

MEETING AT MUNICIPAL BUILDING, 9508 SECOND AVENUE

AGENDA REGULAR MEETING

TUESDAY

December 4, 2018

4:30 p.m.

PRESENTATION- AMERICAN LEGION

Ordinance 1536 – Amend Plastic Bags 2nd 3rd and final (1) Rich

Ordinance 1537 – Salary Range Changes 2nd 3rd and final (2) Krafczek

Resolution – Refund Performance Fees (3) Parzych

Resolution – Refund Performance Fees (4) Parzych

Resolution – Refund Duplicate Tax Payment (5) Krafczek

Resolution – Authorize Transfer of Funds (6) Gallagher

Resolution – Approve Revised Dune Management Plan (7) Rich

Resolution – Approve Conditions for Pruning Request for 115-118th Street
Dune Vegetation Management Plan Project (8) Rich

Resolution – Closed Session – (9) Gallagher - Purchase Lease, Sale or
Acquisition of real property with public funds)
(May be done during Work Session if time allows)

(1)

BOROUGH OF STONE HARBOR
COUNTY OF CAPE MAY, NEW JERSEY

ORDINANCE NO. 1536

AN ORDINANCE AMENDING ORDINANCE 1524 – PERTAINING TO ENVIRONMENTALLY ACCEPTABLE PACKAGING AND PRODUCT.

19.-01 DEFINITIONS

(n) Reusable carryout bag” means a carryout bag that is specifically designed and manufactured for multiple reuse, and meets the following criteria:

(1) displays in a highly visible manner on the bag exterior, language describing the bag’s ability to be reused and recycled;

2. has a handle;

3. is constructed out of any of the following materials:

a. Cloth, other washable fabric, or other durable materials whether woven or non-woven; or

b. 100% recycled PET Plastic and recyclable

c. has a minimum lifetime of 125 uses, which for purposes of this subsection, means the capability of carrying a minimum of 22 pounds 125 times over a distance of at least 175 feet.

19.02 SINGLE-USE CARRYOUT BAGS

c. Any Business Establishment providing single use carry out bags shall use reusable bags or paper bags made from a minimum of ~~40%~~ 80% post-consumer recycled content.

APPROVED:

Judith M. Davies-Dunhour, Mayor

ATTEST:

Suzanne C. Stanford, Borough Clerk

(2)

BOROUGH OF STONE HARBOR
CAPE MAY COUNTY

ORDINANCE NO. 1537

An Ordinance establishing and fixing salary ranges for certain positions within the Borough of Stone Harbor, New Jersey, County of Cape May.

BE IT ORDAINED by the Members of Council of the Borough of Stone Harbor, in the County of Cape May and State of New Jersey as follows:

Section 1. That the salary and wage ranges for certain positions within the Borough of Stone Harbor for the year 2018 are hereby fixed at the following amounts:

	<u>MIN</u>	<u>MAX</u>
Administrator	90,000	150,000
Police Chief	90,000	150,000
Police Captain	68,000	120,000
Director of Public Works	57,000	95,000
Water Plant Operator	3,000	6,000
Collector System Operator	2,500	5,000
Supervisor, Public Works	40,000	64,000
Administrative Assistant	30,000	58,000
Director of Finance/Chief Financial Officer	68,000	115,000
Payroll Coordinator	15,000	30,000
Tax/Utility Collector	48,000	80,000
Tax/Utilities Collector Clerk	25,000	45,000
Deputy/Assistant Tax Collector	25,000	50,000
Accounting Assistant	40,000	64,000
Tax Assessor	28,000	80,000
Deputy Tax Assessor	1,000	5,000
Borough Clerk	57,000	115,000
Deputy Borough Clerk	40,000	64,000
U.C.C. Official	57,000	95,000
Zoning Officer	20,000	40,000
Code Enforcement	20,000	40,000
Tech Ass't UCC Official	20,000	45,500
U.F.C. Official	48,000	80,000
U.F.C. Inspector Full Time/EMT	25,000	45,500
U.F.C Inspector Part Time	13/hr	18/hr
Plumbing Subcode Official	2,600	15,000
Electrical Subcode Official	15,000	22,000
Fire Subcode Official	2,600	7,800
Fire/Plumbing Inspectors part time	2,600	6,600
OEM Coordinator	4,000	8,000
Senior Deputy OEM Coordinator	3,000	8,000
Building Inspector	5,000	15,000
Receptionist	15,000	35,000
Safety/Right to Know Officer	1,000	6,000
Claims Coordinator	3,000	5,000
Recreation Director	40,000	50,000
Tourism/Special Events Director	50,000	60,000

	MIN	MAX
Recreation Manager	25,000	35,000
Prosecutor	15,000	20,400
Court Administrator	48,000	80,000
Deputy Court Administrator	30,000	45,000
Judge	25,000	35,000
Lifeguard Captain	17,000	38,000
Lifeguard Lieutenant	100.00/diem	200.00/diem
Lifeguard	75.00/diem	150.00/diem
Lifeguard Bonus	6.00/diem	10.00 diem
Beach Taggers	8.38/hr	18.00/hr
Secretary/Clerk	20,000	36,000
Clerk/Typist	20,000	36,000
Mayor		14,350
Plus \$150.00 for each approved wedding or civil union		
Council members		10,250
Hourly rated employees	minimum wage	33.00/hr
Beach Tag Supervisor	11,000	20,000
Zoning Board Secretary	1,500	3,000
Planning Board Secretary	200	300 per meeting
Planning Board Employee Rep	1,200	2,000
Zoning Officer		200 per meeting
WEB Administrator	500	2,000
Recycling Coordinator	500	2,000

Section 2. That Salaries, wages and compensation shall be paid in equal bi-weekly installments.

Section 3. This Ordinance shall become effective within the time prescribed by law and shall become void immediately after December 31, 2018.

APPROVED:

Judith M. Davies-Dunhour Mayor

ATTEST:

Suzanne C. Stanford, Borough Clerk

(3)

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 4th day of December, 2018 that the fees be reimbursed as follows:

- 1. Thomas Welsh Builder
2589 Ocean Drive, Avalon, N.J. 08202
Block 83.02 Lot 55 a/k/a 160 – 84th Street
Amount \$ 800.00
- 2. Seaside Builders and Development
162 – 60th Street, Avalon, N.J. 08202
Block 87.01 Lot 23 a/k/a 8726 First Avenue
Amount: \$ 3,640.00
- 3. Brandywine Developers
P.O. Box 373, Avalon, N.J. 08202
Block 88.03 Lot 106.02 a/k/a 277 – 88th Street
Amount \$ 2,540.00
- 4. Nathaniel Eldon Builder
1001 Shunpike Road, Cape May, N.J. 08204
Block 95.02 Lot 36 a/k/a 141 – 95th Street
Amount \$ 880.00
- 5. Sea Luke, LLC
22 Darthmough Lane, Haverford, Pa. 19041-1020
Block 116.02 Lot 107 a/k/a 110 – 117th Street
Amount \$ 360.00
- 6. Seashore Home Builders
1501 Cherry Street, Cape May Court House, N.J. 08210
Block 86.04 Lot 123 a/k/a 330 - 87th Street
Amount \$ 4,120.00
- 7. James Steiger
423 Portsmouth Road, Cape May, N.J. 08204
Block 107.03 Lot 63 a/k/a 226 – 108th Street
Amount \$ 2,480.00
- 8. Theresa Welsh
421 Overhill Road, Haddonfield, N.J. 08033
Block 110.04 Lot 132 a/k/a 315 – 100th Street
Amount \$ 940.00
- 9. Catherine Manoff
12 Croton Road, Wayne, Pa. 19087
Block 94.04 Lot 170 a/k/a 397 – 94th Street
Amount \$ 940.00
- 10. DiPalantino Contractors
114 Stagecoach Road, Cape May Court House, N.J. 08210
Block 101.03 L. 73 a/k/a 10121 Second Avenue
Amount \$1,780.00

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 theday of , 2018

Borough Clerk

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

Mayor

(4)

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

WHEREAS, the following submitter performed 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 4th day of December, 2018 that the fees be reimbursed as follows:

- 1. Harbaugh Cottages
9727 Third Avenue, Stone Harbor, NJ 08247
Block 85.03 Lot 100 a/k/a 271 85th Street
Amount \$ 1,530.00
- 2. Harbaugh Cottages
9727 Third Avenue, Stone Harbor, NJ 08247
Block 106.02 Lot 45 a/k/a 128 107th Street
Amount: \$ 940.00
- 3. Harbaugh Cottages
9727 Third Avenue, Stone Harbor, NJ 08247
Block 112.02 Lot 49 a/k/a 170 113th Street
Amount \$ 940.00
- 4. Harbaugh Cottages
9727 Third Avenue, Stone Harbor, NJ 08247
Block 90.91 Lot 119.01 a/k/a 300 92nd Street
Amount \$ 4,615.00
- 5. Harbaugh Cottages
9727 Third Avenue, Stone Harbor, NJ 08247
Block 121.03 Lot 210 a/k/a 231 101st Street
Amount \$ 2,870.00
- 6. Harbaugh Cottages
9727 Third Avenue, Stone Harbor, NJ 08247
Block 103.02 Lot 56.02 a/k/a 161 103rd Street
Amount \$ 3,180.00
- 7. Harbaugh Cottages
9727 Third Avenue, Stone Harbor, NJ 08247
Block 94.02 Lot 60 a/k/a 151 94th Street
Amount \$ 1,190.00
- 8. Harbaugh Cottages
9727 Third Avenue, Stone Harbor, NJ 08247
Block 110.04 Lot 86 a/k/a 315 110th Street
Amount \$ 2,420.00
- 9. Harbaugh Cottages
9727 Third Avenue, Stone Harbor, NJ 08247
Block 120.03 Lot 216 a/k/a 222 121st Street
Amount \$ 2,530.00
- 10. Harbaugh Cottages
9727 Third Avenue, Stone Harbor, NJ 08247
Block 113.02 Lot 27 a/k/a 120 114th Street
Amount \$ 690.00
- 11. Samples Construction Company
22 Dartmouth Lane, Haverford, PA 19041-1020
Block 91.02 Lot 28.02 a/k/a 9123 First Avenue
Amount \$ 740.00
- 12. Harbaugh Cottages
9727 Third Avenue, Stone Harbor, NJ 08247
Block 100.03 Lot 117 a/k/a 283 100th Street
Amount \$ 1,360.00

Offered by 9727 Third Avenue, Stone Harbor, NJ 08247
Block 100.03 Lot 117 a/k/a 283 100th Street

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

Council Meeting - December 4, 2018

REFUND DUPLICATE TAX PAYMENT

WHEREAS, duplicate tax payments were received by CoreLogic Tax Servicing Agency and the homeowner for the 4th quarter added assessment installment on Block 118.03, Lot 212, A.K.A. 11810 Third Ave; and

WHEREAS, the homeowner, Mayanne Kelleher, requested a refund be issued; and

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 \$1,745.93 be issued to John & Maryanne Kelleher, 1216 Tullamore Cir, Chester Springs PA 19425; 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, 2018

Borough Clerk

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

Mayor



BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

A RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS

BE IT RESOLVED by the Mayor and Council of the Borough of Stone Harbor on this 4th day of December, 2018 that the following transfers of 2018 appropriations are hereby approved in accordance with N.J.S.A 40A:4-58:

From:

Gasoline General Expense	8-01-32-460-299	\$10,000.00
Cape May County MUA	8-01-32-465-272	\$10,000.00

To:

Electricity OE	8-01-31-430-299	\$20,000.00
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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, 2018

.....

Borough Clerk

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

.....
Mayor

(1)

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

**APPROVE REVISED DUNE VEGETATION MANAGEMENT PLAN
APPLICATION PROCESS**

WHEREAS, Lomax Consulting Group has offered the revision of the Dune Vegetation Management Plan to the Borough of Stone Harbor dated October 1, 2018; and

WHEREAS, the Borough Council of the Borough of Stone Harbor hereby approves the revision, a copy of which is attached hereto; and

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 the Borough Council approves the Revised Dune Vegetation Management Plan (DVMP) on this 4th day of December 2018.

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, 2018

.....

Borough Clerk

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

.....
Mayor

P. O. Box 9 (MAILING)
1435 ROUTE 9 NORTH (DELIVERY)
CAPE MAY COURT HOUSE, NJ 08210, USA



609-465-9857 (P)
609-465-2449 (F)
WWW.LOMAXCONSULTING.COM

STONE HARBOR DUNE VEGETATION MANAGEMENT PLAN APPLICATION PROCESS

Dated December 1, 2016, Revised October 1, 2018

Introduction

The Borough of Stone Harbor has recognized the importance of the dunes and its assessment of native vegetation through the development and implementation of a Dune Vegetation Management Plan (DVMP or Plan). As such, the removal of invasive species, such as the Japanese black pine, bamboo and excessive/damaging vine growth that negatively impact the health of native trees and shrubs in the dunes is important to maintain the integrity of the dunes for shore protection. The concurrent replacement of the invasive/damaging vegetation with approved native vegetation lies at the heart of this Plan.

The Borough of Stone Harbor anticipates continuing to enter into cooperative agreements with homeowners/dune improvement sponsors in order to implement the Dune Vegetation Management Plan. A Pilot Project was approved by this Plan and sponsored by oceanfront homeowners. More than seven years of experience with dune vegetation management on the island was key to a successful first project. Accordingly, all work had to be consistent with the Dune Vegetation Management Plan, conditions required by the Stone Harbor Natural Resources Committee and approval of the Borough Council.

After the initial dune restoration was achieved, a maintenance phase has been initiated including continued removal of damaging plants germinating from the existing seedstock in addition to maintenance pruning. The implementation of maintenance pruning in the dunes has also been recognized as a beneficial and acceptable practice as part of the Plan, when conducted within appropriate limits and with safeguards directed to protect the native vegetation. Pruning of existing native vegetation helps to promote stronger and more resilient vegetation by encouraging growth and fruit production. Request to allow maintenance pruning can be authorized as part of a proposed DVMP project, subject to Borough approval.

Dune Vegetation Management Plan Process

The following outlines the application process for plan sponsors (private homeowners) and their landscapers under the Dune Vegetation Management Plan to propose dune restoration activities on Borough property:

1. Sponsoring homeowner contacts the Office of the Borough Administrator providing a letter requesting participation in the Dune Vegetation Management Plan program. Included in this request is the homeowners contact information, a brief project description, and the limits of the project area shown on an aerial map.
2. The Borough forwards the request to its representatives (The Lomax Consulting Group – TLCCG) to conduct a site investigation to determine if the proposed site is a candidate for the Dune Vegetation Management Plan process.

Environmental Consulting Excellence Since 1975



3. If the request is consistent with the Plan, TLCG submits a consulting fee proposal to the applicant (sponsor) to inventory the invasive/damaging plants proposed for removal and preparation of a draft restoration plan. If maintenance pruning is proposed in conjunction with the project, an inventory of potential pruning locations and limits will be required.
4. TLCG submits the proposed removal and restoration plans to the Stone Harbor Natural Resource Committee for review. TLCG prepares presentation materials including site photography and GIS mapping illustrating:
 - a. The extent of invasive/damaging dune vegetation / inventory by use of GPS equipment (Figure 1: Invasive Vegetation Location Plan)
 - b. Proposed planting areas for the restoration application (Figure 2: Native Planting and Irrigation Plan).
 - c. If maintenance pruning is also proposed, a separate maintenance pruning plan will be required depicting the areas of pruning and establishing benchmark pruning limits (Figure 3: Maintenance Pruning Plan).
5. Upon approval by the Natural Resource Committee, a private landscape contractor is selected to conduct the removal of invasive/damaging vegetation, replacement with approved native species, and maintenance pruning; if requested. The landscaper provides to the Borough credentials to work in the Borough's dunes and commitment to conduct work consistent with the approved Plan. The landscape contractor is required to provide a certificate of insurance to the Borough at this time.
6. The Stone Harbor Natural Resources Committee, upon evaluation of the plans noted above, gives their recommendation to Approve, Conditionally Approve, or Deny the application to Borough Council and to the Zoning Officer.
7. If the application and the plans submitted to the Stone Harbor Borough Council are approved, the Zoning Application is prepared by the Borough, the Memorandum of Agreement (MOA) is drafted by the Borough Solicitor and an escrow budget is established to complete the required work. The total escrow amount is held by the Borough and dispersed as phases of the work are completed. The escrow account contains funds to cover the cost of the Borough application fee, preparation of the MOA, landscaper's fee and the TCG fee for plan preparation, oversight, monitoring and reporting.
8. Borough Solicitor provides the Memorandum of Agreement to the applicant for review and endorsement.
9. The applicant provides the escrow fees to the Stone Harbor Planning / Zoning Board Secretary and files a W-9 Form to accompany the escrow.
10. Once the Borough has the signed Memorandum of Agreement and has received the escrow fees, they record the Memorandum of Agreement at the County Clerk's Office and contact TCG who coordinates the work with the landscape contractor. Escrow fees are released to the landscape contractor after the work has been completed and



inspected. Following the installation of the plant material, the homeowner is responsible for maintaining an 85% survivorship of the plant material (and existing/volunteer vegetation, if applicable) for a continuous period of 5 years. Should the planted vegetation fail to meet the criteria above, or be damaged during the five-year period, then the "time clock" shall reset. In such event, the newly planted vegetation must demonstrate an 85% survival rate for five additional years.

11. Monitoring will be conducted by TLCG and an annual monitoring report will be provided to the sponsor and the Stone Harbor Natural Resources Committee at the end of each of the growing seasons during the continuous 5 year period.
12. At the end of the fifth growing season, the Borough will decommission the project, as long as the planted and native vegetation have provided coverage to stabilize the dune per the criteria set in Section 10 above.

Maintenance Pruning Process

The following outlines the process for sponsors and their landscapers under the DVMP program for continued maintenance pruning following the initial pruning conducted in conjunction with an approved DVMP project:

1. Sponsors contacts the Office of the Borough Administrator providing a letter requesting authorization under the DVMP program for a continued maintenance pruning project associated with a previously approved project. Maintenance pruning projects are limited to no more often than once every two years.
2. The Borough forwards the request to its representatives (The Lomax Consulting Group – TLCG) to conduct a site investigation to determine if the proposed site is a candidate for a DVMP continued maintenance pruning project.
3. If the request is consistent with the Plan, TCG submits a consulting fee proposal to the applicant to update the previously approved maintenance pruning plan as needed and provide oversight of the maintenance pruning.
4. TCG submits the proposed pruning plan to the Stone Harbor Natural Resource Committee for review. TCG prepares presentation materials including site photography, GIS mapping illustrating: (1) the extent of proposed maintenance pruning by use of GPS equipment (Figure 1: Maintenance Pruning Plan) and (2) a schedule of proposed pruning amounts and establishment of benchmarks for pruning (Pruning Schedule).
5. Upon approval by the Natural Resource Committee, a private landscape contractor is selected to conduct the maintenance pruning within the guidelines prepared by the Borough. The landscaper provides to the Borough credentials to work in the Borough's dunes and commitment to conduct work consistent with the approved Plan. The landscape contractor is required to provide a certificate of insurance to the Borough at this time.



6. The Stone Harbor Natural Resources Committee may Approve, Conditionally Approve, or Deny the request for maintenance pruning. If Approved, the Committee prepares a letter authorizing the continued maintenance pruning.
7. The applicant provides the escrow fees to the Stone Harbor Planning / Zoning Board Secretary to supplement the existing escrow account. The total escrow amount is held by the Borough and dispersed as phases of the work are completed. The escrow account contains funds to cover the cost of the landscaper's fee and the TLCG fee for oversight and reporting, as needed.
8. Should pruned vegetation fail or be damaged due directly to maintenance pruning activities, replacement of the damaged vegetation with similar species will be required in compliance with DVMP planting guidelines.
9. At the end of the fifth growing season of the DVMP project, the Borough will decommission the vegetation maintenance project, as long as the planted and native vegetation have provided coverage to stabilize the dune per the criteria set in the DVMP Plan section 10 above. If the project sponsors request to continue maintenance pruning after the completion of the DVMP project, a new application must be submitted to the Borough for a DVMP project for maintenance pruning.

(8)

BOROUGH OF STONE HARBOR
CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

**Approve Conditions for 115-118th Street Dune Vegetation Management
Project Regarding Maintenance Pruning**

WHEREAS, the Lomax Consulting Group has prepared guidelines for the implementation of the Dune Vegetation Management Plan; and

WHEREAS, a request for maintenance pruning was submitted to Borough Council at the November 20, 2018 meeting for 115-118th Dune Vegetation Management Plan Project which are attached hereto; and

WHEREAS, The Borough Council of the Borough of Stone Harbor hereby approves the conditions as discussed for this project of the DVMP.

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 the Borough Council approves the Conditions for the 115-118th Street DVMP Project on this 4th day of December, 2018.

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, 2018

.....

Borough Clerk

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

.....
Mayor

Jill Gougher
Borough Administrator
9508 Second Avenue
Stone Harbor NJ 08247

Re: Dune Vegetation Management Plan
2018 Maintenance Pruning Request - Approval and Conditions
115-118th Street DVMP Project
Borough of Stone Harbor, NJ 08247

Dear Jill:

After a review of the request for maintenance pruning of vegetation in the dunes at the above location in Stone Harbor NJ, the Natural Resources Committee has recommended that the proposed project can be carried out according to the detailed plan, dated April 18, 2018, submitted by the Lomax Consulting Group. Certain restrictions are placed on the proposed work:

- While cutting of native vegetation is not permitted in the dunes, limited pruning has been approved consistent with the Plan but always requires oversight by a representative of the Borough.
- Before work is started, appropriate notification must be made to the Borough of the start date and supplemental escrow funds paid in full.
- Work must be carried out under the supervision of someone appointed by the Natural Resource Committee, currently the Lomax Group. If landscape subcontractors are used in the project, the Borough representative will be notified at least 48 hours before any vegetation is pruned.
- All work must be accomplished by hand since under the NJDEP Coastal Jurisdictional Determination, no heavy equipment can be used into the dune area without a CAFRA permit.
- It is understood that vegetation indicated on the approved Plan will be subject to pruning activities.
- Native vegetation including, but not limited to, eastern red cedar trees, American holly, black cherry, groundsel and northern bayberries, in the area will not be removed or damaged.
- Maintenance pruning shall be conducted with caution to reduce impacts on the dunes and existing native vegetation.
- Newly planted vegetation shall be allowed to grow naturally without pruning, unless otherwise approved.
- All pruning shall be conducted in compliance with ANSI A300 standard practices for pruning.
- Reduction pruning should be the primary method of pruning for native tree and shrub vegetation.
- Natives trees and shrubs shall not be pruned by more than 10% of their existing foliage, provided pruning does not reduce the height of the vegetation below the benchmark heights for the specific vegetation or area.
- All invasive/damaging vines will be bottom pruned from adjacent trees/shrubs when found.
- Dead or dying vegetation in the project area will be removed as necessary.

Sincerely,

Joselyn Rich
Chair, Natural Resource Committee

Cc: Marcus Karavan, Borough Solicitor
Joe Lomax, The Lomax Consulting Group
Landscape Contractor

(9)

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. *Matters related to purchase, lease, sale or acquisition of real property with public funds.*

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Stone Harbor, assembled in public session on December 4, 2018 that an Executive Session closed to the public shall be held on December 4, 2018 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, 2018

.....

Borough Clerk

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

.....
Mayor