

Web

REGULAR MEETING IMMEDIATELY
FOLLOWING THE WORK SESSION

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

AGENDA REGULAR MEETING

TUESDAY November 3, 2020

Ordinance 1573- Fire Department 2nd 3rd and final (1) Dallahan

Ordinance 1574 – Amend Salary Ordinance 2nd 3rd and final (2) Parzych

Ordinance 1575 – Lot Grading Ordinance – 2nd 3rd and final (3) Krafczek

Ordinance 1577 – Landscaping Ordinance INTRO (4) Moore

Resolution – Transfer of Funds (5) Krafczek

Resolution – Approval to Submit Grant Application BRIC Program (6) Rich

Resolution – Authorizing to apply for Grant Funding – Flood Mitigation
Assistance Program (7) Parzych

Resolution – Award Water Meter Replacement (8) Moore

Resolution – Closed Session – (9) Rich

DISCUSSION:

(1)

BOROUGH OF STONE HARBOR
CAPE MAY COUNTY, NEW JERSEY
ORDINANCE 1573

FIRE AND EMERGENCY MEDICAL SERVICES AMENDED

WHEREAS, the Borough of Stone Harbor previously adopted ordinances designating a volunteer fire department and EMS provider, which are codified in Borough Code 41-1 through 41-13.

WHEREAS, it is necessary to amend these ordinances with additional language for the creation of part-paid members within the fire department

NOW, THEREFORE, being ordained by the Borough Council, the governing body of the Borough of Stone Harbor that Section 41-1.1 is created as follows:

Section 1. Paid positions in fire department.

It is the position of the Borough of Stone Harbor that the implementation of paid positions within the fire department would to supplement the volunteer squad which has been diminished due to individuals not being able to afford to reside within the Borough.

Section 2. Chapter 41 FIRE AND EMERGENCY MEDICAL SERVICES is hereby amended as follows:

§ 41-1.1 Creation of paid fire fighter positions within Stone Harbor Volunteer Fire Company

In accordance with N.J.S.A. 40A:14-7 and 40A:14-42, the Borough of Stone Harbor hereby creates paid positions within the Stone Harbor Volunteer Fire Company. In accordance with N.J.S.A. 40A:14-7 and 40A:14-42, the Stone Harbor Volunteer Fire Company shall be composed of both paid and volunteer firemen. In accordance with N.J.S.A. 40A:14-42. "In any municipality where there is a volunteer fire company or force, maintained and controlled by the municipality, having no paid fireman and thereafter a paid position therein is created or established by the governing body of said municipality, such position shall be filled by a member of the volunteer fire company or force who shall have served as an active fireman for at least 2 years next preceding said appointment or by an exempt fireman of the company or force. If no such member or exempt fireman is available for such appointment, the appointment may be made to any qualified person. Said appointee shall not be under 21 or over 40 years of age at the time of the appointment."

- (a) Paid positions within the Stone Harbor Volunteer Fire Company shall consist of full-time employees.

Section 3. Chapter 41 FIRE AND EMERGENCY MEDICAL SERVICES is hereby amended further as follows:

§ 41-1. Designation of volunteer fire company as fire service and EMS provider.

In consideration of its continuous service to the people of Stone Harbor since 1912, Stone Harbor Volunteer Fire Company #1 ("Fire Company") is hereby designated as the official protective fire service agency for the Borough of Stone Harbor and will also utilize the services of both paid and volunteer members to provide this service. The Fire Company is also designated as the provider of emergency medical services to the Borough of Stone Harbor.

§ 41-2. Supervision and control.

The Fire Company shall operate in accordance with applicable New Jersey statutes. The appointment or election of the Chief of the Fire Company as well as subordinate line officers and administration of the independent corporation known as "Stone Harbor Fire Company #1" shall remain the prerogative of the membership of Stone Harbor Fire Company #1 in accordance with its bylaws and policies. Actual day-to-day operation of the Fire Company shall be the responsibility of the line officers and elected corporate officers. The Fire Chief shall have full operational authority with regard to the provision of fire or EMS service.

§ 41-3. Borough contribution.

In addition to expenditures on apparatus and other items which remain titled to the Borough of Stone Harbor, in consideration of the provision of protective fire services and emergency medical services to the Borough of Stone Harbor, the Borough may make such annual contributions to Stone Harbor Fire Company #1 as approved by Borough Council as part of its budgetary process and in accordance with the requirements of applicable law. .

§ 41-4. Designation of emergency medical services.

The Stone Harbor Rescue Squad, Inc., is recognized as a volunteer organization authorized to aid and support the Fire Company in performance of the EMS function.

§ 41-5. Intra-agency cooperation.

To the extent allowed by law, Stone Harbor Fire Company #1 and Stone Harbor Rescue Squad, Inc., may enter into any such agreement by and between the two corporations as are deemed by such bodies to be in aid of protecting the health, safety and welfare of the citizens of the Borough of Stone Harbor. Such agreements, however, shall be subject to the approval of Borough Council by resolution.

§ 41-6. Service of Borough employees, officers and/or elected officials as volunteers.

As allowed by law, employees, officers and elected officials of the Borough of Stone Harbor are encouraged and permitted to serve as volunteer fire fighters and/or EMS volunteers. Such service shall be in accordance with any and all policies contained in the Borough's Personnel Manual and/or Executive Policy Manual.

§ 41-7. Volunteer retention/reimbursement stipends.

The Borough recognizes that the role of a volunteer is an extremely demanding vocation with extraordinary costs to volunteers and that there is a need for incentives for volunteer retention and that stipend programs are being utilized throughout the United States of America in furtherance of same. The Borough acknowledges and supports the efforts of Stone Harbor Fire Company #1 and Stone Harbor Rescue Squad, Inc., to develop a workable volunteer retention/reimbursement stipend program. The Borough further recognizes the increasing demands of everyday life and the difficulties and costs associated with volunteer service.

§ 41-8. Stipend for volunteers.

The Fire Chief shall develop criteria for payment of a monthly stipend to certain fire fighters providing fire service and/or participating as an EMS volunteer. Those criteria shall be presented to Council simultaneous with the adoption of this chapter and thereafter on an annual basis no later than October 31 for consideration by the Public Safety Committee of Borough Council. If ultimately acceptable to Council, such criteria shall be accepted by resolution of the Borough Council. Thereafter, the Fire Chief shall, no later than the tenth day of each month, present to Borough Council the names of those fire fighters entitled to receive a fire and/or EMS stipend and the amount of stipend to be paid to each individual. The Borough Council shall thereafter place the list of such stipends on its agenda for consideration and approval at its next regular meeting, and the Chief Financial Officer shall issue payment of such stipends when so approved. In no event shall any such stipend paid by the Borough in accordance with this chapter be considered as salary or other remuneration. The stipend is intended for the purposes aforesaid and, other than issuance of the stipend checks, shall be administered by the Fire Company in accordance with the accepted criteria. Each individual receiving a stipend shall be issued a form 1099 for tax purposes and any and all tax payments associated with such stipend shall be the responsibility of the individual receiving such stipend.

§ 41-. Annual review of stipend programs.

Under and subject to § 41-9, commencing in 2007, the stipend program shall be subject to acceptance by resolution at the annual reorganization meeting of the Borough Council.

§ 41-10. Construal of payments.

The payments set forth hereinabove shall not be considered as salary, nor shall such payments be considered in any way construe the creating of a paid or partially paid fire company or rescue

squad within the Borough of Stone Harbor. No person receiving such stipend shall be considered an employee of the Borough, and no conference of any of the emoluments of employment are conferred by payment of such stipend. Volunteers shall be responsible for payment of expenses associated with their volunteer services, and the Borough shall have no obligation to make any payment to any volunteer of the Fire Company, other than stipends as determined hereunder.

§ 41-11. Execution of waivers.

No volunteer member of the Fire Company shall be entitled to any stipend payment hereunder until he/she shall first have executed a waiver waiving any and all claim to pension, civil service or employment status of any kind whatsoever as a result of receiving any stipend.

§ 41-12. Semiannual report by Chief.

The Chief of the Stone Harbor Fire Company shall, at a regular Council meeting in May and October, report the effect of such payments on the membership and attendance and such other information as may be directed by the Mayor and Council regarding the operation of the program on the volunteer fire-fighting force and EMS volunteers as a unit.

APPROVED:

Judith M. Davies-Dunhour, Mayor

ATTEST:

Suzanne C. Stanford, Borough Clerk

(2)

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

ORDINANCE 1574

**AN ORDINANCE AMENDING ORDINANCE 1562
THE 2020 SALARY ORDINANCE
(Amending Range for Lifeguard Captain)**

Section 1. Ordinance No. 1562 is hereby amended by adding the following:

	<u>MIN</u>	<u>MAX</u>
"Lifeguard Captain"	\$40,000	\$70,000

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 passage and 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
STATE OF NEW JERSEY

ORDINANCE NO. 1575

AN ORDINANCE OF THE BOROUGH OF STONE HARBOR, COUNTY OF CAPE MAY, NEW JERSEY ESTABLISHING ADDITIONAL REGULATIONS FOR THE GRADING AND MANAGING STORMWATER RUNOFF WITHIN THE BOROUGH OF STONE HARBOR

BE IT ORDINANED BY THE BOROUGH COUNCIL OF THE BOROUGH OF STONE HARBOR, COUNTY OF CAPE MAY, STATE OF NEW JERSEY, AS FOLLOWS:

Section 1a. Section 560-13 is amended as follows:

§ 560-13 **Residential A Zoning District.**

B. Area regulations. Development in the Residential A District shall be subject to the following area regulations:

(1) Minimum requirements:

TABLE I
Minimum Requirements

feet	Lot area	6,600 square
	Lot frontage	60 feet
	Setbacks (principal structure)	
	Front yard	10 feet
	Side yard (each)	10 feet
	Rear yard	25 feet
	Building coverage (principal structure only)	900 square feet

(2) Maximum Limitations :

TABLE II
Maximum Limitations

	Building coverage	25%
	Lot coverage (impervious)	55%
	Lot coverage (with semi-pervious)	70%
roof)	Building height	23 feet (flat
		31 feet (peaked
roof)		
roof)	Building height, coastal high hazard areas	24 feet (flat
		32 feet (peaked
roof)		
	Habitable stories	2
	Building length	100 feet

Section 1b. Section 560-14 is amended as follows:

§ 560-14 **Residential B Zoning District.**

- B. Area regulations. Development in the Residential B District shall be subject to the following area regulations:

- (1) Minimum requirements:

TABLE I
Minimum Requirements

Lot area	
Single-family	6,600 square
feet	
Two-family	12,500 square
feet	
Lot frontage	
Single-family	60 feet
Two-family	110 feet
Setbacks (principal structure)	
Front yard	10 feet
Side yard (each)	
Single-family	10 feet
Two-family	20 feet
Rear yard	25 feet
Building coverage (principal structure only)	700 square feet

- (2) Maximum Limitations :

TABLE II
Maximum Limitations

Building coverage	25%
Lot coverage (impervious)	55%
Lot coverage (with semi-pervious)	70%
Building height	23 feet (flat
roof)	
	31 feet (peaked
roof)	
Habitable stories	2
Building length	100 feet

Section 1c. Section 560-16 is amended as follows:

§ 560-16 Residential C Zoning District.

- B. Area regulations. Development in the Residential C District shall be subject to the following area regulations:

- (1) Minimum requirements:

TABLE I
Minimum Requirements

Lot area	
Single-family	5,500 square
feet	
Two-family	9,100 square
feet	
Lot frontage	50 feet
Setbacks (principal structure)	

Front yard	
Lots more than 2,200 square feet	10 feet
Lots 2,200 square feet or less	5 feet
Side yard (each)	
Single-family	5 feet for lots having an area of 2,200 square feet or less, plus 1 additional foot for each 560 square feet of lot area or portion thereof in excess of 2,200 square feet; 10 feet maximum
Two-family	20 feet
Rear yard	
Single-family	5 feet for lots having an area of 2,200 square feet or less, plus 1 additional foot for each 360 square feet of lot area or portion thereof in excess of 2,200 square feet; 10 feet maximum
Two-family	25 feet
Building coverage (principal structure only)	560 square feet

(2) Maximum Limitations :

TABLE II

Maximum Limitations

Building coverage	40% for lots having an area of 2,200 square feet or less, minus 1% for each 200 square feet of lot area or portion thereof in excess of 2,200 square feet; maximum building coverage shall not be less than 25%
Lot coverage (impervious)	70% for lots having an area of 2,200 square feet or less, minus 1% for each 200 square feet of lot area or portion thereof in excess of 2,200 square feet; maximum building coverage shall not be less than 55%
Lot coverage (with semi-pervious)	85% for lots having an area of 2,200 square feet or less, minus

	1% for each 200 square feet of lot area or portion thereof in excess of 2,200 square feet; maximum building coverage shall not be less than 70%
Building height	23 feet (flat roof) 31 feet (peaked roof)
Habitable stories	2
Building length	100 feet

Section 1d. Section 560-10 is amended as follows:

§ 560-10 Definitions.

LOT COVERAGE (IMPERVIOUS)

That area of a lot that is covered by buildings, roofs, structures, swimming pools, walkways, driveways, patios (including paver patios), decks or similar facilities that are constructed of impervious materials. Bay windows, eaves, gutters, and similar building features having no foundation and extending not more than 20 inches from a structure shall not be included in lot coverage calculations.

LOT COVERAGE (SEMI-PERVIOUS)

That area of a lot that is covered by porous asphalt, porous concrete, or other forms of hardscaping that when constructed properly yield a significant decrease in stormwater runoff.

Section 1e. Section 560-50 is amended as follows:

§ 560-50 Lot Grading.

- A. All lots shall be graded to prevent the accumulation of stormwater. Topsoil shall be provided and/or redistributed on the surface as cover and shall be stabilized with stones, seeding or planting. Grading plans shall be submitted with all zoning permit applications involving new construction; any alterations which increase the total impervious coverage by 5% or more of the total lot area and result in total impervious coverage that is 80% or more of the maximum permitted impervious coverage; installation of any impervious improvements of within four feet of a side or rear property line; any change in grade which alters the course of stormwater; or construction of any retention wall; for review and approval by the Borough's engineer. The plan shall conform to the following requirements:
- (1) Wherever possible, the land shall be graded to maintain all existing drainage paths while directing stormwater to the street. In the event directing stormwater to the street will interfere with existing drainage paths involving adjacent properties, stormwater shall be directed to an existing drainage path or interior yard collection system designed in accordance with this chapter. Stormwater will not be permitted to run directly onto an adjacent property unless a preexisting drainage path is present, provided that in no event shall any construction result in an increase in runoff to adjacent properties.
 - (2) The minimum slope for lawns and disturbed areas shall be 1 1/2% and for smooth, hard-finished surfaces shall be 4/10 of 1%.
 - (3) The maximum grade for lawns and disturbed areas within five feet of a building shall be 10%, and for lawns and disturbed areas more than five feet from a building, 25%; except that, for the driveway the maximum grade shall be 15%.
 - (4) Retaining walls installed in slope-controlled areas shall be constructed of reinforced concrete or other reinforced masonry and shall be adequately designed by a New Jersey licensed professional engineer and detailed in the plan to carry all earth pressures, including any surcharges. The retaining walls shall be finished on all exposed faces. Where retaining walls are constructed of poured concrete or cinder block, they shall be faced with brick, stone, or stucco. The heights of retaining walls shall not exceed 1/3 of the horizontal distance from the foundation wall of any building to the face of the retaining wall.
 - (5) All new construction and substantial improvements as defined in Chapter 300 will be required to furnish and install an underground stormwater recharge system to limit the amount of runoff generated by the construction. The system shall conform to the following requirements:
 - (a) The applicant shall install five linear feet of underground storage (Detail S-2) for every 500 square feet of impervious coverage or provide and install a system equivalent to the recommended design as approved by the Borough's engineer.
 - (b) The system shall be designed to collect stormwater runoff from the roof leaders or an equivalent amount of runoff through inlets or yard drains.
 - (c) The system will be designed to convey the excess stormwater to the street.
 - (6) Sprinkler irrigation is not permitted within the Borough right of way between the curb and sidewalk. Grass or vegetation within the Borough right of way between the curb and sidewalk, may only be irrigated utilizing drip irrigation where necessary.

(7) The plan shall include centerline roadway elevations at the property lines.

(8) All new construction, or construction constituting substantial improvement, adjacent to roadways where the average centerline elevation, measured at the property lines, is below elevation 6' (NAVD 1988) will be required to construct retaining walls consistent with §560-50 A. (4). The retaining walls will be constructed along all of the property lines to facilitate raising the lot grade to a required minimum elevation 6.5' (NAVD 1988). Retaining walls will be built to elevation 6' (NAVD 1988). Garage floors shall be built to a minimum elevation of 7' (NAVD 1988).

- B. Failure to adhere to the lot grading requirements or approved plans may result in additional inspections. The applicant shall be responsible to provide all additional fees associated with multiple re-inspections that are necessary due to defective workmanship, lack of coordination, lack of work progression, and any aspect of work that is unacceptable to the Borough. The Borough Engineer shall advise the applicant, in writing, of said additional fee if warranted.

Section 1f. Section 345-50 is amended as follows:

§ 345-50 **Elements of site plan.**

- C. (9) Show proposed buildings with dimensions showing first floor elevation, existing and proposed grade elevations at all corners and entrances, proposed grading and contours, landscaped areas
(with plant materials), trees (where two inches or greater in diameter), floodplains, streams and
drainage ditches. Plan must be consistent with the requirements set forth in § 560-50 Lot Grading.

Section 1g. Section 345-24 is amended as follows:

§ 345-24 **Fees.**

- A. Fees for applications or for the rendering of any service by the Planning Board or Zoning Board of adjustment or any of the professionals so designated by the Boards or any professionals hired by the Borough for the purpose of covering technical, investigative and administrative expenses involved in processing the application shall be as follows:

Category	Application Fee	Escrow Fee
Subdivision, minor	\$550	\$1,000 per lot
Subdivision, major	\$550	\$1,000 per lot
Site plan, major (preliminary)	\$550	\$2,000
Site plan, major (final)	\$550	\$2,000
Informal review	\$550	\$1,000
Variances	\$550 per variance	\$500 if no site
plan required;		\$2,000 if site
plan required		
Request for extension of time	\$100	
Subdivision or site plan	50% of original fee	
amendments		

Zoning Permit	0.0035 of project cost (but Not less than \$100)	\$850*
Certified list of property owners	\$10	
Tax map changes resulting from Subdivisions and other applications creating new lots	\$300	
Copy of minutes, proceedings and Notice of decision	Refer to Chapter 92, Article I, of the Borough of Stone Harbor Code	

* For applications involving grading plans only

Section 2. All ordinances, or parts of ordinances, inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 3. This ordinance shall take effect after final adoption and publication as required by law.

APPROVED:

Judith Davies-Dunhour, Mayor

ATTEST:

Suzanne C. Stanford, Borough Clerk

(4)

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

ORDINANCE 1577

NEW CHAPTER - Chapter 205 B

Landscaping Registration Ordinance

205-B-1- Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

ANNUAL FEE — The fee charged by and payable to the Borough Clerk of the Borough of Stone Harbor to obtain a registration as a landscaper.

ANNUAL REGISTRATION—Registration issued by the Borough Clerk of the Borough of Stone Harbor for the purposes stated.

CUSTOMER—Anyone who employs the services of a landscaper to perform the services of planting, maintaining, cutting, cleaning, or raking property within the Borough of Stone Harbor.

LANDSCAPE CONTRACTOR—The same meaning as Landscaper.

LANDSCAPER—A person or persons doing business with residential or commercial customers for the purpose of planting, maintaining, cutting, cleaning, raking or performing similar activities on property within the Borough of Stone Harbor.

VEHICLE—Any vehicle required to be registered with the New Jersey Department of Motor Vehicles for the use on local roads and highways and used by a landscaper in the performance of his or her work in the Borough of Stone Harbor.

205-B-2 Registration Required.

All landscapers utilizing a truck, van or trailer for landscaping services within the Borough of Stone Harbor shall be required to obtain a registration in order to offer their services in the Borough of Stone Harbor. Said registration shall be obtained from the Borough Clerk prior to January 1 of each calendar year. (Said registration shall terminate December 31). Proof of registration will be demonstrated by the issuance and the display of a decal, which will be issued to each Landscaper and displayed in each vehicle the landscaper owns or operates in the Borough of Stone Harbor.

205-B-3 Application for Registration.

A. All applications for landscaping registration shall be in writing on all forms furnished by the Borough, signed by the applicant or the authorized agent of the applicant and presented to the Borough Clerk. The application shall state:

- (1) The name of the landscaper.
- (2) The correct name under which the business is being operated.
- (3) The business address of the applicant.
- (4) The telephone number and email address of the landscaper.
- (5) Such other pertinent information as may be necessary for the registration of the applicant.

All applications for registrations received by the Borough Clerk shall after appropriate investigation be presented by the Borough Clerk to the Administrator who shall either grant or refuse the application. Thereafter, if the application is approved, the Borough Clerk shall issue the registration upon payment of the registration fee as hereinafter provided. All registrations issued shall expire December 31 of each year.

205-B-4 - Name of company on vehicle.

Every landscaper operating within the Borough of Stone Harbor shall be required to comply with the following:

- A. The name of the landscaping company shall be clearly indicated on both sides of any vehicle used in said operation, shall be no less than three inches in height and shall include the name, address and telephone number.
- B. All Landscapers shall comply with the laws of the State of New Jersey and all Ordinances contained within the code of the Borough of Stone Harbor.

205-B-5- Registration fee; terms.

- A. Upon filing such application, the applicant shall pay to the Borough Clerk a fee of \$25.00, regardless of the number of vehicles operated by the landscape contractor. Any fraction of the year will be considered a full year for the purposes of this section.
- B. The term of such registration shall expire on December 31 of the calendar year in which such registration is issued.
- C. Such registration shall be automatically renewed by the Borough Clerk upon payment by the applicant to the Borough Clerk of an annual renewal fee of \$25.00. Such renewal shall be for the following year in which such renewal occurs.

205-B-6- Revocation of Registration.

If any person registered in accordance with the provisions of this chapter shall be convicted of violating any statute, ordinance or regulation in the execution of any work for which a permit is required by the applicable ordinance of the Borough of Stone Harbor relevant to landscaping, the Borough of Stone Harbor shall revoke the registration of such person immediately. The Borough Clerk shall not restore such registration during such time as the violation for which such conviction was obtained, exists or remains.

205-B-7- Re-registration after revocation.

Any person whose registration has been revoked under the provisions above may be re-registered by the Borough Clerk when the grounds upon which such registration was revoked are removed or corrected and upon payment of the fee prescribed herein.

205-B-8- Enforcement.

The Borough Code Enforcement officer, the Director of Public Works or his/her designee and any Police Officer shall have the authority to enforce this Chapter.

205-B-9 - Violations and penalties.

Any person whose registration has been revoked under the provisions above may be re-registered by the Borough Clerk, upon the approval of the Administrator, when the grounds upon which such registration was revoked are removed or corrected and upon payment of the fee prescribed herein.

- A. Any person who violates any provision of this chapter in any one registration year, shall, upon the first conviction thereof, be punished by a fine not exceeding \$150. A separate offense shall be deemed committed on each day during, or on which a violation occurs or continues.
- B. Any person who violates any provision of this chapter in any one registration year, shall, upon the second conviction thereof, be punished by a fine not exceeding \$250. A separate offense shall be deemed committed on each day during, or on which a violation occurs or continues.
- C. Any person who violates any provision of this chapter in any one registration year, shall, upon the third or subsequent conviction thereof, be punished by a fine not exceeding \$350, or by imprisonment for a term not exceeding 90 days, or both.

APPROVE:

Judith M. Davies-Dunhour

ATEST

Suzanne C. Stanford, Borough Clerk

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

(5)

A RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS

BE IT RESOLVED by the Mayor and Council of the Borough of Stone Harbor that the following transfers of 2020 appropriations are hereby approved on this 3rd day of November, 2020, in accordance with N.J.S.A 40A:4-58:

Current Fund:

From:

Tourism Other Expense	0-01-30-423-257	\$25,000.00
-----------------------	-----------------	-------------

To:

Engineering Other Expense	0-01-20-165-218	\$15,000.00
---------------------------	-----------------	-------------

Planning Board Other Expense	0-01-21-180-225	\$10,000.00
------------------------------	-----------------	-------------

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, 2020

.....
Borough Clerk

The above resolution approved this day of, 2020

.....
Mayor

(6)

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

Approval to Submit a Grant Application and Execute a Grant Agreement with the U. S. Department of Homeland Security for the FY 2021 FEMA Building Resilient Infrastructure and Communities (BRIC) Program

WHEREAS, the Federal Emergency Management Agency (FEMA) in the U. S. Department of Homeland Security is offering a new program known as Building Resilient Infrastructure and Communities (BRIC) Program; and

WHEREAS, the BRIC Program aims to shift the federal focus away from reactive disaster spending and toward research-supported, proactive investment in community resilience and;

WHEREAS, FEMA anticipates BRIC funding projects that demonstrate innovative approaches to partnerships, such as shared funding mechanisms, and/or project design; and

WHEREAS, the BRIC Program's funding is tied to Presidential disaster declarations with a 6 percent set-aside from disaster grants; and

WHEREAS, the Borough of Stone Harbor fully considers grant programs that assist the City in achieving projects and programs that are priorities for the community; and

WHEREAS, actions taken through this Program may result in lower flood insurance premiums through the Community Rating System, increase ratables and improved resiliency; and

WHEREAS, this program is available to certain municipalities in the State of New Jersey; and

WHEREAS, this grant program requires a 25 percent local match from the municipality; and

NOW, THEREFORE, BE IT RESOLVED that governing body of the Borough of Stone Harbor formally approves that grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit a grant application to the U. S. Department of Homeland Security.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Stone Harbor and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Certified as a true copy of the Resolution adopted by Borough Council on this 3rd day of November, 2020.

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, 2020

The above resolution approved this day of....., 2020

Borough Clerk

Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(1)

RESOLUTION

Authorizing to Apply for Grant Funding through the Flood Mitigation Assistance (FMA) Program and Execute of a Grant Agreement with the Federal Emergency Management Agency

WHEREAS, the Borough of Stone Harbor qualifies for the Flood Mitigation Assistance (FMA) Programs administered by the Federal Emergency Management Agency (FEMA); and

WHEREAS, the Flood Mitigation Assistance (FMA) program provided funding to assist in efforts to reduce or eliminate the risks of repetitive flood damage to buildings and structures insurable under the National Flood Insurance Program (NFIP); and

WHEREAS, eligible activities for the FMA Programs includes structure elevation, dry floodproofing, green infrastructure and hazard mitigation planning as well as other activities; and

WHEREAS, the Borough of Stone Harbor strives to save tax dollars; assist homeowners to recover from Superstorm Sandy; assure clean land, air, and water; and improve working and living environments; and

WHEREAS, the Borough of Stone Harbor wishes to apply for funding through the FEMA FMA Programs; and

NOW THEREFORE, BE IT RESOLVED, that the governing body of the Borough of Stone Harbor, State of New Jersey, hereby supports and authorizes the Flood Mitigation Assistance (FMA) Programs application.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit a grant application to the Federal Emergency Management Agency of the US Department of Homeland Security.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Stone Harbor and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Certified as a true copy of the Resolution adopted by governing body on this 3rd day of November, 2020.

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, 2020

The above resolution approved this day of, 2020

Borough Clerk

Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(8)

RESOLUTION

AWARDING A CONTRACT FOR WATER METER REPLACEMENT

WHEREAS, two (2) bids were received by the Stone Harbor Municipal Clerk on October 1, 2020 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-023, 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, the low bidder, Core & Main, L.P. 228 Williamstown Road, Berlin, N.J. 08009 whose bid was \$1,248,405.00 for the Alternate Bid 1; and

WHEREAS, the Chief Financial Officer has determined that sufficient funds are available as evidenced by the Chief Financial Officer's Certification attached hereto and the bid has been reviewed by the Borough Solicitor.

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 3rd day of November, 2020, 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-023 be and the same is hereby awarded to Core & Main, L.P. in the amount of \$ 1,248,405.00.
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, 2020

The above resolution approved this day of....., 2020

Borough Clerk

.....
Mayor

(19)

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 conditions of an existing or proposed bargaining agreement, including negotiation positions. .*
2. *Matters falling within the attorney-client privilege.*
3. *Pending and/or anticipated litigation.*

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Stone Harbor, assembled in public session on November 3, 2020 that an Executive Session closed to the public shall be held on November 3, 2020 at or about 5:30 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, 2020

The above resolution approved this day of....., 2020

Borough Clerk

Mayor