

Web

REGULAR MEETING IMMEDIATELY
FOLLOWING THE WORK SESSION

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

AGENDA REGULAR MEETING

TUESDAY December 1, 2020

Garden Club Presentation - Ellen Emanuel – President

Ordinance 1577 Landscaping Registration Ordinance 2nd 3rd and final (1)
Moore

Resolution – Authorize Disposal of Surplus Property - Gov Deals (2) Parzych

Resolution – Change Order #3 – 2019 Utility & Road Program (3) Moore

Resolution – Award 2020 Road Program (4) Parzych

Resolution – Reimburse Surety & Maintenance – Mooney (5) Rich

DISCUSSION:

Suzanne Stanford

From: Jenny Olson
Sent: Friday, October 30, 2020 9:24 AM
To: Judith Davies-Dunhour; Suzanne Stanford; Charles Krafczek; Robert Smith
Subject: November 20th Council Meeting

The Garden Club would like to make their presentation to Borough Council at the November ~~20th~~^{17th} Meeting. They will do it in person and there will be 2 presenters. Can this be put on the agenda at the beginning of the regular Council Meeting, like you did for the Museum.

Thank you,
Jenny

JENNY OLSON | Tourism Director | Borough of Stone Harbor
9508 Second Avenue, Stone Harbor, NJ 08247

Tourism@shnj.org | ph: 609.368.5102 x340

SHNJ.ORG

Dec 1

(1)

**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

(2)

RESOLUTION

Authorizing Disposal of Surplus Property

WHEREAS, the Borough of Stone Harbor is the owner of certain surplus property which is no longer needed for public use; and

WHEREAS, the Borough is desirous of selling said surplus property in an "as is" condition without express or implied warranties.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Stone Harbor, Cape May County, on this 1st day of December, 2020 as follows:

(1) The sale of the surplus property shall be conducted through GovDeals pursuant to State Contract A-70967/T2581 in accordance with the terms and conditions of the State Contract. The terms and conditions of the agreement entered into with GovDeals is available online at govdeals.com and also available from the Public Works Department of the Borough.

(2) The sale will be conducted online and the address of the auction site is govdeals.com.

(3) The sale is being conducted pursuant to Local Finance Notice 2008-9.

(4) A list of the surplus property to be sold is attached.

(5) The surplus property as identified shall be sold in an "as-is" condition without express or implied warranties with the successful bidder required to execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property.

(6) The Borough of Stone Harbor reserves the right to accept or reject any bid submitted.

List Attached: December 1, 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

GovDeals

December 2020

1. 2004 Sterling/ Heil 20 YD Trash Packer W/ Myers Snow Plow
2. 2012 Kawasaki Mule Side By Side
3. 22 Bicycles
4. Wacker Neuson BS-50-4S Jumping Jack Tamper
5. Stihl MM55c Power Broom
6. Stihl BR 380 Blower
7. Stihl BG 55 Blower
8. Byrne 6'2" Surf Board
9. Shapes 6'2" Surf Board

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

(3)

WHEREAS, the Borough of Stone Harbor is currently under contract with Asphalt Paving Systems Inc., P.O. Box 530, Hammonton, N.J. 08037 for 2019 Utility and Road Program File D&A Project #: SH-C-012; and

WHEREAS, it is the recommendation of the Borough’s Engineer, Marc DeBlasio, of DeBlasio & Associates to authorize Change Order No. 3.

- 1. Addition of Storm Sewer Installation at Sunrise Drive & 104th Street.

WHEREAS, Change Order No. 3 – will result in an increase of \$ 82,810.00 to the adjusted contract amount of \$ 4,051,675.00 for an revised contract amount of \$ 4,134,485.00.

NOW, THEREFORE, BE IT RESOLVED, this 1st day of December, 2020 by the Borough Council of the Borough of Stone Harbor, in the County of Cape May, and the State of New Jersey, that the preamble of this Resolution is hereby incorporated by reference and that the aforementioned Change Order No. 3 is hereby authorized;

BE IT FURTHER RESOLVED that the Mayor and the Borough Clerk be and hereby are authorized to execute Change Order No. 3 to increase the revised price by \$ 82,810.00.

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

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(4)

RESOLUTION

**AWARDING A CONTRACT
FOR 2020 UTILITY AND ROAD PROGRAM**

WHEREAS, five 5) bids were received by the Stone Harbor Municipal Clerk on September 10, 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-019, 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, Fred M. Schiavone Construction, Inc. P.O. Box 416, Malaga, N.J. 08328 submitted the lowest responsible and conforming bid in the amount of \$ 3,315,522.55; and

WHEREAS, the Borough Engineer has recommended that the contract be awarded to Fred Schiavone Construction, 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 and contingent upon approval from the NJDOT for the Reconstruction of 106th Street.

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 1st day of December, 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-019 be and the same is hereby awarded Fred Schiavone Construction, Inc. in the amount of \$ 3,315,522.55;
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

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(5)

RESOLUTION

WHEREAS, the following submitted Performance/ Surety Monies for a street opening;
and

WHEREAS, none of the fees were used in conjunction with the project, and

WHEREAS, the Zoning Officer has requested and approved the return of the fee.

James Mooney
466 Black Swan Lane
Berwyn, Pa. 19312

423 – 104th Street
B.202 L.96.02 \$ 1,560.00
B. 87.02 Lot 52.02 \$1,880.00

NOW, THEREFORE, BE IT RESOLVED by the Borough of Stone Harbor on this 1st
day of December, 2020 that this fee be reimbursed.

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
CONSTRUCTION • ZONING
9508 SECOND AVENUE
STONE HARBOR, NEW JERSEY 08247

TELEPHONE (609) 368-6813
(609) 368-6814
FAX (609) 368-0628

To Suzanne Stanford

From: Suzanne Brown *smw*

Re: Reimbursement for Surety and Maintenance

Date: November 13, 2020

I am requesting a reimbursement for the following:

James Mooney

466 Black Swan Lane

Berwyn, PA 19312

423 - 104th Street

BL: 202 Lot 96.02

Amount \$ 1,560.00

"The Seashore at its Best"



SHOULD YOU REQUIRE A SPECIAL ACCOMMODATION PLEASE CALL (609) 368-5102