Days of event  
☐ \$75 if filed prior to 30 Days of event  
☐ \$125 if filed prior to 15 Days of event

Organization is responsible for the non-refundable application review fee. If organization paid the non-refundable deposit with their Letter of Commitment, it will be reflected in the event contract following Borough Council approval. Additional event and public land fees may apply. You will be notified of any applicable fees following the review of your application.

### 2018 EVENT FEES

5k: ..... \$150 (0-250 Participants) 10k or Triathlons ..... \$500  
(Designated Route Only) \$250 (250-500 Participants)  
\$500 (500 Participants or More)

Event Fees.....\$250 Per Day (1000 Participants and Under) / \$500 Per Day (1000 Participants and Over)

Seasonal use of facilities by Local Schools .....\$1500 per season / \$750 per season for each additional sport  
(No Application Review Fee is required)

Use of 80th St. Fields .....\$250 per day (Before Friday of Memorial Day and after Labor Day)

Use of 80th St. Fields .....\$500 per day (first two days) / \$250 per each additional day (Memorial Weekend-Labor Day Weekend)

Use of Recreation Support Building (82<sup>nd</sup> & Second Avenue).....\$300