

**MEETING AT MUNICIPAL BUILDING, 9508 SECOND AVENUE**  
**PRELIMINARY AGENDA FOR COUNCILMEMBERS**  
**SUBJECT TO CHANGE**

AGENDA

Work Session

**TUESDAY**

**April 5, 2011**

**4:30 p.m.**

**OLD BUSINESS:**

- a. Ordinance 1371, (Feeding of Wild Birds) 2<sup>nd</sup> 3<sup>rd</sup> and final (1)
- b. Ordinance 1372, (Allowing and Setting Conditions upon Home Occupations) 2<sup>nd</sup> 3<sup>rd</sup> and final (2)

**NEW BUSINESS:**

- a. Ordinance, (Amending Number of Taxi Licenses) INTRO (3)
- b. Ordinance –(Amending Utility Rate for 2 inch meter - Typo) INTRO (4)
- c. Resolution – Grant Amusement License RiGi's Arcade (5)
- d. Resolution – Executive Policy Change – Agenda, Add Second Public Comment (6)
- e. Resolution – Approve Agreement, Employee Benefits Consultant (7)
- f. Resolution – Tax Identification Certificate – Recycling (8)
- g. Resolution – Mandatory Source Separation – Recycling (9)
- h. Resolution – Authorizing Attendant and Setting Fees -Skate Board Park (10)  
Resolution – Appoint Tax Collector (11)
- i. Resolution – Interlocal - Wildwood Catholic Use of Recreation Field (12)
- j. Resolution – Requesting Assistance - Open Space Application (13)
- k. Resolution – Award Bid – Marina Ramp (14)
- l. Motion – Special Event – Rugby Tournament May 21 & 22 – July 23 (15)
- m. Motion – Special Event Garden Club Community Yard Sale – May 14 (16)
- m. Motion – Special Event American Legion Memorial Day May 30 (17)
- o. Motion – New Fireman (18)
- p. Motion – Firehouse Roof – motion to advertise – receive bids April 26, 10 am - Award May 3, 2011 (19)

(1)

BOROUGH OF STONE HARBOR  
CAPE MAY COUNTY

ORDINANCE 1371

AN ORDINANCE AMENDING CHAPTER 147 OF THE REVISED GENERAL  
ORDINANCES OF THE BOROUGH OF STONE HARBOR 2005

Section 1. Chapter 147 is hereby amended as follows:

147-20 Except as provided in Article V, Feral Cats, of this Chapter, no person on public or private property shall attract or feed wild and/or stray domestic animals, including but not limited to stray cats, stray dogs, seagulls, Canadian geese, skunks and squirrels, within the Borough of Stone Harbor. Nothing contained herein shall prohibit persons from feeding birds on their private property using bird feeders or other receptacles. In connection with the feeding of wild birds, this prohibition shall include scattering, broadcasting, dropping or placing any corn, seeds, feed or bread on the ground, deck, dock or docked boat or any surface not used as recognized common bird feeder. This article shall not apply to an Animal Control Officer in the performance of his/her official duties or to State and/or Federal wildlife officials in the performance of their duties.

Section 2. If any portion of this ordinance is determined to be invalid by a Court of competent jurisdiction, that determination shall have no effect upon the remainder of this Ordinance, which shall remain valid and operable.

Section 3. All Ordinances or parts of Ordinances inconsistent with this Ordinance, to the extent of such inconsistencies only, be and the same are hereby repealed.

Section 4. This Ordinance shall take effect immediately upon final passage and publication as provided by law.

APPROVED:

\_\_\_\_\_  
Suzanne M. Walters, Mayor

ATTEST:

\_\_\_\_\_  
Suzanne C. Stanford, Borough Clerk

(2)  
\*\*Approved as amended in B3, to prohibit all signs in connection with home occupations.

BOROUGH OF STONE HARBOR  
CAPE MAY COUNTY

ORDINANCE 1372

AN ORDINANCE AMENDING CHAPTER 560 OF THE REVISED GENERAL  
ORDINANCES OF THE BOROUGH OF STONE HARBOR 2005  
(ALLOWING AND SETTING CONDITIONS UPON HOME OCCUPATIONS)

Section 1. Chapter 560 is hereby amended as follows:

560-7 Residential "A" Districts Use Regulations

**(D) Home Occupations are an acceptable use as defined and limited under RGO 560-46,** ~~Professional office, with the approval of the Board of Adjustment, as an accessory use, provided no sign or notice larger than 200 square inches is used in connection therewith, that the permitted sign shall be of a nonflashing and nonneon type and that not more than 20% of the total floor area of the residential building shall be used for such office.~~

560-46 Home Occupations

~~Any work performed for profit or intended profit, which is legally or otherwise classified or known as a home occupation, is declared to be the act of conducting business and is prohibited in any residential district, provided that the Board of Adjustment in specific instances, on application, notice to property owners as provided for by law after public hearing, may recommend a variance applicable to a specified person when the premises where the work is to be performed will not have any sign or other advertising matter on the building or land. Such a variance, if recommended and approved by the Council, shall not be transferred to any other residential premises without reapplication in manner aforesaid and whenever such permitted use is no longer exercised by the person to whom granted, the permitted use shall automatically terminate.~~

*A. General purpose. To permit certain home occupations which are incidental to the residential use of the premises, are compatible with residential uses, are limited in extent, degree and time, and do not detract from the residential character and quality of the neighborhood. To protect residential areas from any adverse impacts associated with home occupations and protect residential property values. To ensure that the health, safety and welfare of neighbors and residents are protected and that their rights are not compromised in any manner whatsoever by the operation of the particular home occupation.*

*B. Use Limitations. A home occupation shall be conducted in a manner which does not give an outward appearance of nor manifest any external tangible characteristics of a business which would infringe upon or in any way interfere with the right of neighboring residents to enjoy the peaceful occupancy of their dwelling units or infringe upon or change the intent, character and/or ambiance of the residential zone. Home occupations shall be clearly incidental and secondary to the use of a dwelling for residential purposes. Home occupations shall be an acceptable and allowable use in all Residential Zoning Districts, subject to the following limitations:*

- 1. No home occupation use is permitted if it shall constitute a threat to public health, safety, welfare or morals, such as the following.*
- 2. No illegal or illicit uses shall be allowed under any circumstances.*

3. No sign or notice ~~larger than 200 square inches~~ is permitted in connection with a home occupation. ~~Any display of 200 square inches or less shall be of a nonflashing and nonneon type, shall be affixed, flat, to the structure adjacent to the main entry way.~~
4. Uses which produce fluctuations in utility service, disruptions in communications systems, radio, television and other communications transmissions of other persons are not permitted.
5. There shall be no uses which result in or cause interference with the delivery of utilities or other services to the area.
6. Home accessory uses shall comply with all local, state and federal laws and regulations pertinent to the activities involved.
7. There shall be no storage of equipment, supplies or products associated with the home occupation outside the dwelling.
8. No machinery, equipment or materials of any kind other than that which is typically associated with residential uses, home offices or personal hobbies are permitted to be physically located on the premises.
9. There shall be no outside storage or window display and similar conditions.
10. The parking of customer or client vehicles shall not create safety hazards or congestion. On-site, off-street parking or parking in public parking lots off-street, shall be required for all employees, clients, customers, and others present on the premises for a period of more than one hour in connection with the home occupation.
11. Wholesale or retail sales are prohibited unless conducted via mail or telecommunications and do not involve the sale, shipment or delivery of merchandise to and from the premises.

C. *Enforcement and Penalties.* The responsibility for the administration and enforcement of the provisions of this article are assigned to the Zoning Officer.

1. *Inspections.* The Zoning Officer, in the exercise of reasonable discretion, may inspect any premises if such Officer deems it necessary in light of documentation submitted or other information received to determine that the provisions of this ordinance are being complied with, but is not required to inspect any premises upon which a home occupation is being conducted to determine compliance.
2. When the Zoning Officer has reasonable cause to believe that any violation of the terms of the provisions of this article have occurred, the Zoning Officer shall conduct such investigation as may be warranted by the circumstances and, upon finding of a violation, shall direct that the violations be corrected within a period of 30 days. If such violations shall remain uncorrected for a period of thirty days thereafter or shall be only partially corrected or recur at any time after the initial warning, the Zoning Officer shall file a complaint to be prosecuted by the Municipal Prosecutor in the Municipal Court.
3. Any person, firm, entity or corporation who shall knowingly violate any provision of this Section shall, upon conviction, be subject to a fine of not more than \$500 or imprisonment for not more than 90 days, or to both such fine and imprisonment in the discretion of the court. Each day that a violation exists shall constitute a separate and distinct offense.

**Section 2.** If any portion of this ordinance is determined to be invalid by a Court of competent jurisdiction, that determination shall have no effect upon the remainder of this Ordinance, which shall remain valid and operable.



**Section 3.** All Ordinances or parts of Ordinances inconsistent with this Ordinance, to the extent of such inconsistencies only, be and the same are hereby repealed.

**Section 4.** This Ordinance shall take effect immediately upon final passage and publication as provided by law.

APPROVED:

\_\_\_\_\_  
Suzanne M. Walters, Mayor

ATTEST:

\_\_\_\_\_  
Suzanne C. Stanford, Borough Clerk



**BOROUGH OF STONE HARBOR**  
**9508 SECOND AVENUE**  
**STONE HARBOR, NEW JERSEY 08247**  
**TELEPHONE (609) 368-6808      FAX (609) 368-3705**  
**PLANNING BOARD**

March 29, 2011

Mayor and Council  
Borough of Stone Harbor  
9508 Second Avenue  
Stone Harbor, NJ 08247

Re: Proposed Zoning Ordinance Amendment  
Borough Council Ordinance 1372

Dear Mayor and Council:

Please be advised that Planning Board Resolution 2011-002, recommending the adoption of Borough Council Ordinance 1372 for Zoning Ordinance Amendments to Borough of Stone Harbor Revised General Ordinances, Section 560-7(D) and 560-46 establishing Home Occupation Conditions was approved and adopted at the Planning Board meeting held March 28, 2011. I am enclosing a copy of the Board's Resolution for your records.

Sincerely,

Patricia H. Wagner, Board Secretary

cc Joanne Mascia, Zoning Officer  
Suzanne Stanford, Borough Clerk  
Andrew Catanese, Planning Board Solicitor  
Michael Donohue, Borough Council Solicitor  
Kenneth Hawk, Borough Administrator

*"The Seashore at its Best"*



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

**PLANNING BOARD  
BOROUGH OF STONE HARBOR**

**RESOLUTION NO. 2011-002**

**WHEREAS**, the Borough Council ("Council") of the Borough of Stone Harbor (the "Borough") has introduced Borough Council Ordinance 1372: Amending Chapter 560 of the Revised General Ordinances – Allowing and Setting Conditions upon Home Occupations (the "Proposed Ordinance"); and

**WHEREAS**, the Stone Harbor Planning Board carefully evaluated the Proposed Ordinance at a public meeting held on March 28, 2011; and

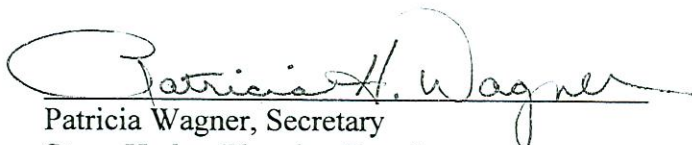
**WHEREAS**, the Planning Board has determined that the Proposed Ordinance promotes the intent and purposes of the Municipal Land Use Law and is consistent with the Borough's Master Plan.

**NOW, THEREFORE, BE IT RESOLVED** by the Planning Board of the Borough of Stone Harbor, New Jersey on this 28<sup>th</sup> day of March, 2011 that Ordinance 1372 as introduced by Council is consistent with the intent and purposes of the Municipal Land Use Law and is consistent with the Borough's Master Plan. Accordingly, the Planning Board recommends adoption of the proposed Ordinance.

**BE IT FURTHER RESOLVED** that a copy of this Resolution be forwarded to the Clerk of the Borough of Stone Harbor and maintained by the Secretary of the Planning Board.

I hereby certify the foregoing to be an original resolution of the Borough of Stone Harbor Planning Board adopted and approved at a meeting held on 28<sup>th</sup> day of March, 2011.

Dated: March 28, 2011

  
Patricia Wagner, Secretary  
Stone Harbor Planning Board

(3)

ORDINANCE NO.

AN ORDINANCE AMENDING CHAPTER 487 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF STONE HARBOR 2005

(Amending number of Taxi Licenses)

**Section 1.** § 487-4 is hereby amended by omitting the following underlined portion.

**§ 487-4 Issuance of license.**

The Council shall, by resolution, grant or deny the license. No more than two licenses shall be issued. If the application is approved, the Clerk shall issue the license upon forms established by the Council by Resolution. License shall not be transferable.

**Section 2.** If any portion of this ordinance is determined to be invalid by a Court of competent jurisdiction, that determination shall have no effect upon the remainder of this Ordinance, which shall remain valid and operable.

**Section 3.** All Ordinances or parts of Ordinances inconsistent with this Ordinance, to the extent of such inconsistencies only, be and the same are hereby repealed.

**Section 4.** This Ordinance shall take effect immediately upon final passage and publication as provided by law.

APPROVED:

\_\_\_\_\_  
Suzanne M. Walters, Mayor

ATTEST:

\_\_\_\_\_  
Suzanne C. Stanford, Borough Clerk



(4)

1364

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

**ORDINANCE NO.**

**AN ORDINANCE AMENDING CHAPTER 542 OF THE REVISED GENERAL  
ORDINANCES OF THE BOROUGH OF STONE HARBOR**

(Amending Utility Rate)

**Section 1.** Chapter 542 is hereby amended as follows:

**§ 542-13. Schedule of water rates and fees.**

A. Minimum charges. There shall be due and payable quarterly in each year a minimum charge for each consumer or meter in accordance with the following schedule:

Size of Service (inches)	All Meters	Regular Meters
	Quarterly Minimum Charge	Quarterly Gallonage Allowance
2	<del>\$170</del> <u>\$179</u>	13,000

**Section 2.** If any portion of this ordinance is determined to be invalid by a Court of competent jurisdiction, that determination shall have no effect upon the remainder of this Ordinance, which shall remain valid and operable.

**Section 3.** All Ordinances or parts of Ordinances inconsistent with this Ordinance, to the extent of such inconsistencies only, be and the same are hereby repealed.

**Section 4.** This Ordinance shall take effect immediately upon final adoption and publication in accordance with law.

APPROVED:

\_\_\_\_\_  
Suzanne M. Walters, Mayor

ATTEST:

\_\_\_\_\_  
Suzanne C. Stanford, Borough Clerk

(3)

# **BOROUGH OF STONE HARBOR**

CAPE MAY COUNTY, NEW JERSEY

## **RESOLUTION**

### **A RESOLUTION APPROVING AN AMUSEMENT GAME LICENSE FOR RIGI'S ARCADE**

WHEREAS, in the past the Borough Clerk has, at the direction of the Borough's Amusement Licensing Board, issued permits to Rigi's Arcade for its operations in the 200 block of 96<sup>th</sup> Street; and

WHEREAS, the State of New Jersey Legalized Games of Chance Control Commission requires the passage of a Resolution by Borough Council in connection with the Commission's oversight responsibilities for redemption activities at such operations; and

WHEREAS, Rigi's Arcade has submitted the proper application and paid the appropriate fee, under and subject to the rules and regulations established by the Commission; and

WHEREAS, the Borough of Stone Harbor is a seashore resort community and state law allows such redemption activities within such operations in such towns; and

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Stone Harbor, County of Cape May and State of New Jersey, duly assembled in public session this 5<sup>th</sup> day of April, 2011, that Rigi's Arcade be and is granted an amusement license by and from the Borough of Stone Harbor for the period January 1, 2011 through December 31, 2011; that the Borough of Stone Harbor has no objection to the State of New Jersey licensing and/or regulating redemption activities at Rigi's Arcade, and that such licenses shall be kept on file for public review in the Borough Clerk's Office.

BE IT FURTHER RESOLVED that this Resolution shall be effective only upon the affirmative vote of not less than two-thirds of the members of Borough Council.



# **BOROUGH OF STONE HARBOR**

CAPE MAY COUNTY, NEW JERSEY

## **RESOLUTION**

WHEREAS, the Borough of Stone Harbor maintains an Executive Policy Manual for the purpose of codifying certain administrative policies and procedures; and

WHEREAS, said Executive Policy Manual was adopted by a duly enacted resolution of the Borough Council on May 1, 2001; and

WHEREAS, there is a need for an update to the written policy A-002 entitled "Borough Council Meetings – Agenda: " to add an additional Public Comment session,

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Stone Harbor, County of Cape May, State of New Jersey on this 5<sup>th</sup> day of April, 2011, that the attached amendment to the Executive Policy manual attached hereto, entitled Borough Council Meetings, section titled "Agenda" is hereby adopted as the official policy on this matter of the Borough of Stone Harbor;

BE IT FURTHER RESOLVED, that the Administrator shall distribute copies of said amendment to all applicable Borough Officers and Employees; and

BE IT FURTHER RESOLVED that the provisions of the Executive Policy Manual shall be binding on all applicable employees and that any amendments, additions to or deletions from the manual shall be accomplished by way of Resolution duly presented and passed at a meeting of Mayor and Council.



# EXECUTIVE POLICY

Borough of Stone Harbor

Title: Borough Council Meetings

Number: A-002

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## **POLICY:**

Pursuant to Ordinance 2-5.3, the Council shall, by resolution, establish a schedule for regular meetings of the governing body.

Regular Meetings shall be conducted as set forth in this policy.

Copies of the agenda shall be made available to all members of the public in attendance.

A limited number of copies of Resolutions and Ordinances, scheduled for discussion and/or vote, shall be made available to the public for review before the meeting.

Once an ordinance is introduced, a copy of same shall be posted on the Clerk's bulletin board for review by the public.

Decisions shall be formalized by Motion, Resolution or Ordinance. Each motion, Resolution or Ordinance shall be sponsored by a member of Council.

## **AGENDA:**

The sequence for an agenda shall be as follows:

1. Meeting called to order
2. Roll call
3. Announcement of Open Public Meetings Law
4. Salute to the Flag
5. Special Presentations
6. Special Hearings; e.g., dock applications
7. Public Comment
8. Motion concerning the minutes (2nd meeting)
9. Reports of Committees and Officers (2nd meeting)
10. Communications
11. Old Business
12. New Business
13. Items for Open Discussion
14. Motion to Pay the Bills
15. Motion for Closed Session (if needed)
16. Public Comment
17. Motion to Adjourn

Adopted by Resolution 2001-S-67 on May 1, 2001

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# BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

## RESOLUTION

### AUTHORIZING AGREEMENT - EMPLOYEE BENEFITS CONSULTANT, BOROUGH OF STONE HARBOR

WHEREAS, Marsh & McLennan Agency has offered the Borough an Agreement for insurance and broker consulting services; and

WHEREAS, the Borough of Stone Harbor desires these professional services pursuant to this resolution adopted by Borough of Stone Harbor; and

WHEREAS, employee benefits consultants are extra-ordinary unspecified services, and permitted exceptions to the public bidding requirements of the Local Public Contracts Law; and

WHEREAS, N.J.A.C. 5:34-2 provides that the Division of Local Government Services believes that insurance contracts satisfy all the criteria for extra-ordinary unspecifiable services; and

WHEREAS, it is believed to be in the best interest of the Borough that it enter into an Agreement with Marsh & McLennan Agency as the Borough's employee benefits consultant .

NOW, THEREFORE, BE IT RESOLVED, by the Members of Council of the Borough of Stone Harbor, in the County of Cape May and State of New Jersey that the Mayor and Borough Clerk be and they are hereby authorized, empowered and directed to execute an Agreement with Marsh & McLennan Agency, LLC, 510 Bank Street Commons, Cape May, N.J. 08204, to assist the Borough as the Employee Benefits Consultant as per the Agreement, attached hereto.

BE IT FURTHER RESOLVED that the Borough of Stone Harbor agrees to pay Marsh & McLennan Agency a fee of \$2,500 monthly for the period May 2011 through December 31, 2012.

BE IT FURTHER RESOLVED that the statutory language required by N.J.S.A. 10:2-1 and 10:5-33 are hereby incorporated into the specifications, and this contract by reference, and the contractor contracting with the Borough is bound by said language, together with the other provisions of the Anti-Discrimination Laws of the State of New Jersey, Chapter 127 of the Laws of 1975.

BE IT FURTHER RESOLVED, that notice of this Resolution shall be published as required by law within ten (10) days of its adoption.

BE IT FURTHER RESOLVED that a copy of this Resolution shall only become effective when a copy of the Certificate of Availability of Funds prepared by the CFO of this Borough is attached hereto.

**"AGREEMENT"**  
**EMPLOYEE BENEFITS CONSULTANT**  
**BOROUGH OF STONE HARBOR**

This agreement entered into this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_ between the Borough of Stone Harbor and Marsh & McLennan Agency (hereinafter referred to as Consultant) a Corporation of the State of New Jersey having its principal office at 510 Bank Street Commons Cape May, NJ 08204 (hereinafter referred to as the Consultant)

**WHEREAS**, the Consultant has offered to the Borough of Stone Harbor insurance and broker consulting services

**WHEREAS**, the Borough of Stone Harbor desires these professional services pursuant to the resolution adopted by Borough of Stone Harbor.

**NOW THEREFORE**, the parties in consideration of the mutual promises and covenants set forth herein agree as follows:

1. The Consultant, for and in consideration of the amount stated hereinafter agrees to provide services to the Borough of Stone Harbor as follows:
  - A) The Consultant shall assist the Borough of Stone Harbor in identifying its insurable and non-insurable exposures and to make recommendations to reduce cost as it relates to Medical, Prescription, Dental, Vision, Life & Disability insurance. MARSH & MCLENNAN AGENCY will be responsible for placing coverage with the agreed provider at the direction of the Borough Administrator.
  - B) Assist the Borough of Stone Harbor in addressing compliance issues and coordinating enrollment with State Health Benefits.
  - C) Assist the Borough of Stone Harbor and its employees with claims resolution and benefit questions.
  - D) Assist the Borough of Stone Harbor in the preparation of its annual insurance budget as it relates to the above mentioned employee benefits.
  - E) Assist Borough of Stone Harbor with Employee Benefits communication and Open Enrollment Meetings.
  - F) Meet with collective bargaining groups to assist with resolving issues as it relates to the Employee Benefits programs.
  - G) The Consultant will continue to offer Health Advocate services at no cost to the Borough of Stone Harbor.
  - H) Provide and pay for Health Advocate for employees and Parents of employees.
  - F) Provide and pay for the administration of third party COBRA administration.
  - G) Meet with advisory committees periodically.



- H) In the event a third party is solicited to reimburse claims outside the SHBP MARSH & MCLENNAN AGENCY will be responsible for the monthly cost per employee per month as long as this agreement is in place.
2. The term of this agreement shall be for a period of 20 months from the first day of May 2011 through December 31, 2012.
  3. The Borough of Stone Harbor agrees to pay Marsh & McLennan Agency, the Consultant a fee of \$2,500 monthly for the period starting May 2011 through December 31, 2012. This monthly fee is in lieu of commission for ongoing service and the implementation of the Medical and Prescription only as offered through the NJ State Health Benefits Plan.
  4. Marsh McLennan Agency, LLC aggregate liability arising out of or relating to any services on your account shall not exceed ten million dollars (\$10,000,000), and in no event shall we be liable for any indirect, special, incidental, consequential or punitive damages or for any lost profits or other economic loss arising out of or relating to such services. In addition, you agree to waive your right to a jury trial in any action or legal proceeding arising out of or relating to such services. The foregoing limitation of liability and jury waiver shall apply to the fullest extent permitted by law.

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BOROUGH OF STONE HARBOR  
PRINTED NAME

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BOROUGH OF STONE HARBOR (AUTHORIZED REPRESENTATIVE)  
SIGNATURE

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CONSULTANT/ MARSH & MCLENNAN AGENCY (AUTHORIZED REPRESENTATIVE)  
PRINTED NAME

\_\_\_\_\_  
CONSULTANT/ MARSH & MCLENNAN AGENCY (AUTHORIZED REPRESENTATIVE)  
SIGNATURE

\_\_\_\_\_  
DATE

# BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

## RESOLUTION

### TAX IDENTIFICATION CERTIFICATION

WHEREAS, The Recycling Enhancement Act, P.O. 2007, chapter 311, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, there is levied upon the owner or operator of every solid waste facility (with certain exceptions) a recycling tax of \$3.00 per ton on all solid waste accepted for disposal or transfer at the solid waste facility; and

WHEREAS, whenever a municipality operates a municipal service system for solid waste collection, or provides for regular solid waste collection service under a contract awarded pursuant to the "Local Public Contracts Law", the amount of grant monies received by the municipality shall not be less than the annual amount of recycling tax paid by the municipality except that all grant moneys received by the municipality shall be expended only for its recycling program.

NOW, THEREFORE, BE IT RESOLVED by the Borough of Stone Harbor that the Borough of Stone Harbor hereby certifies a submission of expenditure for taxes paid pursuant to P.L.2007, chapter 311, in 2010 in the amount of \$ 6,066.45. Documentation supporting this submission is available at Department of Public Works and shall be maintained for no less than five years from this date.

Tax Identification Statement certified by: James Nicola

Name of official: James Nicola

Title of official: CFO

Date April 5, 2011

(9)

# BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

## RESOLUTION

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, c 102 has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grant to develop new municipal recycling programs and to continue and expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection is promulgating recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as conditions for applying for tonnage grants including, but not limited to making and keeping accurate, verifiable records of material collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for the 20109 tonnage grant in calendar year 2011 will memorialize the commitment of this municipality to recycling and indicate the assent of Members of Council of the Borough of Stone Harbor to the efforts undertaken by the Municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure that the application is properly completed and timely filed.

NOW, THEREFORE, BE IT RESOLVED by the Members of Council of the Borough of Stone Harbor that the Borough of Stone Harbor hereby endorses the submission of a Municipal Recycling Tonnage Grant Application to the New Jersey Department of Environmental Protection, Office of Recycling and designates Gregory Sheeran, Director of Public Works, 9508 Second Avenue, Stone Harbor, N.J. 08247 to ensure that the said application is properly filed.



(10)

# BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

## RESOLUTION

### **RESOLUTION AUTHORIZING AN ATTENDANT AT THE SKATE PARK AND SETTING FEES FOR USE**

WHEREAS, the Borough of Stone Harbor, as part of its recreation program, maintains a skate park in the vicinity of 81<sup>st</sup> Street and Second Avenue; and

WHEREAS, the Borough is given authority under law to regulate the use of the skate park in the interests of the health, safety and welfare of its citizens; and

WHEREAS, it has been determined that the placement of an attendant at the skate park and the collection of a fee for use during the summer season best serves the interests of the health, safety and welfare of the citizens of the Borough;

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 5<sup>th</sup> Day of April, 2011, as follows:

1. That the preamble of this Resolution is hereby adopted and incorporated by reference;
2. That the Department of Recreation is authorized to place an attendant from among its staff to monitor the skate park and collect fees from June 11, 2011, to September 3, 2011, inclusive of those days and the hours will be 10 am - 8 pm;
3. That the fees for use of the skate park shall be \$2.00 for a day pass, \$5.00 for a weekly pass and \$20.00 for a season pass.
4. The Director of Recreation shall, in consultation with the Chief Financial Officer, develop the appropriate procedure for the processing and accounting of such fee payments as may be received.



# **BOROUGH OF STONE HARBOR**

CAPE MAY COUNTY, NEW JERSEY

## **RESOLUTION**

### **APPOINTING TAX COLLECTOR**

WHEREAS, as a result of the retirement of Kathryn McClure which became effective March 31, 2011 the Borough will be without a Tax Collector; and

WHEREAS, the Tax Collectors's responsibilities are such that it is necessary for a certified Tax Collector to begin work for the Borough on April 1, 2011; and

WHEREAS, Deborah Candelore, a certified Tax Assessor, agreed to commence the duties of Tax Collector on April 1, 2011 to fill an unexpired term until December 31, 2011; and

NOW, THEREFORE, BE IT RESOLVED by the Members of Council of the Borough of Stone Harbor, in the County of Cape May and State of New Jersey that Deborah Candelore is hereby appointed as Tax Collector for the Borough of Stone Harbor effective April 1, 2011 to hold her office for an unexpired term until December 31, 2011.



# BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

## RESOLUTION

### A RESOLUTION CREATING AN INTERLOCAL SERVICES AGREEMENT WITH WILDWOOD CATHOLIC HIGH SCHOOL FOR THE USE OF THE RECREATION FIELDS OF THE BOROUGH OF STONE HARBOR

**WHEREAS**, N.J.S.A. 40:8A-1 *et seq.*, authorizes municipalities and school districts to enter into agreements for the purposes of exchanging, sharing and cooperating with regard to services common to said communities through Interlocal Services Agreements ; and

**WHEREAS**, the Wildwood Catholic High School is in need of services relating to the use of recreational playing fields of the Borough of Stone Harbor for its High School boys and girls soccer teams games and practices; and

**WHEREAS**, the Borough of Stone Harbor has certain lands, equipment and personnel available to meet the needs of the Wildwood Catholic High School in this area; and

**WHEREAS**, entering into an Interlocal Services Agreement with the Wildwood Catholic High School for these purpose has been deemed to be in the best interests of citizens of the Borough and the students of the Wildwood Catholic High School; and

**WHEREAS**, in consideration of this Agreement and in an effort to supplement the costs of maintenance of Borough facilities, Wildwood Catholic agrees to pay the Borough the sum of \$1,500.00.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Stone Harbor, County of Cape May, State of New Jersey that the preamble of this Resolution is hereby incorporated by reference;

**BE IT FURTHER RESOLVED** that the Borough of Stone Harbor and Wildwood Catholic High School hereby agree, under the authority of N.J.S.A. 40:8A-1 *et seq.*, as follows:

1. Wildwood Catholic High School agrees to pay the sum of \$1,500.00 per season and shall have full access to and use of the recreational ball fields of the Borough of Stone Harbor located in the vicinity of 80<sup>th</sup> Street and Second Avenue, for recreational activities officially sanctioned and conducted by the Wildwood Catholic High School and according to the schedules submitted.
2. Such access and use shall be conditioned upon coordination with and approval by the Recreation Director of the Borough of Stone Harbor with the understanding that the activities of the Borough of Stone Harbor Recreation Department take precedence.
3. The term of this Interlocal Services Agreement shall be from August 20, 2011 through November 5, 2011.

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

- 4. The Wildwood Catholic High School shall provide to the Borough of Stone Harbor written proof of liability insurance for the aforementioned use of the property of the Borough of Stone Harbor as required by the Atlantic County Joint Insurance Fund; and shall, additionally, hold harmless and indemnify the Borough of Stone Harbor for any and all loses, damages, and claims of whatever nature that may arise out of or in connection with the use of the property by the Wildwood Catholic High School, its sports/recreation participants, agents, contractors, officers and/or employees.

**BE IT FURTHER RESOLVED** that the Mayor and Clerk are hereby authorized and directed to execute this Resolution as the Interlocal Services Agreement between the Borough of Stone Harbor and the Wildwood Catholic High School, pursuant to N.J.S.A. 40:8A-1 *et seq.*

\_\_\_\_\_  
Suzanne M. Walters, Mayor  
Borough of Stone Harbor

\_\_\_\_\_  
Wildwood Catholic High School

Attest: \_\_\_\_\_  
Suzanne Stanford, Borough Clerk

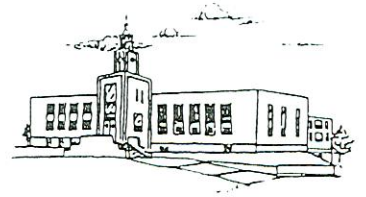
Attest: \_\_\_\_\_

Dated: \_\_\_\_\_

Dated: \_\_\_\_\_

# Wildwood Catholic

*A College Preparatory High School*



1500 Central Avenue • North Wildwood, New Jersey 08260  
www.wildwoodcatholic.org

Main Office: 609-522-7257

Guidance: 609-522-6243

Attendance: 609-522-5913

Fax: 609-522-2453

Suzanne Stanford  
Borough of Stone Harbor  
9508 2nd Avenue  
Stone Harbor, NJ 08247

3/29/11

Dear Suzanne,

Once again I would like to respectfully request the Borough's permission to use the 81st Street athletic facility for our boys and girls soccer teams for the fall of 2011 for our games and practices.

We agree to pay \$1500 for maintaining the fields and their upkeep (Payment will occur after July 1st 2011 start of the new budget).

We will furnish proof of insurance that names the Borough as an additional insured (enclosed). We continue our appreciation for that Borough has done for us through the years. We will await your reply.

Sincerely,

Salvatore Zuccarello  
Athletic Director



(13)

# **BOROUGH OF STONE HARBOR**

CAPE MAY COUNTY, NEW JERSEY

## **RESOLUTION**

### **RESOLUTION REQUESTING ASSISTANCE FROM CAPE MAY COUNTY OPEN SPACE PROGRAM**

WHEREAS, representatives of the Borough of Stone Harbor attended a meeting with members of the Cape May County Freeholders and representatives of the Cape May County Open Space Program on Thursday, February 17, 2011; and

WHEREAS, the Borough is interested in purchasing one of the several properties located in the Waterfront Business District of Third Avenue between 96<sup>th</sup> and 99<sup>th</sup> Street for the purpose of creating open access to the water for the public; and

WHEREAS, the Borough is actively pursuing the Waterfront District Development which is in compliance with the planning & analysis found in the Borough of Stone Harbor's Master Plan.

NOW, THEREFORE, BE IT RESOLVED that the Borough of Stone Harbor would appreciate the County's assistance in guiding the Borough through the process of applying for County Open Space Funding.

(15)

cc. Chief Clerk  
Sharon Hilly

# BOROUGH OF STONE HARBOR

## SPECIAL EVENTS ON PUBLIC LANDS

(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 Council pursuant to Chapter 275 of the Borough of Stone Harbor Municipal Code.)

### LICENSE APPLICATION (Chapter 275)

**\$60.00 For the Permit Application Fee.**  
**All Permit Fees Shall Be Paid To Borough Clerk When Application Is Filed.**  
**Application Should Be Filed At Least 60 Days Before The Date Set For The Special Event.**  
**Attach Certificate of Insurance Naming the Borough of Stone Harbor as Certificate Holder and/or Additional Insured.**

DATE OF APPLICATION: 2/15/11 FEE PAID: \$ 60.00  
Should be filed 60 Days Before the Date of Event

TYPE OF EVENT: Run by Tournament  
Please Describe

DATE(S)/TIME(S) OF EVENT: May 21 & 22 2011 & July 23 2011  
Please Describe

LOCATION OF EVENT: 60th St Middle School ADMISSION FEE (If Any): \$ —

REGISTRATION FEE TO PARTICIPATE IN EVENT (If Any): \$ —

Applications must be complete, including contact information, in order to be considered filed.

SPONSOR'S NAME: Philadelphia White Marsh Run by (1418) PHONE #: 215-860-4702  
Please Print Name of Person, Association, Corporation, Firm, etc.

SPONSOR'S ADDRESS: 1036 Newman PA 18940  
Street Address PO Box No. City State Zip Code

CONTACT PERSON: Steve Prinz

CONTACT PERSON'S PHONE #: 215 860 4702

ESTIMATE OF DAILY CROWD EXPECTED: 500

SECURITY MEASURES TO BE INSTITUTED BY SPONSOR FOR CROWD AND TRAFFIC CONTROL:  
Crowd control is maintained by running off the 2 playing areas - allowing flow around the 2 fields side by side

	Fees.
- Application Filing Fee	\$60.00 per event
- Seasonal Use by Local Schools	\$1,500.00 per season
- Charity Organizations	\$750.00 per season for second sport
- Use of Fields	\$60.00 Application Fee (No other fees to be assessed)
- Use of Fields	\$500.00 per day (first two days) \$250.00 per day each additional day
- Chamber of Commerce	\$250.00 per day if before <b>Memorial Day</b> and after <b>Labor Day</b> and if the event is hosted by an Organization headquartered in Cape May County with at least five members from Stone Harbor.
	\$60.00 application fee for all Events

**Section 275-4. Exceptions.**

A. Special Events sponsored solely by the Borough of Stone Harbor are exempt from the payment of the fee for a special event permit. Such special events shall be governed by applicable Borough policies. Additionally, Borough Council retains the discretion to waive any provision of this chapter where deemed appropriate in the sole discretion of the Borough Council.



(16)

cc. April Rose  
Hyl  
Hyl

## BOROUGH OF STONE HARBOR

### SPECIAL EVENTS ON PUBLIC LANDS

(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 Council pursuant to Chapter 275 of the Borough of Stone Harbor Municipal Code.)

#### LICENSE APPLICATION (Chapter 275)

\$60.00 For the Permit Application Fee.

All Permit Fees Shall Be Paid To Borough Clerk When Application Is Filed.  
Application Should Be Filed At Least 60 Days Before The Date Set For The Special Event.  
Attach Certificate of Insurance Naming the Borough of Stone Harbor as Certificate Holder  
and/or Additional Insured.

DATE OF APPLICATION: March 18, 2010 FEE PAID: \$ waived  
Should be filed 60 Days Before the Date of Event  
TYPE OF EVENT: Community Yard Sale plants to go towards continuing gardening projects in Freezing St  
Please Describe  
DATE(S)/TIME(S) OF EVENT: May 14, 2011 (5/15/11 rain date) 8 am 2pm  
Please Describe  
LOCATION OF EVENT: parking lots adjacent to Women's Civic Club ADMISSION FEE (If Any): \$ \_\_\_\_\_  
REGISTRATION FEE TO PARTICIPATE IN EVENT (If Any): \$ \$ 20.00 / participant

Applications must be complete, including contact information, in order to be considered filed.

SPONSOR'S NAME: Garden Club of Stone Harbor Karen Lane - President  
Please Print Name of Person, Association, Corporation, Firm, etc. PHONE#: 368-2442  
SPONSOR'S ADDRESS: 245 94th St. SH NJ 08247  
Street Address PO Box No. City State Zip Code  
CONTACT PERSON: Marilyn Hahle

CONTACT PERSON'S PHONE #: 609-368-0683

ESTIMATE OF DAILY CROWD EXPECTED: 100

SECURITY MEASURES TO BE INSTITUTED BY SPONSOR FOR CROWD AND TRAFFIC CONTROL:

Garden Club members will circulate event area

	Fees.
- Application Filing Fee	\$60.00 per event
- Seasonal Use by Local Schools	\$1,500.00 per season
- Charity Organizations	\$750.00 per season for second sport
- Use of Fields	\$60.00 Application Fee (No other fees to be assessed)
- Use of Fields	\$500.00 per day (first two days) \$250.00 per day each additional day
- Chamber of Commerce	\$250.00 per day if before <b>Memorial Day</b> and after <b>Labor Day</b> and if the event is hosted by an Organization headquartered in Cape May County with at least five members from Stone Harbor.
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#### Section 275-4. Exceptions.

A. Special Events sponsored solely by the Borough of Stone Harbor are exempt from the payment of the fee for a special event permit. Such special events shall be governed by applicable Borough policies. Additionally, Borough Council retains the discretion to waive any provision of this chapter where deemed appropriate in the sole discretion of the Borough Council.



cc: Phil Ryan  
Guy Smith

(17)

# BOROUGH OF STONE HARBOR

## SPECIAL EVENTS ON PUBLIC LANDS

(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 Council pursuant to Chapter 275 of the Borough of Stone Harbor Municipal Code.)

### LICENSE APPLICATION (Chapter 275)

**\$60.00 For the Permit Application Fee.**  
All Permit Fees Shall Be Paid To Borough Clerk When Application Is Filed.  
Application Should Be Filed At Least 60 Days Before The Date Set For The Special Event.  
Attach Certificate of Insurance Naming the Borough of Stone Harbor as Certificate Holder  
and/or Additional Insured.

DATE OF APPLICATION: 3/21/11 FEE PAID: \$ Waived  
Should be filed 60 Days Before the Date of Event  
TYPE OF EVENT: MEMORIAL DAY Please Describe  
DATE(S)/TIME(S) OF EVENT: 5/30/11 11:00 AM - 2:00 P.M  
Please Describe  
LOCATION OF EVENT: 11617 2ND AVE ADMISSION FEE (If Any): \$  
REGISTRATION FEE TO PARTICIPATE IN EVENT (If Any): \$

Applications must be complete, including contact information, in order to be considered filed.

SPONSOR'S NAME: AMERICAN LEGION POST 331 PHONE#: 368-2294  
Please Print Name of Person, Association, Corporation, Firm, etc.  
SPONSOR'S ADDRESS: 11617 2ND AVE 232 STONE HARBOR N.J. 08247  
Street Address PO Box No. City State Zip Code  
CONTACT PERSON: KEVIN COYLE - COMMANDER  
CONTACT PERSON'S PHONE #: 609-408-8966

ESTIMATE OF DAILY CROWD EXPECTED: 600-800  
SECURITY MEASURES TO BE INSTITUTED BY SPONSOR FOR CROWD AND TRAFFIC CONTROL:  
REQUEST STREET CLOSURE 116th TO 117th SOUTH SIDE ONLY  
1 POLICE OFFICER AS NEEDED FOR TRAFFIC

	Fees.
- Application Filing Fee	\$60.00 per event
- Seasonal Use by Local Schools	\$1,500.00 per season
- Charity Organizations	\$750.00 per season for second sport
- Use of Fields	\$60.00 Application Fee (No other fees to be assessed)
- Use of Fields	\$500.00 per day (first two days) \$250.00 per day each additional day
- Chamber of Commerce	\$250.00 per day if before <b>Memorial Day</b> and after <b>Labor Day</b> and if the event is hosted by an Organization headquartered in Cape May County with at least five members from Stone Harbor.
	\$60.00 application fee for all Events

**Section 275-4. Exceptions.**  
A. Special Events sponsored solely by the Borough of Stone Harbor are exempt from the payment of the fee for a special event permit. Such special events shall be governed by applicable Borough policies. Additionally, Borough Council retains the discretion to waive any provision of this chapter where deemed appropriate in the sole discretion of the Borough Council.

ASSOC. NO.	COMP. NO.	LINE NO.
FOR STATE OFFICE USE ONLY		

N.J. STATE FIREMEN'S  
ASSOCIATION  
MEMBERSHIP APPLICATION

Form 100  
Rev. 6/10

Date 3-10-2011

(18) STONE HARBOR Relief Assn. STONE HARBOR Municipality

STONE HARBOR Department Stone Harbor No. 1 Company

Name Michael First F Initial Linz, Jr. Last

Address 1040A Route 47 South Street

Rio Grande Town 08242 Zip Code For 1 Years

Birth date 5/2/85 Birthplace Cape May County SS# [REDACTED]

Regular Occupation EMT

Have you ever applied to be a member of the New Jersey State Firemen's Assoc.? ☐ Yes ☒ No

If so, when \_\_\_\_\_ Where \_\_\_\_\_

The signature below certifies that I have received and read the attached PRIVACY NOTICE.

Home Phone No. (609) 425-6571 M Signature of Applicant

STATE OF NEW JERSEY COUNTY OF Cape May  
Michael F. Linz Jr. being duly sworn, doth depose and says that the above statements are  
Applicants Name  
true to the best of their knowledge and belief. Sworn to before me this 23 day of March 20 11

KENNETH J. HAWK  
NOTARY PUBLIC OF NEW JERSEY  
MY COMMISSION EXPIRES SEPT. 28, 2013

Kenneth Hawk  
SIGNATURE OF NOTARY PUBLIC

Expiration Date

MUNICIPAL APPROVAL

We hereby certify that this applicant was admitted to active membership in the department and has been approved by the governing  
body of \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_ 20 \_\_\_\_\_

[Signature]  
SIGNATURE OF SECRETARY - RELIEF ASSOCIATION

SIGNATURE OF MUNICIPAL CLERK/ BOARD OF FIRE COMMISSIONERS

[Signature]  
SIGNATURE OF CHIEF - FIRE DEPARTMENT

**IMPORTANT: APPLICATION MUST BE FILLED OUT AND CHanneled ACCORDINGLY**

- A. APPLICATION SHOULD BE FILLED OUT BY APPLICANT WITH TYPEWRITER OR PRINTED. (DO NOT WRITE)
- B. Application must be filled out by applicant and notarized. They must then present themselves before a doctor for physical examination.
- C. Application must be returned by applicant to Local Relief Secretary whose address is listed on back of this form.
- D. Local Relief Secretary will sign and secure chief's signature if application is in order, and forward to municipality for confirmation.

When applicant is admitted to membership by the Municipal Officer's, the signed ORIGINAL application is to be filed at the office of the New Jersey State Firemen's Association, by the secretary of the local association.



## Suzanne Stanford

---

**From:** Elaine.Benincasa@rve.com  
**Sent:** Thursday, March 24, 2011 10:09 AM  
**To:** stanfords@stone-harbor.nj.us; hawkk@stone-harbor.nj.us; Marc\_DeBlasio/rve@rve.com; Ray\_Roberts/rve@rve.com; pkmartin847@comcast.net  
**Subject:** Fire House Roof Replacement

Good morning Sue and Ken,

Please let us know if the following schedule works for the Borough for the Fire House Roof Replacement project. Thank you.

Motion to Bid: April 5, 2011 Council Meeting  
Advertise: April 9, 2011  
Non-Mandatory Pre-Bid Meeting: April 15, 2011 @ 11:00  
Bid Opening: April 26, 2011 @ 10:00  
Bid Award: May 3, 2011 Council Meeting

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For more information on Remington & Vernick Engineers visit our website at:

<http://www.rve.com>