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REGULAR MEETING IMMEDIATELY
FOLLOWING THE WORK SESSION

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

AGENDA REGULAR MEETING

TUESDAY September 7, 2021

Communication - Read - letter John Stranix - 95th Street

ORDINANCE - Handicapped Parking Spaces - INTRO (1) Dallahan
ORDINANCE - Sidewalk Repair INTRO (2) Parzych

RESOLUTION - Bond Anticipation Notes (3) Krafczek

RESOLUTION - Residential Handicapped Parking Request - Amended 374
- 83rd Street - Summers (4) Dallahan

RESOLUTION - Refund Direct Debit Tax Payment - Stranix (5 Casper

RESOLUTION - Shared Services Agreement - CMC MUA(6) Moore

RESOLUTION - Fair Share Plan - Adopt Inclusionary Development
Assistance Manual (7) Parzych

RESOLUTION - Refund Fire Permit - Food Truck (8) Gensemer

RESOLUTION - Summer Officers - through October (9) Dallahan

RESOLUTION - Extension of Farmers Market - 1 week (10) Gensemer

RESOLUTION - Award Demolition Quotes - Lifeguard Building (11)
Krafczek

Motion - Bid - 2021 Utility & Road Program (12) Moore

Motion to bid - September 7th

Advertise - September 10th -

Bid Opening Wednesday September 29th 11 am

Possible Award - October 5th

Motion - Special Event - Forcible Entry Training Marina Gensemer

Motion - Special Event - SHPOA Use of Recreation Building - Fall Meeting
Gensemer

Motion - Special Event - Savor September Gensemer

RESOLUTION - Closed Session - (13) Parzych

117

NNBOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

ORDINANCE

Chapter 520. Vehicles and Traffic

§ 520-29. Handicapped parking.

A.
Handicapped parking on streets. In accordance with the provisions of N.J.S.A. 39:4-197.5, the following street locations are designated as handicapped parking spaces. Such spaces are for use by persons who have been issued special identification cards or plates or placards by the Motor Vehicle Commission, or a temporary placard issued by the Chief of Police. No other person shall be permitted to park in these spaces.

Street	Location
83rd Street	1 space, 145 feet west of Sunset Drive and 65 feet from the center line of 83rd Street and extending 16 feet to the north thereof to the bulkhead of the former Smugglers Cove (370 83 rd Street)
88th Street	1 space, south side, beginning at a point 25 feet west of the oceanfront bulkhead and extending to a point 14 feet west thereof
93rd Street	2 spaces, north side, beginning at a point 25 feet east of the easterly curblines of Third Avenue and extending to a point 44 feet east thereof
94th Street	1 space, 22 feet from the southeast corner of 94th and Second extending 21 feet easterly (museum)
95th Street	1 space, north side, beginning at a point 10 feet west of a fire hydrant located approximately 20 feet west of the westerly curblines of Third Avenue and extending to a point 22 feet west thereof
96th Street	1 space on each side of street, 200 block of 96th Street
96th Street	2 spaces, north side, 300 block of 96th Street
96th Street	1 space, south side, 300 block of 96th Street
99th Street	1 space, south side, beginning at a point 25 feet west of the oceanfront bulkhead and extending to a point 14 feet west thereof
99th Street	1 space, south side, beginning at a point 25 feet east of the easterly curblines of Third Avenue and extending to a point 22 feet east thereof
101st Street	1 space, south side, beginning at a point 25 feet west of the oceanfront bulkhead and extending to a point 14 feet west thereof
111th Street	2 spaces, south side, beginning at a point 25 feet west of the oceanfront bulkhead and extending to a point 36 feet west thereof
119th Street	1 space, south side, beginning at a point 25 feet west of the oceanfront bulkhead and extending to a point 14 feet west thereof
Municipal parking lot, 94th Street	4 spaces, on the parking lot west of Second Avenue between 93 rd and 94 th Streets
Municipal parking lot, 96 th Street	1 located on west lot/2 located on east lot on the north side of 96 th Street, 300 block.
Second Avenue	1 space, east side, beginning at a point 115 feet south of the southeasterly curblines of 81st Street and Second Avenue and extending 24 feet southerly thereof
Second Avenue	1 space, east side, beginning at a point 230 feet north of the northeast curblines of 83rd Street and Second Avenue and extending 24 feet north thereof

Street	Location
Second Avenue	2 spaces, west side, beginning 87 feet north of the northwest corner of 117th Street and extending 28 feet north thereof (American Legion Home at 11617 Second Avenue)
Oceanfront Bulkhead of 83 rd Street	(2) Spaces Present
Oceanfront Bulkhead of 92 nd Street	(1) Space present
Oceanfront Bulkhead of 93 rd Street	(1) Space Present
Oceanfront Bulkhead of 103 rd Street	(1) Space Present
Oceanfront Bulkhead of 105 th Street	(1) Space Present
Oceanfront Bulkhead of 114 th Street	(1) Space Present
Third Avenue – East Side, North of 93 rd Street (Our Savior Lutheran Church)	(2) Spaces Present

B.
Handicapped parking on streets for private residences. In accordance with the provisions of N.J.S.A. 39:4-197.6, on-street locations designated as handicapped parking spaces in front of private residences occupied by handicapped persons shall be established by resolution of the governing body. Such spaces are for use by persons who have been issued special identification cards or plates or placards by the Motor Vehicle Commission, or a temporary placard issued by the Chief of Police. No other person shall be permitted in these spaces.

C.
Handicapped parking in municipal parking lots and Board of Education property. In accordance with the provisions of N.J.S.A. 39:4-1 and 39:4-197, the following off-street parking yards and Board of Education property are designated as handicapped parking areas. Such spaces are for use by persons who have been issued special identification cards, plates or placards issued by the Motor Vehicle Commission, or a temporary placard issued by the Chief of Police. No other person shall be permitted to park in these areas.

Property	Number of Spaces	Location
Borough Hall Parking Lot	2	South side of Borough Hall, between 95th Street and 96th Street
Municipal Parking Lot	2	The most southeasterly location on the lot at the northeast corner of 95th Street and First Avenue
Municipal Parking Lot	6	Between 95th Street and 96th Street, at the beach
Municipal Parking Lot	2	97th Street, between Second Avenue and Third Avenue
Municipal Parking Lot	1	Adjacent to the south side of the water storage tank located on the southwest corner of 95th Street and Second Avenue
Municipal Parking Lot	5	122nd Street and the beach
Municipal Parking Lot	1	The most southwesterly location on the lot at the westerly side of Seng Place
Municipal Parking Lot – 1 Ace Parking Lot		In Rear Lot 95 th Street

D.
Handicapped parking on private property open to the public and to which the public is invited (retail business). In accordance with the provisions of N.J.S.A. 40:48-2.46, the following off-street parking yards are designated as handicapped parking areas. Such spaces are for use by persons who have been issued special identification cards, plates or placards by the Motor Vehicle Commission, or a temporary placard issued by the Chief of Police. No other person shall be permitted to park in these spaces.

Property	Number of Spaces	Location
Marina Parking Lot 4	4	At 81st Street and the bay, west of the boat ramp
Marina Parking Lot 2	2	Spaces Adjacent to Municipal Boat Ramp

E.

Handicapped parking on all other private property. In accordance with the provisions of N.J.S.A. 39:5A-1, the following off-street parking locations are designated as handicapped parking. Such spaces are for use by persons who have been issued special identification cards, plates or placards by the Motor Vehicle Commission, or a temporary placard issued by the Chief of Police. No other person shall be permitted to park in these spaces.

Property	Number of Spaces	Location
7 Mile Designs	1	9331 Third Avenue
Sturdy Savings	1	9417 Third Avenue
Wawa	1	94th Street and Third Avenue
St Paul's Parking Lot	4	Spaces Present in Rear Lot
Reed's at Shelter Haven- Parking Lot	2	Located on North Side of 200 Block of 97 th Street - Private Lot
Stone Harbor Yacht Club	3	9001 Sunset Drive

F.

Handicapped parking on municipal parks. In accordance with the provisions of N.J.S.A. 39:5A-4, the following off-street parking locations are designated as handicapped parking. Such spaces are for use by persons who have been issued special identification cards, plates or placards by the Motor Vehicle Commission, or a temporary placard issued by the Chief of Police. No other person shall be permitted to park in these spaces.

Property	Number of Spaces	Location
Recreation area	1	East of Third Avenue at Chelsea Place
Recreation field	2	Between 80th Street and 83rd Street on First Avenue near playground entrance Currently only 1 space - adding one back per PS Committee recommendation
Recreation field	1	80 th & First Avenue/west side of First Avenue- most northern space
Recreation field	2	Recreation field parking lot at 80th Street and Second Avenue
Recreation field	2	Recreation field at 81st Street and Second Avenue

G.

Signs, pavement markings, installation and maintenance. The owners of the premises referred to Subsections C and D shall provide and install signs and pavement markings for each parking space reserved for the use of handicapped persons, which signs and markings shall be in accordance with the Manual on Uniform Traffic Control Devices for Streets and Highways. The cost of procurement and installation of the signs and pavement markings shall be the responsibility of the owner of said property. The owner shall, subsequent to initial procurement and installation, maintain such signs and pavement markings in good condition at no cost or expense to the Stone Harbor. The owner shall be responsible for the repair and restoration of same.

APPROVED:

Judith M. Davies-Dunhour, Mayor

ATTEST:

Suzanne C. Stanford, Borough Clerk

(2)

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

ORDINANCE No.

ORDINANCE AMENDING CHAPTER 475 OF THE CODE OF THE BOROUGH OF STONE HARBOR ENTITLED "STREETS AND SIDEWALKS" TO ESTABLISH A PERMITTING PROCESS FOR THE PURPOSE OF LIMITED SIZE SIDEWALK AND CURB REPAIRS, REPLACEMENT AND RECONSTRUCTION THEREOF

WHEREAS, Chapter 475 of the Code of the Borough of Stone Harbor regulates Streets and Sidewalks within the Borough of Stone Harbor; and

WHEREAS, the Borough of Stone Harbor has determined to revise its permit requirements relating to the repair, replacement and reconstruction of sidewalks and curbs, within the Borough.

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

SECTION 1. Section 475-3. Permit required. is amended as follows:

Article II. Street Openings and Excavations

475-3. Permit required.

It shall be unlawful to dig, excavate, open or in any manner interfere with or disturb within the right-of-way of any municipal street within the Borough of Stone Harbor for any purpose whatsoever without first securing a permit therefor as hereinafter provided. For minor repairs, 5 linear feet of curbing; 48 square feet of sidewalk, or less, see Chapter 475-12. For major replacement, reconstruction, or repair, anything over minor, see Chapter 475-3.

SECTION 2. Section 475-4. Application; fee.: letter "B" only is amended as follows:

475-4. Application; fee.

- B. An administrative application fee of \$250 and construction inspection fee of \$1,000 shall be paid to the Borough Zoning Office prior to the issuance of the permit for all major excavations of more than five linear feet of curbing or 48 square feet of sidewalk. If said area to be opened, disturbed, or undermined exceeds six square yards, the additional yardage shall be classified as excess yardage, and an additional fee shall be due and payable by the applicant for all yardage in excess of six square yards at a rate of \$10 per square yard. For minor repairs, 5 linear feet of curbing; 48 square feet of sidewalk, or less see Chapter 475-12.

SECTION 3. Section 475-12. Permit required; fee. is amended as follows:

Article III. Sidewalks and Curbs

475-12. Minor Sidewalk Repair Permit required; fee.

Before any minor construction work of 5 linear feet of curbing; 48 square feet of sidewalk, or less is undertaken a permit must be obtained from the Construction Official, who is hereby authorized to issue the same upon receipt of a fee of \$100 for each permit, provided that any such applicant has filed with the Construction Official a plan of construction and has obtained the required lines and grades from the Borough Engineer or has given the Construction Official satisfactory assurance that the lines and grades will be obtained and followed. For major repairs/reconstruction, anything over minor, see Chapter 475-3.

For minor repairs the Construction Official shall be authorized and empowered to conduct inspections. Whether the Borough Engineer is to review a minor sidewalk permit is in the sole discretion of the Construction Official.

Nothing in this section/chapter relieves the responsibility to call before one digs, all applicants for a permit under this section shall be required to follow notice requirements pursuant to N.J.S.A. 48:2-82.

SECTION 4. Section 475-14. Liability of contiguous land owner and notice to repair: letter "A" only, is amended as follows:

475-14. Liability of contiguous land owner and notice to repair.

A. The responsibility of maintaining the existing sidewalk, curb, and private driveway, all lying within the bed of a public street, is upon the contiguous property owner, who should maintain said areas so that they do not become dangerous to the public. Said owner should replace, reconstruct, or repair same as needed. The responsibility of said owner does not depend upon being notified to make a repair by the Borough. However, in the event the Borough of Stone Harbor should determine that any existing sidewalk, curb or driveway, which is located within the public right-of-way, is in such condition that it has become dangerous to the public, or is in such condition that it should be replaced, reconstructed, or repaired, or does not conform to the provisions of this chapter, the Construction Official is authorized to give notice to the property owner to replace, repair or reconstruct the same within 30 days from the service of such notice. Permitting for minor replacement, reconstruction, or repair, 5 linear feet of curbing; 48 square feet of sidewalk; or less see Chapter 475-12. Permitting for major replacement, reconstruction, or repair of sidewalk or curbs, anything over minor, see Chapter 475-3.

SECTION 5. Severability. If for any reason any section of this Ordinance shall be declared illegal by any Court of competent jurisdiction, the remaining section of the Ordinance shall remain in full force and effect, notwithstanding.

SECTION 6. Repealer. Any Ordinance or provision thereof inconsistent with this Ordinance is hereby repealed to the extent of such inconsistency.

SECTION 7. Effective date. This Ordinance shall take effect immediately upon the adoption and publication in accordance with the law. The effective date of this Ordinance shall be July 1, 2021. The Borough shall reimburse \$1,150.00 to any applicant who filed for and paid for a permit which qualifies as a minor permit herein as of July 1, 2021, which reimbursement shall be paid within 30 days of completion and inspection of the minor repair, so long as completed and inspected on or before 12/31/21.

APPROVED

Judith M. Davies-Dunhour

ATTEST:

Suzanne C. Stanford, Borough Clerk

(3)

EXTRACT from the minutes of a regular meeting of the Borough Council of the Borough of Stone Harbor, in the County of Cape May, New Jersey, held at the Municipal Building, 9508 Second Avenue, Stone Harbor, New Jersey, on September 7, 2021, at 4:30 o'clock P.M.

PRESENT:

ABSENT:

* * *

_____ introduced and moved the adoption of the following resolution and _____ seconded the motion:

RESOLUTION AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$29,512,000 BOND ANTICIPATION NOTES OF THE BOROUGH OF STONE HARBOR, IN THE COUNTY OF CAPE MAY, NEW JERSEY.

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

Section 1. Pursuant to a bond ordinance of the Borough of Stone Harbor, in the County of Cape May (the "Borough") entitled: "Bond ordinance appropriating \$750,000, and authorizing the issuance of \$750,000 bonds or notes of the Borough, for various water and sewerage system improvements or purposes authorized to be undertaken by the Borough of Stone Harbor, in the county of Cape May, New Jersey", finally adopted on March 6, 2012 (#1399), bond anticipation notes of the Borough in a principal amount not exceeding \$440,500 shall be issued for the purpose of temporarily financing the improvement or purpose described

in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 2. Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance providing for the improvement of the water and sewerage system in and of the Borough of Stone Harbor, in the County of Cape May, New Jersey, appropriating \$1,650,000 therefor and authorizing the issuance of \$1,571,000 bonds or notes of the Borough for financing such appropriation", finally adopted on April 2, 2013 (#1418), bond anticipation notes of the Borough in a principal amount not exceeding \$1,424,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 3. Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance appropriating \$620,000, and authorizing the issuance of \$620,000 bonds or notes of the Borough, for various water and sewerage system improvements or purposes authorized to be undertaken by the Borough of Stone Harbor, in the County of Cape May, New Jersey", finally adopted on February 18, 2014 (#1437), bond anticipation notes of the Borough in a principal amount not exceeding \$496,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 4. Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance appropriating \$366,000, and authorizing the issuance of \$347,700 bonds or notes of the Borough, for various water and sewerage system improvements or purposes authorized to be undertaken by the Borough of Stone Harbor, in the County of Cape May, New Jersey", finally adopted on March 3, 2015 (#1456), bond anticipation notes of the Borough in a principal

amount not exceeding \$238,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 5. Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance appropriating \$553,000, and authorizing the issuance of \$553,000 bonds or notes of the Borough, for various water and sewerage system improvements or purposes authorized to be undertaken by the Borough of Stone Harbor, in the County of Cape May, New Jersey", finally adopted on April 5, 2016 (#1479), bond anticipation notes of the Borough in a principal amount not exceeding \$516,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 6. Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance providing for the improvement of the water and sewerage system in and of the Borough of Stone Harbor, in the County of Cape May, New Jersey, appropriating \$1,300,000 therefor and authorizing the issuance of \$1,300,000 bonds or notes of the Borough for financing such appropriation", finally adopted on April 5, 2016 (#1480), bond anticipation notes of the Borough in a principal amount not exceeding \$1,255,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 7. Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance providing for the improvement of the water and sewerage system in and of the Borough of Stone Harbor, in the County of Cape May, New Jersey, appropriating \$1,500,000 therefor and authorizing the issuance of \$1,500,000 bonds or notes of the Borough for financing

such appropriation”, finally adopted on March 9, 2017 (#1492-17), bond anticipation notes of the Borough in a principal amount not exceeding \$1,460,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 8. Pursuant to a bond ordinance of the Borough entitled: “Bond ordinance appropriating \$3,310,000, and authorizing the issuance of \$3,310,000 bonds or notes of the Borough, for various water and sewerage system improvements or purposes authorized to be undertaken by the Borough of Stone Harbor, in the County of Cape May, New Jersey”, finally adopted on April 18, 2017 (#1496-17), bond anticipation notes of the Borough in a principal amount not exceeding \$2,482,500 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 9. Pursuant to a bond ordinance of the Borough entitled: “Bond ordinance appropriating \$2,164,000, and authorizing the issuance of \$2,164,000 bonds or notes of the Borough, for various water and sewerage system improvements or purposes authorized to be undertaken by the Borough of Stone Harbor, in the County of Cape May, New Jersey”, finally adopted on April 17, 2018 (#1518-18), bond anticipation notes of the Borough in a principal amount not exceeding \$1,500,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 10. Pursuant to a bond ordinance of the Borough entitled: “Bond ordinance appropriating \$5,395,980, and authorizing the issuance of \$4,841,181 bonds or notes of the Borough, for various improvements or purposes authorized to be undertaken by the

Borough of Stone Harbor, in the County of Cape May, New Jersey”, finally adopted on May 7, 2019 (#1546-19), bond anticipation notes of the Borough in a principal amount not exceeding \$3,850,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 11. Pursuant to a bond ordinance of the Borough entitled: “Bond ordinance appropriating \$4,753,175, and authorizing the issuance of \$4,753,175 bonds or notes of the Borough, for various water and sewerage system improvements or purposes authorized to be undertaken by the Borough of Stone Harbor, in the County of Cape May, New Jersey”, finally adopted on May 7, 2019 (#1547-19), bond anticipation notes of the Borough in a principal amount not exceeding \$4,200,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 12. Pursuant to a bond ordinance of the Borough entitled: “Bond ordinance appropriating \$10,267,000, and authorizing the issuance of \$9,753,650 bonds or notes of the Borough, for various improvements or purposes authorized to be undertaken by the Borough of Stone Harbor, in the County of Cape May, New Jersey”, finally adopted on May 5, 2020 (#1566-20), bond anticipation notes of the Borough in a principal amount not exceeding \$4,950,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 13. Pursuant to a bond ordinance of the Borough entitled: “Bond ordinance appropriating \$4,356,000, and authorizing the issuance of \$4,356,000 bonds or notes of the Borough, for various water and sewerage system improvements or purposes authorized to

be undertaken by the Borough of Stone Harbor, in the County of Cape May, New Jersey”, finally adopted on May 5, 2020 (#1567-20), bond anticipation notes of the Borough in a principal amount not exceeding \$1,200,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 14. Pursuant to a bond ordinance of the Borough entitled: “Bond ordinance appropriating \$9,676,000, and authorizing the issuance of \$9,192,200 bonds or notes of the Borough, for various improvements or purposes authorized to be undertaken by the Borough of Stone Harbor, in the County of Cape May, New Jersey”, finally adopted on July 20, 2021 (#1589-21), bond anticipation notes of the Borough in a principal amount not exceeding \$2,000,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 15. Pursuant to a bond ordinance of the Borough entitled: “Bond ordinance appropriating \$6,691,000, and authorizing the issuance of \$6,691,000 bonds or notes of the Borough, for various water and sewerage system improvements or purposes authorized to be undertaken by the Borough of Stone Harbor, in the County of Cape May, New Jersey”, finally adopted on July 20, 2021 (#1590-21), bond anticipation notes of the Borough in a principal amount not exceeding \$3,500,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 16. All bond anticipation notes (the “notes”) issued hereunder shall mature at such times as may be determined by the treasurer, the chief financial officer or the acting chief financial officer of the Borough (the “Chief Financial Officer”), provided that no

note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer and shall be signed and sealed by officials and officers of the Borough in any manner permitted by N.J.S.A. §40A:2-25. The Chief Financial Officer shall determine all matters in connection with the notes issued hereunder, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes at not less than par from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price. The Chief Financial Officer is directed to report in writing to the governing body of the Borough at the meeting next succeeding the date when any sale or delivery of the notes hereunder is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

Section 17. Any note issued pursuant to this resolution shall be a general obligation of the Borough, and the Borough's faith and credit are hereby pledged to the punctual payment of the principal of and interest on the notes and, unless otherwise paid or payment provided for, an amount sufficient for such payment shall be inserted in the budget and a tax sufficient to provide for the payment thereof shall be levied and collected.

Section 18. The Chief Financial Officer is hereby authorized and directed to do all other matters necessary, useful, convenient or desirable to accomplish the delivery of the notes to the purchasers thereof as promptly as possible, including (i) the preparation, execution and dissemination of a Preliminary Official Statement and Final Official Statement with respect to the notes, (ii) preparation, distribution and publication, if necessary, of a Notice of Sale with respect to the notes, (iii) execution of a Continuing Disclosure Undertaking, with respect to the

notes in accordance with Rule 15c2-12 promulgated by the Securities and Exchange Commission and (iv) execution of an arbitrage and use of proceeds certificate certifying that, among other things, the Borough, to the extent it is empowered and allowed under applicable law, will do and perform all acts and things necessary or desirable to assure that interest paid on the notes is not included in gross income under Section 103 of the Internal Revenue Code of 1986, as amended.

Section 19. All action heretofore taken by Borough officials and professionals with regard to the sale and award of the notes is hereby ratified, confirmed, adopted and approved.

Section 20. This resolution shall take effect immediately.

Upon motion of _____, seconded by _____, the foregoing resolution was adopted by the following vote:

AYES:

NOES:

CERTIFICATE

I, **SUZANNE C. STANFORD**, Borough Clerk of the Borough of Stone Harbor, in the County of Cape May, New Jersey, **HEREBY CERTIFY** that the foregoing annexed extract from the minutes of a meeting of the Borough Council of said Borough, duly called and held on September 7, 2021, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Borough, and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Borough this 7th day of September, 2021.

(SEAL)

Suzanne C. Stanford
Borough Clerk

Ordinance Detail

<u>Number</u>	<u>Adoption Date</u>	<u>Current Amount</u>	<u>Initial Issuance Date and Amount</u>	<u>Current Paydown</u>	<u>Aggregate Paydown</u>
1399	03/06/12	\$440,500	11/05/15 - \$697,000	\$198,341	\$256,841
1418	04/02/13	\$1,424,000	11/05/15 - \$1,500,000	\$19,000	\$76,000
1437	02/18/14	\$496,000	11/05/15 - \$600,000 11/02/17 - \$16,000	\$29,200 \$800	\$96,800 \$3,200
1456	03/03/15	\$238,000	11/02/17 - \$250,000	\$6,000	\$12,000
1479	04/05/16	\$516,000	11/02/17 - \$530,000 10/31/19 - \$1,000	\$7,500 \$0	\$15,000 \$0
1480	04/05/16	\$1,255,000	11/03/16 - \$500,000 11/02/17 - \$800,000	\$17,000	\$45,000
1492-17	03/09/17	\$1,460,000	11/02/17 - \$1,500,000	\$20,000	\$40,000
1496-17	04/18/17	\$2,482,500	11/02/17 - \$2,556,500	\$37,000	\$74,000
1518-18	04/17/18	\$1,500,000	10/31/19 - \$1,000,000 10/28/21 - \$500,000	\$0	\$0
1546-19	05/07/19	\$3,850,000	10/29/20 - \$2,500,000 10/28/21 - \$1,350,000	\$170,000	\$170,000
1547-19	05/07/19	\$4,200,000	10/31/19 - \$4,000,000 10/28/21 - \$200,000	\$0	\$0
1566-20	05/05/20	\$4,950,000	10/28/21 - \$4,950,000	\$0	\$0
1567-20	05/05/20	\$1,200,000	10/28/21 - \$1,200,000	\$0	\$0
1589-21	07/20/21	\$2,000,000	10/28/21 - \$2,000,000	\$0	\$0
1590-21	07/20/20	\$3,500,000	10/28/21 - \$3,500,000	\$0	\$0

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

(4)

A Resolution Authorizing Amendments to a Private, Handicapped Parking Space

WHEREAS, under RGO 520-29, as authorized by New Jersey state statute 39:4-197.6, the Borough of Stone Harbor is empowered to designate private, handicapped parking spaces for drivers who have obtained the proper documentation allowing for access to such parking spaces; and

WHEREAS, Daniel Summers of 374 – 83rd Street has had an approved handicapped parking spot since 2004, and has completed an amended application to increase the width to make it a van accessible parking space; and

WHEREAS, Mr. Summers holds a valid handicapped placard and his amended application has been approved by the Police Department;

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 7th day of September, 2021, that the private, handicapped parking space previously approved in 2004, is hereby is approved as amended and designated for the use of Mr. Daniel Summers of 374 – 83rd Street.

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

(~~3~~) (5)

RESOLUTION

Council Meeting – September 7, 2021

REFUND DIRECT DEBIT TAX PAYMENT

WHEREAS, Winifred Horan & Susan Stranix sold their property in May and the Direct Debit Authorization Agreement was not canceled until after the August installment was already debited from their bank account for Block 98.04 Lot 124 Qualifier C0003 A.K.A. 413 98th Street Unit A; and,

WHEREAS, Ms. Horan requested a refund for the August 1st installment; 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 \$745.17 be issued to Winifred Horan and Susan Stranix, 21632 Sullivan Ranch Blvd., Mount Dora FL 32757 and,

BE IT FURTHER RESOLVED that the Tax Collector make the proper adjustment in her records.

The Seashore at its Best

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

(6)

RESOLUTION

Resolution Authorizing a Shared Services Agreement with the Cape May County Municipal Utilities Authority for Solid Waste Disposal and Recycling Services

WHEREAS, the Cape May County Municipal Utilities Authority ("CMCMUA"/"Authority") has designed, financed, acquired, constructed, expanded, and currently operates a solid waste management system ("System") which presently serves the entire County of Cape May in the State of New Jersey, for the disposal, transfer, and recycling of solid waste; and,

WHEREAS, the Borough of Stone Harbor has utilized and desires to continue to utilize the services of the CMCMUA's System; and,

WHEREAS, there presently exists a contract between the Borough of Stone Harbor and the Authority for the use of the CMCMUA's System for the disposal, transfer, and recycling of solid waste entitled "Shared Services Agreement for Solid Waste Disposal and Recycling Services" ("Agreement") which will expire on December 31, 2021; and,

WHEREAS, the Borough of Stone Harbor and the Authority desire to enter into a new Agreement and to fix the expiration date of said Agreement to occur on December 31, 2022; and,

WHEREAS, the Authority has offered the "Shared Services Agreement for Solid Waste Disposal and Recycling Services" to the Borough of Stone Harbor in order to more efficiently provide and continue to offer municipalities within Cape May County the use of the CMCMUA's System from January 1, 2022 through December 31, 2022; and,

WHEREAS, the Authority has submitted the same proposed form of Agreement to all Cape May County Municipalities which will provide for both Solid Waste disposal and certain recycling services through December 31, 2022; and,

WHEREAS, N.J.S.A. 40A:65- I et seq., the Uniform Shared Services and Consolidation Act, authorizes a municipality to enter into a contract with any other local unit for the sharing of governmental services.

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Borough of Stone Harbor, County of Cape May, and State of New Jersey, that the Borough of Stone Harbor shall enter into a contract with the Authority entitled "Shared Services Agreement for Solid Waste Disposal and Recycling Services", effective January 1, 2022, in the form to be maintained on file in the office of the Borough of Stone Harbor Municipal Clerk, and that the appropriate Borough of Stone Harbor officials are hereby authorized and directed to execute said Agreement.

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

(1)

RESOLUTION

RESOLUTION OF THE BOROUGH OF STONE HARBOR, COUNTY OF CAPE MAY, STATE OF NEW JERSEY ADOPTING THE INCLUSIONARY DEVELOPMENT ASSISTANCE MANUAL

WHEREAS, on or about June 30, 2015, the Borough of Stone Harbor filed a Declaratory Judgment Complaint in Superior Court of New Jersey pursuant to In re N.J.A.C. 5:96 and 5:97, 221 N.J. 1 (2015) (Mount Laurel IV), seeking, among other things, a judicial declaration that its Housing Element and Fair Share Plan, to be amended as necessary, satisfies its "fair share" of the regional need for low and moderate income housing pursuant to the "Mount Laurel doctrine;" and

WHEREAS, in accordance with the Fair Housing Act and the New Jersey uniform Housing affordability Controls (N.J.A.C. 5:80-26-1, et seq.), the Borough of Stone Harbor is required to adopt all program operating manuals, which set forth the procedures for administering the programs and their associated affordability controls for affordable housing units created within the Borough of Stone Harbor; and

WHEREAS, the Borough of Stone Harbor has created an Inclusionary Development Assistance Manual to make available affordable housing trust fund money to subsidize the construction of affordable units within inclusionary developments where a demonstration of need is made by the developer and approved by the Court. The attached copy of the manual is incorporated herein as if set forth at length.

NOW THEREFORE BE IT RESOLVED, the Borough Council of the Borough of Stone Harbor, County of Cape May, State of New Jersey on this 7th day of September, 2021, that the Borough does hereby authorize and adopt the Inclusionary Development Assistance Manual.

Judith Davies-Dunhour
Mayor, Borough of Stone Harbor

CERTIFICATION

I, Suzanne Stanford, Municipal Clerk of the Borough of Stone Harbor, do hereby certify that the foregoing resolution was duly adopted by the Municipal Council of the Borough of Stone Harbor at a public meeting held on _____, 2021, a quorum being present and voting in the majority.

Suzanne Stanford
Municipal Clerk, Borough of Stone Harbor

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

RESOLUTION

(9)

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 on this 7th day of September, 2021 that the following be appointed as SLEO II Officers, with the Stone Harbor Police Department effective October 1, 2021 through October 31, 2021.

Matthew Grubb
William Maloney

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

(10)

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

RESOLUTION AUTHORIZING EXTENSION OF FARMERS MARKET DURING 2021 SEASON

WHEREAS, the Borough's Farmer Market is now scheduled through September 12, 2021 and the Borough would like to extend the season for one additional week, until Sunday, September 19th, price \$ 30.00 per space.

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 7th day of September, 2021, as follows;

1. That the preamble of this Resolution is hereby incorporated herein by reference;
2. That the Borough Council hereby approves the above mentioned extension of the season until September 19, 2021 for the Stone Harbor Farmers Market on behalf of the Borough.

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

(11)

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

RESOLUTION AUTHORIZING A CONTRACT FOR DEMOLITION OF LIFEGUARD BUILDING (QUOTE)

WHEREAS, the Borough Engineer Marc DeBlasio solicited quotes for the demolition of the existing beach patrol building located in the Borough of Stone Harbor; and

WHEREAS, three quotes were solicited and two were received:

Garden State General Construction	\$19,300.00
Fred M. Schiavone Construction	\$49,999.00
Mannis Contracting LLC	unresponsive

WHEREAS, Garden State General Construction is the lowest with a quote in the amount of \$19,300.00, quotes attached; and

WHEREAS, a contract will be prepared and executed for Garden State General Construction in the amount of \$ 19,300.00; and

WHEREAS, the Chief Financial Officer, James Craft has certified that funds are available as follows:

James Craft CFO

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Stone Harbor that authorization be and is hereby given to execute a contract with Garden State General Construction for the above work.

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

(13)

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 Negotiations*
- 2. *Employment – Personnel Matters*

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Stone Harbor, assembled in public session on September 7, 2021 that an Executive Session closed to the public shall be held on September 7, 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