

Web

REGULAR MEETING IMMEDIATELY FOLLOWING THE WORK SESSION

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

AGENDA REGULAR MEETING

TUESDAY February 2, 2021

ORDINANCE 1579 Salary 2nd, 3rd and final (1) Parzych

ORDINANCE 1580 Purchase Property 2nd 3rd and final (2) Krafczek

ORDINANCE – Vacation of First Avenue – 111th Street INTRO (3) Parzych

ORDINANCE – Liaisons INTRO (4) Moore

Resolution – Revised Flood Mitigation Committee (5) Casper

Resolution – Runnemedede Purchase Dump Truck (6) Parzych

Resolution – Refund Fire Inspection Fee – Campana (7) Gensemer

Resolution – Reimburse Surety & Maintenance DePalantino (8) Dallahan

Resolution – Farmers Market Time & Fees (9) Gensemer

Resolution – Approve Engineer Proposal - Paddle Tennis Engineering

Services (10) Gensemer

Resolution – Change Order #2 – Schiavone Construction increase \$27,986.55.

(watermain valves in Second Avenue intersections) (11) Moore

Resolution – Contact Person – phone access to EPL Hotline (12) Casper

Resolution – Shared Services Agreement – Avalon PW (13) Parzych

Resolution – Legion Raffle – bike (14) Dallahan

Resolution – Legion Raffle – various (15) Parzych

Resolution – Refund Utility - Oceans Edge Settlement (16) Moore

Resolution – Change Order #3 – Storm Water Installation Sunrise 104th
(Asphalt) (17) Moore

Motion – Councilmember Dallahan – Authority for the Borough Engineer to
move the 106th Street weather siren with the requirement that everyone
within 200 ft. of the location be first notified. Call for Vote (18) Dallahan

Motion – 2 new firemen (19) Dallahan

DISCUSSION:

Resolution - Closed Session- Easement – possible – Administrator (20)
Krafczek

(1)

BOROUGH OF STONE HARBOR
CAPE MAY COUNTY

ORDINANCE NO. 1579

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 2021 are hereby fixed at the following amounts:

	<u>MIN</u>	<u>MAX</u>
Administrator	90,000	165,000
Police Chief	90,000	150,000
Police Captain	70,000	135,000
Borough Clerk	57,000	125,000
Zoning Officer/Const. Official	55,000	140,000
Director of Public Works	60,000	120,000
Accounting Ass't/P/R Benf. Coordinator	50,000	60,000
Uniform Fire Code Official/Inspector	48,000	80,000
Tax/Utility Collector	48,000	83,000
Recreation Director	50,000	60,000
Tourism Director	50,000	63,000
Tax Assessor	28,000	40,000
Tax Assessor/Clerk/Reception	15,000	35,000
Supervisor/Public Works	40,000	70,000
Ass't Director Public Works	65,000	80,000
Administrative Assistant	30,000	65,000
Deputy Borough Clerk	40,000	65,000
Administrative Assistant	30,000	65,000
Deputy Tax & Utilities Collector	25,000	50,000
Technical Assistant Construction	20,000	60,000
EMT/Fire Code Inspector	25,000	50,000
Administrative Assistant	30,000	60,000
Recreation Manager	25,000	50,000
Receptionist	15,000	35,000
Public Works Clerk/Secretary	20,000	40,000
Police Clerk	20,000	41,000
Mayor		15,003
Council		10,506
Lifeguard Captain	40,000	70,000
Municipal Court Judge (until 9/1/21)	25,000	35,000
Sub-code Plumbing	2,600	16,000
Plumbing Inspector	2,600	7,000
Zoning Board Secretary	1,500	4,500
CRS Coordinator		6,000

	MIN	MAX
OEM Coordinator	4,000	11,000
Deputy OEM Coordinator	3,000	9,000
Utilities Collection System Operator		5,500
Utilities Treatment/Distribution License		5,500
Stipends		
Planning Board Secretary per/meeting	200	400
ZBA/Planning Bd Officer per/meeting	200	300
Water/Wastewater License		2500
Recycling Coordinator		2500

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, 2021.

APPROVED:

Judith M. Davies-Dunhour Mayor

ATTEST:

Suzanne C. Stanford, Borough Clerk

(2)

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

ORDINANCE 1580

**AUTHORIZING THE EXECUTION OF
AGREEMENT OF SALE TO PURCHASE 10206 THIRD AVENUE AND
CONSUMMATE THE CLOSING**

WHEREAS, the Borough of Stone Harbor has an outstanding obligation to provide three "affordable units" pursuant to its most recent settlement agreement with Fair Share Housing regarding Affordable Housing Obligations within the municipality; and

WHEREAS, the Borough of Stone Harbor has sufficient funds in an account designated for the development of Affordable Housing within the Borough, which funds were generated by property development fees and must be utilized or ultimately forfeited; and

WHEREAS, a triplex building located on the property known as 10206 Third Avenue, Block 102.03, Lots 115 and 116 located in the Borough of Stone Harbor, is available for purchase and would be extremely beneficial to the Borough with regard to satisfying the aforementioned Affordable Housing Requirements for the municipality; and

WHEREAS given the existing strengths of the housing market within the Borough, it is deemed necessary to acquire said property with all due rapidity, since another property of the type required may be difficult to locate should the Borough be unable to acquire the subject property herein; and

WHEREAS, the owner of said property is agreeable to the price and terms proposed; and

WHEREAS, the Chief Financial Officer has certified that funds are available from the designated "COAH" account; and

WHEREAS, Surety Title Company requires issuance of a resolution authorizing the purchase, in order to insure the title for the Borough, which sale shall ultimately be confirmed by ordinance,

WHEREAS, on January 5 2021 the Borough Council, the governing body of the borough of Stone Harbor adopted a resolution authorizing said purchase for the purpose of consummating a closing expeditiously;

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

SECTION 1. The averments set forth above are incorporated herein as if set forth at length. The authorizing resolution referenced above is hereby approved "Nunc Pro Tunc".

SECTION 2. That Mayor, Judith M. Davies-Dunhour, and other necessary personal, be and hereby are authorized to sign an Agreement of Sale, reasonably acceptable to the municipal solicitor, in form substantially similar to the attached Exhibit "A", providing for the acquisition of the subject property at a purchase price of One Million Six Hundred Twenty-Nine Thousand (\$1,629,000.00) Dollars. Said actions, and all other actions require to complete closing, if taken prior to the adoption of this Ordinance are approved herein "Nunc Pro Tunc".

SECTION 3. All necessary and appropriate Borough personnel shall cooperate fully, forthwith, to consummate closing as directed by the Borough Administrator and Borough Solicitor.

SECTION 4. 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 5. All Ordinances or parts of Ordinances inconsistent with this Ordinance, to the extent of such inconsistencies only, are hereby repealed.

SECTION 6. This Ordinance shall take effect immediately upon final passage and publication as provided by law.

APPROVED:

Judith Davies Dunhour - Mayor

ATTEST:

Suzanne C. Stanford, Borough Clerk

(3)

**BOROUGH OF STONE HARBOR
CAPE MAY COUNTY
ORDINANCE NO. _____**

**AN ORDINANCE VACATING A PORTION OF 1ST AVENUE
AND RESCINDING ORDINANCE No. 504**

WHEREAS, the Borough Council of the Borough of Stone Harbor, Cape May County, New Jersey has determined that it is in the best interest of the Borough to vacate the portion of 1st Avenue, a paper street, located between 111th Street and 112th Street, in connection with the redevelopment of Villa Maria By the Sea; and

WHEREAS, vacation of a public street, or part thereof, may be authorized by the Municipal Governing Body by Ordinance pursuant to N.J.S.A. 40:67-1, et seq., in the discretion of the Governing Body to accommodate public uses or when there is no longer any need for the use of said area by the public; and

WHEREAS, pursuant to N.J.S.A. 40:67-1, et seq. and the holdings in Hous. Auth. of City of Newark v. Norfolk Realty Co., 71 N.J. 314, 322 (1976) and Wolff v. Veterans of Foreign Wars, 5 N.J. 143, 147 (1950), upon the vacation of a public street, title to one half of the road bed lies in the abutting property owner subject to whatever public right or easement may exist; and

WHEREAS, the Sisters of the Immaculate Heart of Mary, which owns and operates the Villa Maria by the Sea, are the owners of the property adjacent to said paper street to be vacated, those adjacent lots being identified as Block 111.01, Lots 19 and 20 and Block 111.02, Lots 21 and 22 on the official tax map of the Borough of Stone Harbor; and

WHEREAS, the Governing Body, having reviewed the matter extensively and having determined that, subject to the conditions herein, there is no longer any need for the use of said paper street by the public;

NOW, THEREFORE, BE IT ORDAINED, by the Borough Council of the Borough of Stone Harbor, Cape May County and State of New Jersey, duly assembled in public session, as follows:

1. The averments set forth above are incorporated herein as if set forth at length;
2. The portion of the paper street known as 1st Avenue, located between 111th Street and 112th Street, as described in Exhibit "A" hereto, as shown on the official tax map of the Borough of Stone Harbor, a legal description prepared by DeBlasio and Associates, dated February 1, 2021, is hereby vacated and the underlying fee simple interest to said vacated portion, as reflected in the chain of title of said portion, shall be vested to the Sisters of the Immaculate Heart of Mary in accordance with law subject to the reservations herein;
3. All rights and privileges possessed by public utilities, as defined by R.S. 48:2-13, and by any cable television company, as defined in the "Cable Television Act," N.J.S.A. 48:5A-1 et seq., to maintain, repair and replace facilities, in, adjacent to, over or under the vacated portion of 1st Avenue, are hereby expressly reserved from vacation;
4. The Borough hereby expressly reserves, from vacation, all rights and privileges to install and maintain, repair and replace storm drainage facilities, water main improvements and any other improvements as may be deemed necessary by the Borough in the sub-surface portion. It is an express condition of this Vacation Ordinance that the adjacent property owners, the Sisters of the Immaculate Heart of Mary, shall execute a formal easement agreement, which shall be recorded in the office of the Clerk of the County of Cape May permitting such installation and maintenance in form acceptable to the Municipal Solicitor of the Borough of Stone Harbor.
5. Additionally, on July 3, 1978, the Borough of Stone Harbor adopted Ordinance No. 504, entitled "An Ordinance Repealing Ordinance 494 and Providing for the Vacation, Releasing and Extinguishment of the Public Rights in and to a Portion of First Avenue in the Borough of Stone Harbor, New Jersey", which rescinded prior Ordinance No. 494 entitled: "An

Ordinance Providing for Vacating, Releasing and Extinguishment of the Public Rights in and to a Portion of First Avenue in the Borough of Stone Harbor, New Jersey."

As a result, the status of said 1978 Street Vacation is clouded, remains a disputed matter and is potentially the subject of litigation and judicial review. To avoid such dispute, the Borough of Stone Harbor has reached a resolution of this matter with the Sisters of the Immaculate Heart of Mary, who are also the adjoining owners of the property abutting the 1978 "Vacation Area" in dispute, to wit: Block 112.02, Lot 22, pursuant to the 1978 Ordinances.

Accordingly, the Borough of Stone Harbor and the Sisters of the Immaculate Heart of Mary have agreed that the Borough shall, rescind Ordinance No. 504. As a result, in accordance with prior Ordinance No. 494, title to the vacated property on the westerly portion of the roadbed shall be vested in the Sisters of the Immaculate Heart of Mary and title to the easterly portion of the roadbed shall be vested in the Borough of Stone Harbor.

The Sisters of the Immaculate Heart of Mary shall tender to the Borough of Stone Harbor the sum of Two Million (\$2,000,000.00) Dollars to be paid over a period of eighteen (18) months from the proceeds of the closings of the thirteen (13) lots created by the subdivision, which is facilitated by this Vacation Ordinance. Such payment is an express condition subsequent of this Ordinance and shall be further articulated in a separate agreement between the Borough and the Sisters of the Immaculate Heart of Mary, which is also an express condition subsequent of this Ordinance.

A portion of said proceeds shall be applied by the Borough of Stone Harbor to satisfy, in full, all of the Mount Laurel obligation generated by Villa Maria Subdivision and renovation project. It is contemplated that the balance shall be utilized to partially fund the construction of the new Borough Lifeguard Station in order to continue to provide beach protection to the residents, property owners and visitors of the Borough of Stone Harbor.

6. Accordingly, Ordinance number 504, adopted on July 3, 1978 and referenced above is hereby rescinded.

7. The adoption of the within Ordinance is expressly contingent upon the subsequent execution and performance of the easement and payment agreements, as referenced above, which are conditions subsequent to this adoption, and this Ordinance shall be subject to rescission in the absence of the Borough's receipt of fully executed copies, and appropriate performance, of the same.

8. The Municipal Clerk shall publish this Ordinance, after being introduced and having passed a first reading, at least once not less than ten (10) days instead of one (1) week prior to the time fixed for further consideration for final passage, pursuant to N.J.S.A. 40:49-6.

9. The Municipal Clerk shall, at least one (1) week prior to the time fixed for final passage of such Ordinance, mail a copy thereof, together with a notice of the introduction thereof and the time and place when and where the ordinance will be further considered for final passage, to every person whose lands may be affected by the Ordinance or any assessment which may be made in pursuance thereof, pursuant to N.J.S.A. 40:49-6.

10. The Municipal Clerk shall, within sixty (60) days after such Ordinance becomes effective, file a certified copy of the ordinance vacating the streets with the office of the County Clerk in a special book set aside for dedications and vacations, pursuant to N.J.S.A. 40:67-21.

11. This Ordinance shall take effect after final passage and publication according to law.

12. Upon final adoption, this Ordinance shall be transmitted to the Tax Assessor by the Borough Clerk who, with the assistance of the Borough Engineer, shall determine the appropriate tax map designation for said vacated portion.

13. All Ordinances or parts of ordinances which are inconsistent with this ordinance are repealed as to their inconsistencies only.

This Ordinance shall take effect twenty (20) days after publication of final adoption.

APPROVED:

Judith Davies-Dunhour, Mayor

ATTEST:

Suzanne C. Stanford, Borough Clerk

INSERT SCHEDULE "A"
DESCRIPTION OF LANDS

INSERT SCHEDULE "B"
EASEMENT PLANS

(4)

BOROUGH OF STONE HARBOR
COUNTY OF CAPE MAY, NEW JERSEY
ORDINANCE 1582

AN ORDINANCE AMENDING CHAPTER 10-9 POWERS OF COUNCIL BY ADDING "L"

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:

10-9 Powers of Council

The Borough Council shall be the legislative body of the Borough and shall have all the powers designated by the general law of boroughs, including but not limited to those contained in N.J. S.A. 40A:60-1 et seq. and shall include, to the extent not inconsistent with said laws, the following powers: (L. shall be added)

L. May, as individual members of Borough Council, act as liaisons to Stone Harbor Property Owners Association, the Stone Harbor Museum and the Stone Harbor Chamber of Commerce, for the purpose of facilitating communications between the Borough Council and these enumerated organizations.

APPROVED:

Judith M. Davies-Dunhour, Mayor

ATTEST:

Suzanne C. Stanford, Borough Clerk

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(5)

RESOLUTION

AUTHORIZATION OF A SPECIAL AD HOC COMMITTEE ON FLOOD MITIGATION

WHEREAS, under the authority of Revised General Ordinance 10-19, the Borough Council of the Borough of Stone Harbor is empowered to form Special Committees for the handling of extraordinary matters outside the general authority of the Standing Committees; and

WHEREAS, the Borough Council of the Borough of Stone Harbor has previously authorized the creation of a Special Committee to review Flood Mitigation by Resolution 2017-S-203A;

WHEREAS, the Borough Council desires to continue with the work and authority of the Flood Mitigation Special Committee.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Stone Harbor, on this 2nd day of February, 2021 that Special Flood Mitigation Committee be and is hereby continued under the authority of Revised General Ordinance 10-19, subject to the following:

1. The Committee shall be known as the Flood Mitigation Committee;
2. The purpose of this Committee is to help promote the public health, safety, and general welfare, and to minimize public and private losses due to flood conditions in specific areas by provisions designed to protect human life and health.
3. The Committee shall consist of the following members, however, only members of Council shall be entitled to vote on Committee action, all other persons shall serve in an advisory capacity only:

Chairman of Public Works Committee

Chairman of Natural Resources Committee – who shall serve as
Chairman

Chairman of Administration & Finance Committee

Borough Engineer

Planning Board Engineer

3. The Chairman of the Committee shall provide reports to Council at the monthly Natural Resources Work Session meetings of Council.

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, 2021

The above resolution approved this day of, 2021

Borough Clerk

Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

AUTHORIZING THE SALE OF ONE (1) TRUCKS TO RUNNEMEDE N.J.

WHEREAS, there exists a need for a Diesel Dump Body with Myers Plow vehicle in the Borough of Runnemede, N.J., in the County of Camden, State of New Jersey; and

WHEREAS, the Borough of Stone Harbor is in possession of a surplus 2007 Ford F-350 Diesel Dump Body with Myers Plow Vin Number – 1FDWF37P97EB21440 ; and

WHEREAS, the Borough of Runnemede, N.J. wishes to purchase this vehicle for the total amount of \$7,000.00 and funds are available to the Borough of Runnemede, N.J. for such purchases; and

WHEREAS, N.J.S.A. 40A:11-5(2) allows for such contracts between municipalities without competitive bidding; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.), requires that the resolution authorizing the award of contracts for such services without competitive bids and the contract itself must be available for public inspection.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Stone Harbor, County of Cape May, State of New Jersey as follows:

1. That the Borough of Stone Harbor hereby agrees to sell to the Borough of Runnemede, N.J. a 2007 Ford F-350 Diesel Dump Body with Myers Plow, in consideration hereunder of the payment of \$7,000.00, together with the execution and transfer of any applicable documentation. Such sale is "as is" with no express or implied warranty on the part of the Borough of Stone Harbor.
2. That the title documents to such vehicle shall be provided to the Borough Attorney of the Borough of Runnemede, N.J. who will hold such documents in escrow to be released to Runnemede upon provision to the Borough of Stone Harbor of payment;
3. That the Mayor and Clerk are hereby authorized and directed to execute this resolution as the contract for sale of the aforementioned vehicles to the Borough of Runnemede, N.J.
4. That this contract is awarded without competitive bidding under the provisions of 40A:11-5(2) of the Local Public Contracts Law.
5. That a notice of this action shall be printed in accordance with law.

Attest:

Suzanne Stanford, Clerk
Borough of Stone Harbor
Attest:

Judith M. Davies-Dunhour, Mayor
Borough of Stone Harbor

Borough Clerk
Borough of Runnemede, N.J.

Mayor
Borough of Runnemede, N.J. t

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, 2021

Borough Clerk

The above resolution approved this day of, 2021

Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

(7)

WHEREAS, Theresa Campana, 211 N. Hanover Avenue, Margate, N.J. 08402 completed the registration form and wrote a check in the amount of \$ 200.00 to register 253 – 107th Street for a Fire Inspection; and

WHEREAS, she has notified the Bureau of Fire Prevention that the property will be sold before the date of the inspection and therefore is requesting this refund; and

WHEREAS, the Fire Official has requested that a refund of \$ 200.00 be sent to Theresa Campana.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Stone Harbor, in the County of Cape May that at the request of the Fire Official \$200.00 be refunded to Theresa Campana 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, 2021

.....
Borough Clerk

The above resolution approved this day of, 2021

.....
Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(8)

RESOLUTION

WHEREAS, the following submitted Maintenance / 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 to:

DiPalantino Contractors
114 Stagecoach Road
Cape May Court House, N.J. 08210

257 – 86th Street
B.86.03 L.92
\$ 760.00

NOW, THEREFORE, BE IT RESOLVED by the Borough of Stone Harbor on this 2nd
day of February, 2021 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, 2021

Borough Clerk

The above resolution approved this day of....., 2021

Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(9)

RESOLUTION

A RESOLUTION AUTHORIZING SCHEDULE AND FEES FOR THE "STONE HARBOR FARMERS MARKET"

WHEREAS, the Borough of Stone Harbor will hold a weekly "Farmer's Market" on Sundays beginning May 30, 2021 through September 12, 2021 at the Water Tower Parking Lot in Stone Harbor; and

WHEREAS, the Farmers Market is in the interests of the citizens of the Borough of Stone Harbor inasmuch as it will generate some revenue and it will provide convenient access to certain goods that are not readily accessible to Borough residents and visitors; and

WHEREAS, all vendors must complete the Stone Harbor Farmers Market Application, read Farmer's Market Rules & Regulations and return completed form and payment check along with photocopies of appropriate permits, insurance certificates and licenses to the Borough before they will be allowed to participate in the Farmers Market.

WHEREAS, it has been recommended that the fee for the Farmers Market be set at \$500.00 per space for the season.

WHEREAS, this year three parking spaces on the West side of Second Avenue just south of 95th Street will be utilized for the addition of 3 food trucks;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Stone Harbor, in the County of Cape May and State of New Jersey, duly assembled in public session this 2nd day of February, 2021 that this Resolution is hereby 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, 2021

Borough Clerk

The above resolution approved this day of....., 2021

Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

(10)

Approve Proposal for Engineering & Construction Phase 96th Street Paddle Tennis Court Installation 2020 Utility and Road Program – Additional Services

WHEREAS, DeBlasio & Associates, Borough Engineer, 4701 New Jersey Avenue, Wildwood, N.J. 08260 has prepared a Proposal (copy attached) to provide Engineering and Construction to complete additional work for the 2020 Utility & Road Program – 96th Street Paddle Tennis Court Installation: (Note that this proposal does not include electrical engineering and site lighting design services)

Engineering and Construction Phase Services for 96th Street Paddle Tennis Court Installation:

Engineering Cost:	\$ 7,500.00
Asphalt Coring (2 core samples)	
NJDOT Grant Administration	
Design Plans and Specifications	
Construction Phase Cost	\$ 3,000.00
Part Time Observation	
Contract Administration	
Total Fee	\$ 10,500.00

WHEREAS, it is the intention of Council to approve this proposal as presented, upon final approval of Borough Solicitor and Borough Administrator.

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 attached Engineering & Construction Phase 96th Street Paddle Tennis Court Installation - this 2nd day of February, 2021

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, 2021

.....
Borough Clerk

The above resolution approved this day of, 2021

.....
Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

(11)

WHEREAS, the Borough of Stone Harbor is currently under contract with Fred M. Schiavone Construction P.O. Box 416, Malaga, N.J. 08328 for the 2020 Utility and Road Program; and

WHEREAS, it is the recommendation of the Borough's Engineer, Marc DeBlasio to authorize Change Order No. 2 – Installation of three (3) watermain valves in the Second Avenue intersection of 101st Street, 106th Street and 118th Street; and

WHEREAS, Change Order No. 2 will result in an increase of \$27,964.00 to the original contract amount of \$3,315,522.55 for a revised contract amount of \$3,343,486.55.

NOW, THEREFORE, BE IT RESOLVED, this 2nd day of February, 2021 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. 2 be and hereby is authorized;

BE IT FURTHER RESOLVED that the Mayor and the Borough Clerk be and hereby are authorized to execute Change Order No. 2 .

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, 2021

.....
Borough Clerk

The above resolution approved this day of....., 2021

.....
Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

(12)

CONTACT PERSON FOR THE EMPLOYMENT PRACTICES LIABILITY ATTORNEY
CONSULTATION SERVICE
ATLANTIC COUNTY MUNICIPAL JOINT INSURANCE FUND

WHEREAS, the Governing Body of the Borough of Stone Harbor hereinafter referred to as "MUNICIPALITY", is a member of the Atlantic County Municipal Joint Insurance Fund, hereinafter referred to as "FUND"; and

WHEREAS, the FUND has adopted a policy authorizing the Employment Practices Liability Attorney Consultation Service; and

WHEREAS, the FUND has budgeted an annual allowance per member for EPL consulting services; and

WHEREAS, the FUND requires the MUNICIPALITY to designate specific managerial or supervisory individuals who will have telephone access to the EPL Hotline.

NOW, THEREFORE BE IT RESOLVED that the governing body does hereby appoint Robert Smith, Administrator as its Contact Person.

BE IT FURTHER RESOLVED that the governing body does hereby appoint James Craft as additional Contact Person.

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, 2021

The above resolution approved this day of....., 2021

Borough Clerk

Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

(13)

APPROVING INTERLOCAL SERVICES AGREEMENT FOR PUBLIC WORKS COOPERATION WITH THE BOROUGH OF AVALON

WHEREAS, the Borough of Stone Harbor is authorized to enter into a contract with other local units for joint service projects, pursuant to N.J.S.A. 40:8A-3; and

WHEREAS, the contract may be awarded by resolution in conformance with N.J.S.A. 40:8A-4.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Borough Clerk be and they are hereby authorized, empowered and directed to execute and deliver the contract attached when signed to the Borough of Avalon.

BE IT FURTHER RESOLVED on this 2nd day of February, 2021 that this contract shall only become effective when the contract has been similarly approved by the Borough of Avalon by resolution and shall expire on December 31, 2025.

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, 2021

The above resolution approved this day of, 2021

Borough Clerk

Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(14)

RESOLUTION

WHEREAS, the American Legion Stephen C. Ludlam Post 331 made application on January 20, 2021 for a Raffle License; and

WHEREAS, it is the desire of the Borough Council of the Borough of Stone Harbor to issue a Certificate of Approval to American Legion Stephen C. Ludlam Post 331 for holding of said Raffle of Electric Bike (value \$3,300) ;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Stone Harbor, in the County of Cape May, State of New Jersey this 2nd day of February, 2021, as follows:

1. That the Borough Council issue to the American Legion Stephen C. Ludlam Post 331 a Certificate of Findings and Determination to be signed by the proper officer of said Borough Council for an application made by said American Legion Stephen C. Ludlam Post 331; and
2. That the Municipal Clerk of the Borough of Stone Harbor be, and she is hereby authorized, empowered and directed to cause the proper Raffle License to be issued to the American Legion Stephen C. Ludlam Post 331 in accordance with the application made therefor.

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, 2021

.....

Borough Clerk

The above resolution approved this day of, 2021

.....
Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

(15)

WHEREAS, the American Legion Stephen C. Ludlam Post 331 made application on January 20, 2021 for a Raffle License; and

WHEREAS, it is the desire of the Borough Council of the Borough of Stone Harbor to issue a Certificate of Approval to American Legion Stephen C. Ludlam Post 331 for holding of said Raffle (various drawings);

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Stone Harbor, in the County of Cape May, State of New Jersey this 2nd day of February, 2021, as follows:

1. That the Borough Council issue to the American Legion Stephen C. Ludlam Post 331 a Certificate of Findings and Determination to be signed by the proper officer of said Borough Council for an application made by said American Legion Stephen C. Ludlam Post 331; and
2. That the Municipal Clerk of the Borough of Stone Harbor be, and she is hereby authorized, empowered and directed to cause the proper Raffle License to be issued to the American Legion Stephen C. Ludlam Post 331 in accordance with the application made therefor.

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, 2021

The above resolution approved this day of....., 2021

.....
Borough Clerk

.....
Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(16)

RESOLUTION

REFUND DUPLICATE TAX PAYMENT

WHEREAS, CoreLogic Tax Servicing Agency and Oceans Edge Settlement Services LLC both paid the November 1st 2020 installment for Block 108.31 Lot 41, A.K.A. A-43 Bower Court; and

WHEREAS, Oceans Edge Settlement Services LLC requested a refund; 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 \$808.77 be issued to Oceans Edge Settlement Services LLC, 9614 Third Ave Suite 202, Stone Harbor NJ 08247; 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 the day of, 2021

The above resolution approved this day of, 2021

Borough Clerk

.....
Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

(17)

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 a revised contract amount of \$ 4,134,485.00.

NOW, THEREFORE, BE IT RESOLVED, this 2nd day of February, 2021 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, 2021

The above resolution approved this day of....., 2021

Borough Clerk

Mayor

(20)

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. Contract/Agreement Negotiations/Attorney Client Privilege

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Stone Harbor, assembled in public session on February 2, 2021 that an Executive Session closed to the public shall be held on February 2, 2021 at or about 4:30 P.M. in the Borough Hall of the Borough of Stone Harbor, 9508 Second Avenue, Stone Harbor, New Jersey, for the discussion of matters relating to the specific items designated above.

Official action may be taken as a result of said executive session.

It is anticipated that, in accordance with law and in a timely manner, the deliberations conducted in closed session may be disclosed to the public upon the determination of the Borough Council that the public interest will no longer be served by such confidentiality.

Offered by Seconded by.....

The above resolution was duly adopted by the Borough Council of the Borough of Stone Harbor, New Jersey, at a meeting of said Council
duly held on the day of, 2021

The above resolution approved this day of, 2021

Borough Clerk

.....
Mayor