



BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

Establishing An Energy Aggregation Program Pursuant to the GOVERNMENT ENERGY AGGREGATION ACT OF 2003, N.J.S.A 48:-93.1 to 98

WHEREAS, the State of New Jersey has been engaged in a process to establish a competitive market place through deregulation and restructuring the electric utility market; and

WHEREAS, the establishment of a government aggregator and an energy aggregation program to purchase electric generation service pursuant to N.J.S.A. 48:3-93.1 et seq. and N.J.A.C. 14:4-6.1 et seq. will increase competition for the provision of electric power to residential and non-residential users, thereby increasing the likelihood of lower electric rates for these users without causing any interruption in service; and

WHEREAS, under the aggregation process the residential and non-residential ratepayers may likely receive a direct reduction in their electric bills; and

WHEREAS, the citizens of the Borough of Stone Harbor have a substantial economic and social interest at stake; and

WHEREAS, the Borough of Stone Harbor hereby finds that it is in the best interests of residential and non-residential electric ratepayers to enter into an aggregation agreement in order to seek substantial savings on electric rates;

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Stone Harbor, County of Cape May:

- 1- Publicly declares its intent to become an aggregator of electric power on behalf of its residential and non-residential users of electricity pursuant to the Government Energy Act of 2003, N.J.S.A. 48:3-91.3 to -98, and implementing regulations.
- 2- Will utilize Commercial Utility Consultants' Reverse Energy Auction Platform pursuant to the NJ E-PROCUREMENT Pilot program (P.L. 2001, c.30) under the NJ Department of Community Affairs. The Reverse Energy auction will seek bids from licensed and appropriate THIRD PARTY SUPPLIERS. If such winning bid is selected and agreement executed, individual residential consumers would retain the option not to participate and to choose any alternatives they desire, while non-residential ratepayers would also have the right to participate.
- 3- The Mayor is authorized to execute and the Borough Clerk to attest to any documents necessary to carry out the purpose of the Resolution.
- 4- All resolutions and parts of resolutions inconsistent herewith are hereby repealed.

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, 2012

.....
Borough Clerk

The above resolution approved this day of....., 2012

.....
Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(2)

RESOLUTION

AWARDING PROFESSIONAL SERVICES CONTRACT FOR BEACH PROFILE SURVEY

WHEREAS the Borough of Stone Harbor is given authority by N.J.S.A. 40A:11 *et seq.* to enter into contracts for "Professional Services," without competitive bidding, where the need arises and so long as the award of such contract is made public by a Resolution of the Governing Body ; and

WHEREAS, the Borough of Stone Harbor requires specialized expert services in connection with an integrated study of shoreline changes in Stone Harbor; and

WHEREAS, the Richard Stockton College of New Jersey Coastal Research Center headed by Stewart C. Farrell, Ph.D., has agreed to continue the semi-annual survey monitoring of the municipal shoreline at 8 locations between 82nd and 123rd Street, as outlined in a proposal entitled "Proposal to Survey 8 Beach Profiles Semi-Annually in 2013 as part of a study of shoreline changes in Stone Harbor" made a part hereof by reference and on file with the Borough Clerk, with a project cost of \$ 12,888.23 and a contingency meeting cost of \$1,247.57 and total for contingency work, \$7,931,70; and

WHEREAS, funds are available for award of this contract as evidenced by the Chief Financial Officer's certification of funds attached hereto;

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, duly assembled in public session this 4th day of December, 2012, that a contract be and it is hereby awarded to Richard Stockton College Coastal Research Center/Stewart C. Farrell, Ph.D., to do a survey; and

BE IT FURTHER RESOLVED that this Resolution, the incorporated proposal and the mandatory affirmative action and anti-discrimination language shall constitute the contract and that the Mayor and Clerk be and are hereby authorized and directed to execute said contract on behalf of the Borough.

BE IT FURTHER RESOLVED that the statutory language required by N.J.S.A. 10:2-1 and 10:5-33 shall be executed by the contractor as a condition of award and shall be part of the contract.

BE IT FURTHER RESOLVED that notice of the letting of this contract be published in accordance with law.

Contractor

For the Borough of Stone Harbor

Dr. Stewart C. Farrell, Ph.D. Date

Suzanne M. Walters, Mayor Date

Attest

Suzanne C. Stanford, Clerk

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, 2012

.....
Borough Clerk

The above resolution approved this day of....., 2012

.....
Mayor

The Coastal Research Center

Ph: 609.652.4245
Fax: 609.748.0656



30 Wilson Avenue
Port Republic, NJ 08241
www.stockton.edu/crc

THE RICHARD STOCKTON COLLEGE OF NEW JERSEY

Ms. Jill Gougher, Borough Administrator
Borough of Stone Harbor
9508 Second Avenue
Stone Harbor, NJ 08247

November 12, 2012

Dear Ms. Gougher,

The Richard Stockton Coastal Research Center is submitting a proposal to continue the semi-annual survey monitoring of the municipal shoreline at 8 locations between 82nd and 123rd Streets. This data would be added to the 17-year database collected on municipal beach changes. The surveys will be done in the late spring and early winter of 2013 with a letter reporting spring changes and the final report summarizing the annual events and a trend analysis looking forward into the future.

Contingencies were added for the occurrence of municipal meetings requiring the presence of the CRC personnel and most importantly, the funding be in place should a damaging storm impact the beach that could require quantitative information to supply regulatory or disaster relief teams. These items would require approval by the governing body prior to any action on the part of the CRC toward spending these funds. In 2012 Hurricane Sandy occurred prior to the fall survey, so unless special meetings are required, the contingency was not used.

Please examine this proposal and let me know if the scope and intent meets your needs.

Sincerely,

A handwritten signature in cursive script that reads "Stewart Farrell".

Dr. Stewart Farrell
Executive Director, Coastal Research Center

RICHARD STOCKTON COLLEGE COASTAL RESEARCH CENTER

**PROPOSAL TO SURVEY 8 BEACH PROFILES SEMI-ANNUALLY IN 2013
AS PART OF A STUDY OF SHORELINE CHANGES IN STONE HARBOR**

TASK 1 – SURVEY STONE HARBOR BEACHES SEMI-ANNUALLY IN 2013

Collect Field Data	\$ 6,443.01
Travel	\$ 160.00
Equipment Use Fee	\$ 300.00
Expendable Supplies	\$ 100.00
Data Analysis	\$ 1,698.28
Interim Letter	\$ 1,220.64
Final Report	\$ 2,966.30

TOTAL TASK 1 \$12,449.03

GRAND TOTAL **\$12,888.23**

CONTINGENCY MEETINGS

This task is designed to have funds available for unforeseen emergency meetings at the request of a municipal official.

Salaries	\$ 1,167.57
Travel	\$ 80.00

CONTINGENCY MEETINGS TOTAL \$ 1,247.57

CONTINGENCY FOR EMERGENCY SURVEY

The governing body would have to specifically authorize any or all contingency tasks prior to undertaking any such work under this section.

<i>Collect Field Data (immediately following storm event)</i>	\$ 3,681.72
<i>Travel</i>	\$ 80.00
<i>Equipment Use Fee</i>	\$ 400.00
<i>Expendable Supplies</i>	\$ 200.00
<i>Data Analysis</i>	\$ 1,148.61
<i>Final Report</i>	\$ 2,421.37

TOTAL FOR CONTINGENCY WORK \$ 7,931.70

R S C

RICHARD STOCKTON COLLEGE OF NEW JERSEY

MEMORANDUM

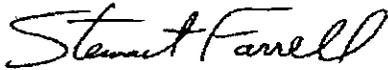
TO:	Ms. Jill Gougher, Administrator, Borough of Stone Harbor
FROM:	Stewart Farrell
SUBJECT:	New Contract Guidelines for All Future Contracts
DATE:	November 12, 2012

The Richard Stockton College of New Jersey Office of Fiscal Affairs has informed us that any of our new contracts need to have specific information written within the contract. All new contracts need to include:

- Total dollar amount that has been approved.
- Billing instructions (Monthly, Quarterly, Task Based, or Completion Based).
- State that the contract will cover expenses for meetings or expenses incurred to obtain contracted work (so if a meeting occurred before the signing of the contract, we have permission to bill for it).
- If FEMA (Federal Emergency Management Agency) is mentioned within a billing, that the bill will be paid by municipal funds, regardless if the bill is subject to a reimbursement from FEMA.

Please let me know if you have any questions.

Sincerely,



Dr. Stewart Farrell
Executive Director, Coastal Research Center

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(3)

RESOLUTION

**A RESOLUTION AUTHORIZING EXECUTION OF A
NJDEP LAND USE REGULATION PROGRAM APPLICATION
IN CONNECTION WITH WATERFRONT DEVELOPMENT PERMIT
APPLICATION, VARIOUS BULKHEAD IMPROVEMENTS**

WHEREAS, the Borough Council of the Borough of Stone Harbor has authorized various bulkhead improvements at Golden Gate (\$2,778.06) , 93rd Street (\$600.00) and 107th Street (\$600.00), Waterfront Development General Permits, File 05-10-U-051; and

WHEREAS, as part of that process the Borough of Stone Harbor is required to submit to the State of New Jersey as Land Use Regulation Application (LURP-2);

WHEREAS, the application is a necessary part of the project and requires execution by the Mayor;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Stone Harbor in the County of Cape May, State of New Jersey, duly assembled in public session this 4th day of December, 2012, that the preamble hereof is hereby incorporated herein by reference;

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized and directed to execute the LURP application, and any associated documents, on behalf of the Borough of Stone Harbor, in connection with Various Bulkhead Improvements in the Borough of Stone Harbor.

Offered by Secoded 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, 2012

.....
Borough Clerk

The above resolution approved this day of, 2012

.....
Mayor



BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A 2012 NEW JERSEY DEPARTMENT OF STATE DIVISION OF TRAVEL & TOURISM GRANT

WHEREAS the Borough of Stone Harbor in the County of Cape May and State of New Jersey applied for a New Jersey Department of State, Division of Travel & Tourism for grant funds in connection with Cooperative Marketing Program within the Borough; and

WHEREAS the Cooperative Marketing Grant application has been approved for a total of \$4,439.00 and requires the signature of the Mayor.

NOW, THEREFORE, BE IT RESOLVED that the Mayor be and is hereby authorized and directed to sign the aforementioned Grant Agreement on behalf of the 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, 2012

.....
Borough Clerk

The above resolution approved this day of....., 2012

.....
Mayor



STATE OF NEW JERSEY
DEPARTMENT OF STATE
TRENTON, NJ 08625
(609) 984-1900

CHRIS CHRISTIE
Governor

LT. GOVERNOR KIM GUADAGNO
Secretary of State

11/21/2012

Miss Liz Hargett
Stone Harbor Borough
9508 Second Avenue
Stone Harbor, New Jersey 08247

Dear Miss Liz Hargett;

It is my pleasure to inform you that based on the scores of an independent evaluation and funding review committee your FY 13 Cooperative Marketing Grant has been approved for a total of \$4,439.00.

Please review the grant regulations located on the SAGE website carefully and be sure to comply with each. Not doing so may result in being ineligible for future grant awards. You must complete your contract on SAGE. The Grant Agreement page and the Payment Voucher must be printed out and returned with an original signature, by regular mail. Please include your Certificate of Insurance naming the New Jersey Department of State, Division of Travel and Tourism as an additionally insured. You will need to submit a new budget with your contract.

Please remember, you must use the New Jersey Tourism logo and mandatory statement on your website and on all collateral material developed with funds from the grant award and required match. Any and all items that include our logo and mandatory statement must also be submitted to our office for approval prior to printing and or production. In addition, if you make any changes to your original marketing plan or budget you must contact the Division to receive approval of changes, prior to making them. Your final report will be due 45 days after your grant period ends.

Congratulations on your award. I look forward to our collaboration and share your enthusiasm that this project will promote New Jersey as a premier travel destination. If you should have any questions regarding grant compliance, please contact Colleen Karr at 609-984-9413.

Thank you,

A handwritten signature in cursive script that reads "Grace M. Hanlon".

Grace Hanlon
Executive Director
Division of Travel and Tourism

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

(5)

WHEREAS, NJS 40A: 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, the Director may also approve the insertion of an appropriation for the equal amount;

SECTION I

NOW THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Stone Harbor, in the County of Cape May, New Jersey, hereby requests the Director of the Division of Local Government Service to approve the insertion of an item of revenue in the budget of the year 2012 in the sum of \$4,439.00, which is now available as a revenue from the New Jersey Department of State/Division of Travel & Tourism; and

SECTION II

BE IT FURTHER RESOLVED that a like sum of \$4,439.00 is hereby appropriated under the caption of Cooperative Marketing Grant; and

SECTION III

BE IT FURTHER RESOLVED that the above is a result of a grant of \$4,439.00 from the New Jersey Department of State/Division of Travel & Tourism.

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, 2012

.....
Borough Clerk

The above resolution approved this day of....., 2012

.....
Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY



RESOLUTION

A RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR DONATIONS – ACCEPTANCE OF GIFTS AND DONATIONS REQUIRED BY N.J.S. 40A:5-29

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedicated by rider of revenues received by a municipality when the revenue is not subject to reasonable accurate estimates in advance, and

WHEREAS, N.J.S 40A:5-29 provides for receipt of donations by the municipality to provide for the operating costs to administer this act; and

WHEREAS, N.J.S.A. 40A:4-39 provides the dedicated revenues anticipated from the donations for the construction of a 9/11 Memorial Park are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement:

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

1. The Governing Body does hereby request permission of the Director of the Division of Local Government Services to pay expenditures of the construction of a 9/11 Memorial Park.
2. The Municipal Clerk of the Borough of Stone Harbor, County of Cape May is hereby directed to forward two certified copies of this resolution to the Director of the Division of Local Government Services.

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, 2012

.....
Borough Clerk

The above resolution approved this day of....., 2012

.....
Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(1)

RESOLUTION

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 following be appointed as SLEO II Officers, with the Stone Harbor Police Department effective from December 8, 2012 through September 30, 2013.

CLASS II

Andrew Peahota
Richard Henry, Jr.
Danny Aparicio

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, 2012

.....
Borough Clerk

The above resolution approved this day of....., 2012

.....
Mayor

(8)

BOROUGH OF STONE HARBOR

RESOLUTION NO. 2012-S

**WAIVING CONSTRUCTION PERMIT FEES ASSOCIATED
WITH THE REPAIR OF STORM DAMAGED PROPERTIES**

WHEREAS, on October 27, 2012, Governor Chris Christie issued Executive Order No. 104 proclaiming a State of Emergency in anticipation of Hurricane Sandy; and.

WHEREAS, many properties sustained damage as a result of Hurricane Sandy and will require permits to make the necessary repairs and restorations; and

WHEREAS, the Mayor and Council of the Borough of Stone desire to waive permit fees provided for in Chapter 345 of the Stone Harbor Code Book; and

WHEREAS, pursuant to N.J.A.C. 5:23-4.19(b)5, if the Borough is waives its fees, then the State permit surcharge fee will also be waived.

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

1. That the preamble of this Resolution is hereby incorporated by reference as if set forth herein at length;
2. That Chapter 345, Section 24 is hereby amended to provide that the fees, charges and costs for zoning permits, construction permits and the inspection and re-inspection fees associated with work undertaken to repair or restore property damaged by Hurricane Sandy are hereby temporarily waived effective immediately and continuing for applications filed by **March 1, 2013.**

BE IT FURTHER RESOLVED that a copy of this Resolution shall be forwarded to the State of New Jersey, Department of Community Affairs and the Stone Harbor Construction Official, Zoning Official and the Chief Financial Officer.

(9)

November 29, 2012

TO: Mayor Walters, Council Members- Kramar, Davis-Dunhour, Rich, Mastrangelo, Carusi;
Borough Administrator, Jill Gougher, Borough Clerk, Suzanne Stanford

FROM: Karen Lane, Utilities Chair

There will be a discussion item at our Tues. 12/4/12 meeting concerning water exemptions granted to the Churches and Civic Organizations. These exemptions are brought forth via resolution each January granting exemptions for the base charges only. However, over the years the entire water billing including the overages has been exempted. (This exemption does not include exclusion meter billing).

There is no statute requiring this exemption and upon checking every other municipality in the area, no other municipality grants a water fee exemption. By law we are required to grant property tax exemption to charitable organizations if they apply for it. (This is a cost to the Borough of approximately \$174,000.00). The exemption for water charges is a cost to us of \$16-17,000.00 each year.

In 2010 the water rates were increased, which resulted in a much needed revenue increase of \$214,000.00. Since we have put into effect a water conservation resolution which probably, at the most has 40% support, we have seen a decline of \$89,000.00 in our revenue. That decline will be even greater once we pass an ordinance and mandate water conservation. (Which we will have to do to receive an increase in our water allocation).

Therefore, the solution the committee is putting forth is as follows : We will offer the resolution again in January exempting the base water charges for these organizations (approximately \$9,000.00). However, they will be billed for any overages. Then, in 2014, there will be no exemptions granted. No resolution will be offered. In the meantime, I will personally contact each of the organizations to advise them of what we are doing.

This was a generous, kind initiative twenty years ago, but it is not one we can financially continue to offer. In addition, it is problematic when a taxing authority puts itself in the role of using the monies collected from residents and basically make a donation to various charities.

As previously stated, there is no law requiring we do this, nor does any other municipality exempt any water charges.

The committee would appreciate the full support of Council in this matter.

Karen M. Lane
Utility Chair



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. *Matters Relating to the Employment Relationship, the relevant employees having been properly notified in accordance with law.*

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Stone Harbor, assembled in public session on December 4, 2012, that an Executive Session closed to the public shall be held on December 4, 2012 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 theday of, 2012

.....
Borough Clerk

The above resolution approved this day of....., 2012

.....
Mayor