

Borough of Stone Harbor
REGULAR MEETING AGENDA
Tuesday, July 19, 2022
Borough Hall, 9508 Second Avenue, Stone Harbor

Call to Order: Immediately Following Work Session

Roll Call: Councilmember Moore, Councilmember Parzych, Councilmember Casper, Councilmember Gensemer, Councilmember Dallahan, Councilmember Krafczek

Statement of Public Notice: Adequate notice of the meeting was provided by posting a copy of the time and place on the Municipal Clerk's bulletin board and mailing a copy of same of the Press and the Cape May County Herald on January 5, 2022.

Salute the Flag

Communications:

Approval of Minutes: Work Session and Regular Meeting ~ July 5, 2022

Public Comment

OLD BUSINESS

Ordinance #1612 – Lot Grading - 2nd, 3rd & Final

NEW BUSINESS

Resolution – Refund Late Fee Imposed – Business Registration/Harbor Outfitters

Resolution – Authorizing a Private Handicap Parking Space (Capozzoli)

Resolution – FY2022 NJDOT Reconstruction of 122nd Street

Resolution – Public Works Underground Storage Tank Site Investigation Proposal

Resolution - Third Avenue Sanitary Sewer Emergency Replacement-Final change Order

Resolution – Authorizing the Addition of a Rule and Regulation to Borough Code 156-6(A) Governing Access to Paid Beaches Within the Borough of Stone Harbor

Motion – Approve Brown Family Sandcastle Build – August 2, 2022

Discussion:

Motion - Approve the Bill List & Authorize the CFO to Pay the bills when the funds are available, and the vouchers are properly endorsed.

Resolution – Closed Session
Attorney Client Privilege
Potential Litigation

Public Comment

Adjournment

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

ORDINANCE 1612

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

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

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

§ 560-50 Lot Grading.

- A. (7) All new construction, or construction constituting substantial improvement, adjacent to roadways where the average centerline elevation, measured at the property lines, is below elevation 6' (NAVD 1988) will be required to construct retaining walls consistent with **§560-50 A. (4)**. The retaining walls will be constructed along all of the property lines, except as noted in §560-50A(7)a, to facilitate raising the lot grade to a required minimum elevation 6.5' (NAVD 1988), measured at the foundation. Retaining walls will be built to a minimum elevation of 6' (NAVD 1988). Garage floors shall be built to a minimum elevation of 7' (NAVD 1988).
- a. Driveway grades at the property line are exempt from the 6' (NAVD 88) elevation requirement where required to allow for vehicle access to the property provided that: minimum grades at the foundation are maintained and the width of the exempt area does not exceed 12' wide for a driveway designed to accommodate in-line parking or 22' wide for a driveway designed to accommodate two cars side by side.

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

§ 560-13 Residential A Zoning District.

D. Supplemental Regulations

- (1) Private garages and accessory buildings shall not exceed one story, shall not exceed an overall height of 14 feet measured from the lowest adjacent grade of the accessory structure to the uppermost point of the roof, and shall be a minimum of five feet from the principal structure. No cooking facilities or toilet shall be installed in any private garage or accessory building. No private garage or accessory building may be utilized for dwelling purposes; the installation or use of a sink, shower, or clothes washing or drying machine shall be permitted.

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

§ 560-14 Residential B Zoning District.

D. Supplemental Regulations

- (1) Private garages and accessory buildings shall not exceed one story, shall not exceed an overall height of 14 feet measured from the lowest adjacent grade of the accessory structure to the uppermost point of the roof, and shall be a minimum of five feet from the principal structure. No cooking facilities or toilet shall be installed in any private garage or accessory building. No private garage or accessory building may be utilized for dwelling purposes; the installation or use of a sink, shower, or clothes washing or drying machine shall be permitted.

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

§ 560-16 Residential C Zoning District.

D. Supplemental Regulations

- (1) Private garages and accessory buildings shall not exceed one story, shall not exceed an overall height of 14 feet measured from the lowest adjacent grade of the accessory structure to the uppermost point of the roof, and shall be a minimum of five feet from the principal structure. No cooking facilities or toilet shall be installed in any private garage or accessory building. No private garage or accessory building may be utilized for dwelling purposes; the installation or use of a sink, shower, or clothes washing or drying machine shall be permitted.

Section 1e. Section 200-6 is amended as follows:

§ 200-6 Bulkhead Specifications

- E. All components of the bulkhead system up to the minimum required elevation shall be constructed to be watertight. New homes or homes being brought into conformance due to substantial improvement will be required to backfill the bulkhead to within one foot of the top of the bulkhead. In all other instances watertight may include backfilling up against the landward side of the bulkhead, water stop sealants for steel and PVC sheet piles, continuous and solid landward capping and any other methods approved by the Borough Engineer.

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

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

APPROVED:

Judith Davies-Dunhour, Mayor

ATTEST:

Suzanne C. Stanford, Borough Clerk

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

ORDINANCE NO. ,

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

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

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

§ 560-50 **Lot Grading.**

- A. (7) All new construction, or construction constituting substantial improvement, adjacent to roadways where the average centerline elevation, measured at the property lines, is below elevation 6' (NAVD 1988) will be required to construct retaining walls consistent with **§560-50 A. (4)**. The retaining walls will be constructed along all of the property lines, **except as noted in §560-50A(7)a**, to facilitate raising the lot grade to a required minimum elevation 6.5' (NAVD 1988), measured at the foundation. Retaining walls will be built to **a minimum** elevation **of 6'** (NAVD 1988). Garage floors shall be built to a minimum elevation of 7' (NAVD 1988).
- a. **Driveway grades at the property line are exempt from the 6' (NAVD 88) elevation requirement where required to allow for vehicle access to the property provided that: minimum grades at the foundation are maintained and the width of the exempt area does not exceed 12' wide for a driveway designed to accommodate in-line parking or 22' wide for a driveway designed to accommodate two cars side by side.**

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

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

D. **Supplemental Regulations**

- (1) Private garages and accessory buildings shall not exceed one story, shall not exceed an overall height of 14 feet **from the curb level measured from the lowest adjacent grade of**

the accessory structure to the uppermost point of the roof, and shall be a minimum of five feet from the principal structure. No cooking facilities or toilet shall be installed in any private garage or accessory building. No private garage or accessory building may be utilized for dwelling purposes; the installation or use of a sink, shower, or clothes washing or drying machine shall be permitted.

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

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

D. Supplemental Regulations

- (1) Private garages and accessory buildings shall not exceed one story, shall not exceed an overall height of 14 feet ~~from the curb level measured from the lowest adjacent grade of~~ the accessory structure to the uppermost point of the roof, and shall be a minimum of five feet from the principal structure. No cooking facilities or toilet shall be installed in any private garage or accessory building. No private garage or accessory building may be utilized for dwelling purposes; the installation or use of a sink, shower, or clothes washing or drying machine shall be permitted.

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

§ 560-16 **Residential C Zoning District.**

D. Supplemental Regulations

- (1) Private garages and accessory buildings shall not exceed one story, shall not exceed an overall height of 14 feet ~~from the curb level measured from the lowest adjacent grade of~~ the accessory structure to the uppermost point of the roof, and shall be a minimum of five feet from the principal structure. No cooking facilities or toilet shall be installed in any private garage or accessory building. No private garage or accessory building may be utilized for dwelling purposes; the installation or use of a sink, shower, or clothes washing or drying machine shall be permitted.

Section 1e. Section 200-6 is amended as follows:

§ 200-6 Bulkhead Specifications

- E. All components of the bulkhead system up to the minimum required elevation shall be constructed to be watertight. New homes or homes being brought into conformance due to substantial improvement will be required to backfill the bulkhead to within one foot of the top of the bulkhead. In all other instances watertight may include backfilling up against the landward side of the bulkhead, water stop sealants for steel and PVC sheet piles, continuous and solid landward capping and any other methods approved by the Borough Engineer.

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

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

APPROVED:

Judith Davies-Dunhour, Mayor

ATTEST:

Suzanne C. Stanford, Borough Clerk

NOTICE

The ordinance published herewith was introduced and passed upon first reading at a meeting of the Borough Council of the Borough of Stone Harbor, in the County of Cape May, New Jersey, held on June 21, 2022. It will be further considered for final passage, after public hearing thereon, at a meeting of said Borough Council to be held in the Municipal Building in said Borough on July 19, 2022 at 4:30 p.m. and during the week prior to and up to and including the date of such meeting, copies of said ordinance will be made available at the Clerk's Office in said Municipal Building to the members of the general public who shall request the same.

Suzanne C. Stanford, Borough Clerk



BOROUGH OF STONE HARBOR
9508 SECOND AVENUE
STONE HARBOR, NEW JERSEY 08247

TELEPHONE (609) 368-5102
FAX (609) 368-2619

June 22, 2022

Press of Atlantic City
1000 W. Washington Avenue
Pleasantville NJ 08232

Gentlemen:

Please print the enclosed ORDINANCE NO. 1612 and Notice, **ONCE, IN FULL**, on Friday, June 24, 2022. I will require a Proof of Publication sent to me.

Thank you very much.

Sincerely,

Suzanne C. Stanford
Borough Clerk

Enc.
E-Mailed: June 22, 2022

"The Seashore at its Best"



SHOULD YOU REQUIRE A SPECIAL ACCOMMODATION PLEASE CALL (609) 368-5102
WWW.STONE-HARBOR.NJ.US

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

REFUND LATE FEE IMPOSED – BUSINESS REGISTRATION FEE

WHEREAS, Harbor Outfitters, a local business located at 354 96th Street, Stone Harbor, NJ 08247 submitted a payment check in the amount of \$150.00 for a Business Registration on July 1st, 2022 which included a late fee in the amount of \$50.00; and

WHEREAS, Chapter 204-5 of the General Code of the Borough of Stone Harbor states that a late fee shall be applied if payment is received after July 1, 2022; and

WHEREAS, the Clerk’s office is requesting a refund of \$50.00 to Harbor Outfitters since payment was received on July 1st, 2022.

NOW, THEREFORE, BE IT RESOLVED by the Borough of Stone Harbor as follows:

- 1. That the sum of \$ 50.00 for a Business Registration late fee be refunded to Loco Kayaks Inc. DBA Harbor Outfitters, 354 96th Street, Stone Harbor NJ 08247
- 2. That the Chief Financial Officer shall take any and all steps necessary to effectuate such refund and shall make the proper adjustments to the financial records of the Borough.

Offered bySeconded 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 of2022

.....
Borough Clerk

The above resolution approved thisday of2022

.....
Mayor

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

AUTHORIZE A PRIVATE, HANDICAP PARKING SPACE - CAPOZZOLI

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, Joseph Capozzoli, with a property located at 8825 Sunset Drive has applied for such a parking space; and

WHEREAS, Joseph Capozzoli holds a valid handicapped placard; and

WHEREAS, New Jersey State Statute 39:4-204.7, calls for New Jersey municipalities allowing private, handicapped parking spaces to grant reciprocity to valid out-of-state placards.

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 19th day of July, 2022, that a private, handicapped parking space be and hereby is approved for installation and designated for the use of Mr. Joseph Capozzoli at 8825 Sunset Drive, in Stone Harbor.

Offered bySeconded 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, 2022

.....
Borough Clerk

The above resolution approved thisday of, 2022

.....
Mayor

BOROUGH OF STONE HARBOR
Cape May County, New Jersey

RESOLUTION

**Approve Proposal for Engineering Services
FY 2022 NJDOT Municipal Aid Reconstruction of 122nd Street
Second Avenue to Third Avenue**

WHEREAS, DeBlasio & Associates. Borough Engineer, 4701 New Jersey Avenue, Wildwood, N.J. 08260 has prepared a Proposal (copy attached) to provide **for** professional engineering and construction phase services for the **FY 2022 NJDOT Municipal Aid Reconstruction of 122nd Street - Second Avenue to Third Avenue.**

Total Estimated Project Costs

- **Estimated Construction Cost:** \$675,000.00

- **Engineering and Design Phase Cost:** \$ 55,000.00
 - Survey & Base Mapping
 - Design Plans and Specifications
 - Public Bidding Procurement
 - NJDOT Grant Administration

- **Construction Phase Cost:** \$ 35,000.00
 - Full Time Construction Observation
 - Contract Administration
 - Completion of As Built Plans in GIS Format
 - Project Close Out

Total Estimated Project Costs: \$765,000.00

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 Proposal for professional engineering and construction phase services for the **FY2022 NJDOT Municipal Aid Reconstruction of 122nd Street - Second Avenue to Third Avenue** as presented on this 19th day of July, 2022.

Offered bySeconded 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, 2022

.....
Borough Clerk

The above resolution approved thisday of, 2022

.....
Mayor

DEBLASIO & ASSOCIATES

CONSULTING ENGINEERS AND PLANNERS

4701 NEW JERSEY AVENUE • WILDWOOD, NJ 08260

PHONE: 609-854-3311 • FAX: 609-854-4323

December 9, 2021

VIA EMAIL

Grant Russ, Director
Borough of Stone Harbor Public Works Department
9508 Second Avenue
Stone Harbor, NJ 08247

Re: Borough of Stone Harbor
FY 2022 NJDOT Municipal Aid Reconstruction of 122nd Street
Second Avenue to Third Avenue
D&A File #: SH-C-038

Dear Grant:

DeBlasio & Associates, P.C. is pleased to provide our proposal for professional engineering and construction phase services for the **FY 2022 NJDOT Municipal Aid Reconstruction of 122nd Street - Second Avenue to Third Avenue.**

To complete the above referenced scope of work, our professional service fee and estimated project costs are listed below:

A. Total Estimated Project Costs

➤ Estimated Construction Cost:	\$675,000.00
➤ Engineering and Design Phase Cost:	\$ 55,000.00
• Survey & Base Mapping	
• Design Plans and Specifications	
• Public Bidding Procurement	
• NJDOT Grant Administration	
➤ Construction Phase Cost:	\$ 35,000.00
• Full Time Construction Observation	
• Contract Administration	
• Completion of As Built Plans in GIS Format	
• Project Close Out	

Total Estimated Project Costs: \$765,000.00

Enclosed please find one (1) copy of the Engineer's Estimate of Construction Cost and Project Location Map for your information

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BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

**Approve Proposal for Engineering Services
Public Works Department Underground Storage Tank Removal–
Limited Site Investigation**

WHEREAS, DeBlasio & Associates. Borough Engineer, 4701 New Jersey Avenue, Wildwood, N.J. 08260 has prepared a Proposal (copy attached) to provide environmental consulting services in connection with a Site Investigation (SI) to be conducted at the Public Works Department in Stone Harbor, Cape May County, New Jersey.

The purpose of this scope of work is to investigate a regulated Underground Storage Tank (UST), designated as Area of Concern-1 (AOC-1). The purpose of this limited Site Investigation (SI) is to collect soil and ground water sample(s) for laboratory analysis in order to determine if the samples are reported by the laboratory above the New Jersey Department of Environmental Protection (NJDEP) standards.

Scope of services includes the following:

Site Investigation: Determine location of UST, advance borings around the UST to a terminal depth of ten (10) feet, if applicable, determine presence of Volatile Organic Compounds (VOCs) and complete necessary laboratory testing, if applicable, document all findings.

NJDEP Tank Coordination: Our LSRP will notify the NJDEP regarding the de-commissioning of the existing tanks and completing updated UST registration forms

Letter Report: A letter report summarizing D&A’s observations and findings of the limited SI will be prepared and submitted to the Borough for review.

FEES, TERMS, AND GENERAL CONDITIONS: D&A will conduct the above-described Scope of Services for **\$8,500.00**.

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 Proposal for Engineering Services Public Works Department Underground Storage Tank Removal - Limited Site Investigation as presented on this 19th day of July, 2022.

Offered bySeconded 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,2022

.....
Borough Clerk

The above resolution approved thisday of,2022

.....
Mayor

DEBLASIO & ASSOCIATES

CONSULTING ENGINEERS AND PLANNERS

4701 NEW JERSEY AVENUE • WILDWOOD, NJ 08260

PHONE: 609-854-3311 • FAX: 609-854-4323

July 11, 2022

VIA EMAIL

Robert Smith, Administrator
Borough of Stone Harbor
9508 Second Avenue
Stone Harbor, NJ 08247

**Re: Borough of Stone Harbor
Public Works Department Underground Storage Tank Removal – Limited Site Investigation
D&A File #: SH-C-042**

Dear Mr. Smith:

DeBlasio & Associates, P.C. (D&A) is pleased to submit this proposal to the Borough of Stone Harbor for environmental consulting services in connection with a Site Investigation (SI) to be conducted at the Public Works Department in Stone Harbor, Cape May County, New Jersey. The purpose of this scope of work is to investigate a regulated Underground Storage Tank (UST), designated as Area of Concern-1 (AOC-1). The purpose of this limited Site Investigation (SI) is to collect soil and ground water sample(s) for laboratory analysis in order to determine if the samples are reported by the laboratory above the New Jersey Department of Environmental Protection (NJDEP) standards.

1.0 SCOPE OF SERVICES

A. Site Investigation

Under the supervision of our Licensed Site Remediation Professional (LSRP), D&A will utilize a ground penetrating radar (GPR) to determine the location of the UST beneath the concrete cover on site. Once the perimeter of the UST and associated laterals are demarcated, D&A and its drilling subcontractor will advance borings around the UST to a terminal depth of ten (10) feet, if applicable. The final number of borings will be determined based on accessibility of AOC-1. Utilizing a Photo-Ionization Detector (PID), D&A will field screen the soil extracted from each boring for the presence of Volatile Organic Compounds (VOCs). D&A will collect up to six (6) soil samples from the discrete 6-inch interval biased towards the greatest observed contamination. If no contamination is found, D&A will collect the soil sample at the 6-inch discrete interval directly above the observed ground water table. Following the collection of all samples, all boreholes will be backfilled and holes in the concrete will be patched. We will then send the soil samples for laboratory analysis for Extractable Petroleum Hydrocarbon Category 1 (EPH CAT-1) to document

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any potential discharge from the diesel underground storage tank (UST). Contingency analysis may be required and will be presented under separate cover if applicable.

Due to the concern of a potential discharge from the UST, a ground water sample will also be collected and laboratory analyzed to determine if ground water impacts exist above the NJDEP Ground Water Quality Standards (GWQS).

B. NJDEP Tank Coordination

Our LSRP will notify the NJDEP regarding the de-commissioning of the existing tanks and completing updated UST registration forms.

C. Letter Report

A letter report summarizing D&A's observations and findings of the limited SI will be prepared and submitted to the Borough for review.

2.0 FEES, TERMS, AND GENERAL CONDITIONS

D&A will conduct the above-described Scope of Services for **\$8,500.00**.

After completion of the services described in this proposal, additional recommendations may be rendered at the conclusion of the project which may warrant further investigation. D&A will provide a separate proposal and cost estimate for any additional services necessary to achieve the level of due diligence required by the Borough.

Should you have any questions or require additional information, please do not hesitate to contact me at our office. We thank you for the opportunity to submit this proposal.

Very truly yours,
DeBlasio & Associates, P.C.



Marc DeBlasio, P.E., P.P., C.M.E.
President
T: 609-854-3311
Marc@deblasioassoc.com

Cc: Councilman Reese Moore (via email)
Manuel Parada, P.E., Director of Public Works (via email)
Jim Craft, CFO (via email)

BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

**Third Avenue Sanitary Sewer Emergency Replacement
Final Change Order**

WHEREAS, The Borough of Stone Harbor authorized an Emergency Contract with Asphalt Paving Systems for the repair of a sewer collapse – 103rd and 104th street and Third Avenue; and

WHEREAS, it is the recommendation of the Borough’s Engineer, Marc DeBlasio to authorize Change Order No. 1 – As-Built Quantity Adjustments; and

WHEREAS, Change Order No. 1 – *Final* will result in a decrease of \$165.00 from the original contract amount of \$134,680.00 to an amended contract amount of \$134,515.00.

NOW, THEREFORE, BE IT RESOLVED, this 19th day of July 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. 1- *Final* 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. 1 - *Final*.

Offered bySeconded 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 of2022

.....
Borough Clerk

The above resolution approved thisday of2022

.....
Mayor

DEBLASIO & ASSOCIATES

CONSULTING ENGINEERS AND PLANNERS

4701 NEW JERSEY AVENUE • WILDWOOD, NJ 08260

PHONE: 609-854-3311 • FAX: 609-854-4323

July 13, 2022

VIA EMAIL & REGULAR MAIL

Ms. Kim Stevenson, Clerk
Borough of Stone Harbor
9508 Second Avenue
Stone Harbor, NJ 08247

**RE: Borough of Stone Harbor
Third Avenue Sanitary Sewer Emergency Replacement
D&A Project #: SH-C-041**

Dear Ms. Stevenson:

Enclosed please find four (4) executed originals of **CHANGE ORDER NO. 1-Final** regarding the above referenced project for review and approval. Upon execution, please return three (3) originals to our office.

Please note that this change order reflects the following:

1. As-Built Quantity Adjustments.

Please note this change order will result in a decrease of \$165.00 to the original contract amount of \$134,680.00 for a final contract amount of \$134,515.00.

Should you have any questions or require any additional information, please do not hesitate to contact me at our office.

Very truly yours,
DeBlasio & Associates, P.C.



Marc DeBlasio, P.E., P.P., C.M.E.
President
T: 609-854-3311
Marc@deblasioassoc.com

MD:kd

cc: Councilman Reese Moore (via email w/encl.)
Robert Smith, Administrator (via email w/encl.)
Jim Craft, CFO (via email w/encl.)
Manuel Parada, P.E., Director of Public Works (via email w/encl.)
Asphalt Paving Systems, Inc. (via email w/encl.)

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BOROUGH OF STONE HARBOR

Cape May County, New Jersey

RESOLUTION

**AUTHORIZING THE ADDITION OF A RULE AND REGULATION TO BOROUGH
CODE 156-6(A) GOVERNING ACCESS TO PAID BEACHES WITHIN THE
BOROUGH OF STONE HARBOR**

“PENDING”

Offered bySeconded by.....

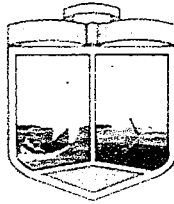
The above resolution was duly adopted by the Borough Council of the Borough of Stone Harbor,
New Jersey, at a meeting of said Council duly held on theday of,2022

.....
Borough Clerk

The above resolution approved thisday of,2022

.....
Mayor

Date of Application 8/23/2022



Borough of Stone Harbor 2022 Special Event Application

Name of Event: THE BROWN FAMILY SANDCASTLE

Date of Event: 8/02 RAIN DATE 8/03 Time of Event: 11:00 AM

Type of Event: ☐ Festival ☐ 1K / 5K / Athletic / Bike Race / Marathon ☒ Other SANDCASTLE

The Borough of Stone Harbor requires all organizations, corporations, and/or individuals planning to stage an event to file an official application with the Clerk's Office. No Person shall conduct a special event on public lands owned or leased by the Borough of Stone Harbor unless authorized to do so by the Borough of Stone Harbor Municipal Code: Chapter 275. A non-refundable application review fee shall be paid to the Borough Clerk when the application is filed. There shall be a fee charged to each organization operating a special event. A contract will then be executed stating the terms and conditions in which both parties will adhere to. Sanction of the event is contingent upon approval from the Borough and its officials. Special events sponsored solely by the Borough of Stone Harbor are exempt from the payment of the fee for special event permit. Such special events shall be governed by applicable Borough policies. Borough Council retains the discretion to waive any provision of this chapter where deemed appropriate in the sole discretion of the Borough Council.

APPLICANT INFORMATION

- 1) Name of Organization: THE BROWN FAMILY
- 2) Address of Organization: 1875 LITTLE JOHN LAKE
ALLENTOWN, PA. 18103
- 3) Contact Person: TOM MOLSEED Phone: 484-522-9617
- 4) Email: KEIMAX02@AOL.COM
- 5) Is your organization tax exempt? NA Tax ID # —
- 6) Is this a non-profit event? YES NJ Registered Charitable Organization # NA

CERTIFICATE OF INSURANCE

Events are required to provide the Borough of Stone Harbor with a Certificate of Insurance indicating the continuation of insurance coverage and designating the Borough of Stone Harbor as an "Additional Insured." A copy of the Additional Insured Endorsement page(s) must be provided with the certificate. The policy must be current and not expire before or on the dates of the event.

REQUIREMENTS

I. LOW HAZARD Indoor/outdoor meetings, picnics & social gatherings (no alcohol)

- A. Commercial General Liability \$ 100,000
- * If a private and/or non-profit group is sponsoring the event, a \$100,000 policy will suffice or evidence of a homeowners insurance policy.
- B. Municipality to be named as "Additional Insured"

II. MODERATE HAZARD Dances, animal shows, parades, rallies, family concerts

- A. Commercial General Liability \$ 1,000,000
- B. Automobile Liability \$ 1,000,000
- C. Workers Compensation Statutory
- D. Municipality to be named as "Additional Insured"

III. HIGH HAZARD Team sporting events, circuses and carnivals with rides

- A. Commercial General Liability \$ 1,000,000
- B. Automobile Liability \$ 1,000,000
- C. Workers Compensation Statutory
- D. Municipality to be named as "Additional Insured"

IV. SPECIAL HAZARDS Rock concerts, professional sports, rodeos, vehicle races, fireworks, crowds over 25,000 and all functions where alcohol is served.

Due to variable factors such as crowd size, potential hazards, availability and cost of insurance coverage, the Borough of Stone Harbor must consult with our municipal attorney. Please complete the application for consideration.

HOLD HARMLESS

To the fullest extent permitted by law, The Brown Family (Tom Molses) agrees to defend, pay on behalf of, indemnify, and hold harmless the Borough of Stone Harbor, its elected and appointed officials, its agents, employees and volunteers and others working on behalf of the Borough of Stone Harbor against any and all claims, demands, suits, or loss, including all costs connected therewith, and for any damages which may be asserted, claimed or recovered against or from the Borough of Stone Harbor, its elected and appointed officials, its agents, employees, volunteers or others working on behalf of the Borough of Stone Harbor, by reason of personal injury, including bodily injury or death and/or property damage, including loss of use thereof, which arises out of or is in any way connected or associated with the use of or is in any way connected or associated with the use of the Borough of Stone Harbor public lands during the event.

SIGNATURE OF APPLICANT: Tom Molses

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. *Attorney Client Privilege*
- 2. *Potential Litigation*

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Stone Harbor, assembled in public session on July 19, 2022 that an Executive Session closed to the public shall be held on July 19, 2022 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 bySeconded 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,2022

.....
Borough Clerk

The above resolution approved thisday of,2022

.....
Mayor