

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

<u>AGENDA</u>	<u>June 21, 2011</u>	<u>Regular Meeting</u>
<u>Tuesday</u>		<u>4:30 pm</u>

OLD BUSINESS:

ORDINANCE 1382 (Set Backs) 2nd 3rd and final (1)

NEW BUSINESS:

- A. ORDINANCE 1383 – Times for Liquor Sale – Sunday (2)
- B. ORDINANCE – 1384 – Flags in Business District (3)
- C. Resolution – EUS – Shape Beach Challenge (4)
- D. Resolution – EUS – South Jersey Pro Soccer LLC (5)
- E. Resolution – Chapter 159 – Drunk Driving Enforcement (6)
- F. Resolution – 4th of July Fireworks (7)
- G. Resolution – Support County Dispatch (8)
- H. Resolution – Amending contract Ocean Coastal Consultants (9)
- I. Resolution – Liquor License renewal – Freds Tavern (10)
- J. Resolution – Liquor License renewal – Harbor Liquors (11)
- K. Resolution – Liquor License renewal – Yacht Club (12)
- L. Resolution – Liquor License renewal – Harbor Pub inc. (13)
- M. Resolution – Liquor License renewal – Shelter Haven (14)
- N. Motion – Special Event (Annual Surf Contest – Villa Maria) (15)
- O. Motion – Special Event (5 K Run – Stone Harbor Golf Club) (16)
- P. Motion – Special Event (Sandy Paws 5 K Run & Walk) (17)
- Q.

DISCUSSION

Resolution – Closed Session (18)

(1)

BOROUGH OF STONE HARBOR
COUNTY OF CAPE MAY

ORDINANCE 1382

AN ORDINANCE AMENDING CHAPTER 560 OF THE REVISED GENERAL
ORDINANCES OF THE BOROUGH OF STONE HARBOR 2005
(ADJUSTING SETBACKS ALONG THE SOUTHWESTERLY SIDE
OF THE 300 BLOCK OF 96TH STREET)

Section 1. Chapter 560 is hereby amended as follows:

§ 560-17 C. Setbacks. All new structures, or additions or alterations to existing structures, regardless of the nature of their permitted use or uses, as defined for zoning purposes shall, on the southwesterly side of 96th Street, maintain and observe a setback from the property line to any such structure a distance of not less than 5 ½ feet between Second Avenue and Third Avenue along such street, **from Third Avenue to the bulkhead line along Great Channel the setback shall not be less than four feet along the southwesterly side of 96th Street,** and from the northeasterly side of 83rd Street to and including the southwesterly side of 80th Street, the setback shall not be less than 10 feet along the southeasterly side of Third Avenue. Except as set forth in this subsection, and set forth in the Waterfront Business District, in all business districts, other than those previously specified above, the setback shall not be less than 10 feet from the property line, unless the front line of another building located on another property in the same block, fronting on the same street and located in the same zoning district, is set back less than 10 feet from its property line, in which event such newly constructed building, addition, or alteration shall not be required to be set back any further from the property line than such other building.

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

Suzanne C. Stanford, Borough Clerk

(2)

BOROUGH OF STONE HARBOR
COUNTY OF CAPE MAY

ORDINANCE

AN ORDINANCE AMENDING CHAPTER 134 OF THE REVISED GENERAL
ORDINANCES OF THE BOROUGH OF STONE HARBOR 2005
(Amending Hours of Sale Alcoholic Beverages on Sundays)

Section 1. § 134-4 (B) is hereby amended as follows:

§ 134 – 4 (B)

Sundays. Provisions of Subsection A shall not apply on Sundays. On that day no alcoholic beverages may be sold, served, consumed in or delivered to the licensed premises between the hours of 2:00 a.m. and ~~12:00 noon~~ 10:00 am. The licensed premises shall be vacated by 2:30 a.m. except for employees.

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.

(3)

BOROUGH OF STONE HARBOR
CAPE MAY COUNTY, NEW JERSEY

ORDINANCE 1296

**AN ORDINANCE AMENDING CHAPTER 560
OF THE REVISED GENERAL ORDINANCES
OF THE BOROUGH OF STONE HARBOR 2005**
(Eliminating Certain Restrictions on "Open" Flags)

Section 1. Chapter 560, Section 560-49, is hereby amended as follows:

§ 560-49. Awnings and flags.

Retractable awnings of canvas or similar material and all permitted flags shall be allowed to extend over a portion of the sidewalk in business and light industry districts. However, the lowest portion of the awning or flag, which extends over the sidewalk, shall be no lower than seven feet above the level of the sidewalk. No portion of the awning or flagpole shall extend outward from the building further than six feet. No flag shall exceed either five feet in length or three feet in width ~~and no more than one flag may be flown by any business or industry at one time.~~ and no more than three (3) flags may be flown per 14' of storefront by any business or industry at one time. "Open" flags are permitted all year in the business district. "Open" flags are those flags which indicate the business is open. A "permitted flag," as the term is used in this section, is limited to a flag of the ~~United States of America, of the State of New Jersey, or of the Borough of Stone Harbor.~~

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)

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

**RESOLUTION AUTHORIZING AWARD OF CONTRACTS
FOR EXTRAORDINARY UNSPECIFIABLE SERVICES
FOR SHAPE BEACH CHALLENGE DURING THE SUMMER SEASON 2011**

WHEREAS, the Borough of Stone Harbor, in an effort to expand recreational opportunities for resident and visitors has pursued the provision of certain "sport camps" which are extraordinary and not amenable to typical specification processes; and

WHEREAS, agreements to provide such services are acceptable and do not fall under typical specification procedure and are therefore exempt from public bidding in accordance with N.J.S.A. 40A:11-5 as Extraordinary Unspecifiable Services; and

WHEREAS, a contract for the following services has been prepared and is on file with the Borough Clerk:

- 1. Shape Beach Challenge
 WGH Venture 1 LLC/Shape Wellness Studios
 June 20, 2011 – September 5, 2011 Every day 6 pm

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Stone Harbor, County of Cape May, State of New Jersey, duly assembled in public session this 21st day of June, 2011, as follows;

- 1. That the preamble of this Resolution is hereby incorporated herein by reference;
- 2. That the Mayor and Clerk are hereby authorized and directed to execute the aforementioned contract on behalf of the Borough.

Offered by Seconded by.....

The above resolution was duly adopted by the Borough Council of the Borough of Stone Harbor, New Jersey, at a meeting of said Council duly held on theday of, 2011

.....
Borough Clerk

The above resolution approved this day of....., 2011

.....
Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(5)

RESOLUTION

**RESOLUTION AUTHORIZING AWARD OF CONTRACTS
FOR EXTRAORDINARY UNSPECIFIABLE SERVICES
FOR SOUTH JERSEY PRO SOCCER, LLC DURING THE SUMMER SEASON 2011**

WHEREAS, the Borough of Stone Harbor, in an effort to expand recreational opportunities for resident and visitors has pursued the provision of certain "sport camps" which are extraordinary and not amenable to typical specification processes; and

WHEREAS, agreements to provide such services are acceptable and do not fall under typical specification procedure and are therefore exempt from public bidding in accordance with N.J.S.A. 40A:11-5 as Extraordinary Unspecifiable Services; and

WHEREAS, a contract for the following services has been prepared and is on file with the Borough Clerk:

- 1. South Jersey Pro Soccer, LLC
July 18, 2011 through July 22, 2011
August 15, 2011 through August 19, 2011

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Stone Harbor, County of Cape May, State of New Jersey, duly assembled in public session this 21st day of June, 2011, as follows;

- 1. That the preamble of this Resolution is hereby incorporated herein by reference;
- 2. That the Mayor and Clerk are hereby authorized and directed to execute the aforementioned contract on behalf of the Borough.

Offered by Seconded by.....

The above resolution was duly adopted by the Borough Council of the Borough of Stone Harbor, New Jersey, at a meeting of said Council duly held on the day of, 2011

.....
Borough Clerk

The above resolution approved this day of....., 2011

.....
Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(6)

RESOLUTION

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 2011 in the sum of \$3,514.31, which is now available as a revenue from the State of New Jersey, Division of Motor Vehicles, And

SECTION II

BE IT FURTHER RESOLVED that a like sum of \$3,514.31 is hereby appropriated under the caption of Drunk Driving Enforcement Fund; and

SECTION III

BE IT FURTHER RESOLVED that the above is a result of a grant of \$3,514.31 from the State of New Jersey, Division of Motor Vehicles.

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, 2011

.....
Borough Clerk

The above resolution approved this day of....., 2011

.....
Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(7)

RESOLUTION

FIREWORKS DISPLAY

July 4, 2011

WHEREAS, the Volunteer Fire Company of the Borough of Stone Harbor has applied to the Governing Body of the Borough of Stone Harbor for permission to have a fireworks display on July 4, 2011 with an inclement weather date of July 5, 2011; and

WHEREAS, N.J.S.A. 21:3-3 permits the governing body of a municipality, upon posting of a suitable bond, to grant a permit for the purchase, possession and public display of fireworks by organizations approved by the governing body; and

WHEREAS, the Chief of the Fire Department shall be the person who will purchase and receive delivery of the fireworks and is satisfied that the display shall be made in a location where same shall not be hazardous to persons and property;

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 permission is hereby granted to the Fire Department of the Borough of Stone Harbor to hold a fireworks display in Stone Harbor on July 4, 2011, with an inclement weather date of July 5, 2011, so long as the location thereof and the operator thereof are approved by the Chiefs of the Stone Harbor Police and Stone Harbor Fire Department.

BE IT FURTHER RESOLVED that Roger W. Stanford, Fire Chief, is the person authorized to purchase, or otherwise order, and receive delivery of the fireworks, and the fireworks shall be of the specific types and/or kinds as set forth on the attached sheets.

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, 2011

.....
Borough Clerk

The above resolution approved this day of....., 2011

.....
Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(8)

RESOLUTION

RESOLUTION REQUESTING THE BOARD OF CHOSEN FREEHOLDERS TO INVESTIGATE ESTABLISHING A COUNTY WIDE PUBLIC SAFETY DISPATCH SERVICE

WHEREAS, the Cape May County Conference of Mayors meet monthly to network and discuss issues and expenses affecting the various municipalities in the County; and

WHEREAS, the group has discussed and supports a County wide public safety dispatch service; and

WHEREAS, in April, Mayor Pamela Kaithern, President of the CMC Conference of Mayors wrote to the Freeholders requesting they investigate a county wide dispatch service; and

WHEREAS, the governing body of the Borough of Stone Harbor strongly endorses the Cape May Conference of Mayor's request to the Board of Chosen Freeholders to investigate and establish a county wide public safety dispatch service; and

WHEREAS, in October 2009 the Borough of Stone Harbor adopted Resolution 2009-S-183 (copy attached) concerning County Wide Dispatch urging Cape May County Freeholder support; and

WHEREAS, the Borough's Fire Department and Rescue Squad have all indicated they would endorse a county wide public safety dispatch service; and

WHEREAS, the State of New Jersey is urging municipalities and other government agencies to work together to consolidate and share services wherever possible as a cost saving measure to all concerned.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council that the Borough of Stone Harbor urges the Cape May County Freeholders investigate establishing a county-wide public safety dispatch service to reduce duplicative equipment and services and better serve the needs of all Cape May County residents.

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, 2011

.....
Borough Clerk

The above resolution approved this day of....., 2011

.....
Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

2009-S-183

RE: IN SUPPORT OF A COUNTYWIDE CENTRAL DISPATCH SYSTEM FOR POLICE, FIRE AND EMS SERVICES
IN THE COUNTY OF CAPE MAY

WHEREAS, the Board of Chosen Freeholders ordered a study and it was prepared by V-Comm, LLC and Salmon Ventures LTD in May of 2008 called the Cape May County 9-1-1- Consolidation Study that concluded that a centralized dispatch was a viable concept for Cape May County, that it would improve efficiency, and that it would be more cost effective by reducing redundancy of Public Safety Answering Points (PSAP's) and duplications of equipment; and

WHEREAS, the Borough of Stone Harbor supports the concept of a county wide central dispatch system for the following reasons:

- a) A centralized system would reduce the damage and losses from emergencies resulting in a reduction of deaths, disabilities, pain and suffering experienced by County residents and visitors.
- b) Proven concepts and technologies would be implemented that advance management of resources resulting in improved public access to lifesaving services uniformly throughout the county.
- c) A new county wide center would serve as the central point, or communications hub, for the entire county during disasters; and
- d) New state and federal regulations will soon require major revisions of PSAP's for most municipalities resulting in exorbitant costs that could be reduced with one countywide center; and

WHEREAS, a countywide center would create opportunities for future public safety grants which are determined by population figures; presently public safety programs serving populations under 60,000 people in most cases would not be eligible for grant monies.

THEREFORE, BE IT RESOLVED that after careful review of the proposal and for the reasons previously stated in this resolution, the Borough Council of the Borough of Stone Harbor fully supports the concept of a county wide central dispatch system and urges the support of the Cape May County Freeholders and all Cape May County Municipalities.

BE IT FURTHER RESOLVED that a copy of this Resolution be sent to all Cape May County communities.

Offered byTom Cope..... Seconded by.....Barry D. Mastrangelo.....

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 ...20th.....day ofOctober....., 2009

The above resolution approved this20th.. day of.....October....., 2009

.....
Borough Clerk

.....
Mayor

(9)

**RESOLUTION AMENDING PROFESSIONAL SERVICES CONTRACT
WITH OCEAN AND COASTAL CONSULTANTS, INC.**

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 the contractor submits certain disclosures in accordance with the “fair and open” process; and

WHEREAS, the Council of the Borough of Stone Harbor authorized Resolution No. 2009-sS- 193 on November 17, 2009 authorizing a Professional Services Contract with Ocean and Coastal Consultants, Inc. for the Relocation of Site 103 in an amount not to exceed \$354,000.00; and

WHEREAS, the Borough has requested a revised scope of work for assisting the NJDOT and the Borough with 1) developing a Request for Proposal (RFP) to send to contractors for excavation of material from Nummy Island (Site 103), 2) preparing and submitting permit and AUD application materials, 3). Provide on-site construction and post-construction monitoring, and 4), preparing a final report which will result in an estimated decrease of \$3,466.00 of the original contract; and

WHEREAS, Ocean and Coastal Consultants has submitted a revised scope of work and costs which is attached hereto and incorporated herein by reference and made a part hereof; and

WHEREAS, the total amount of the contract of the amended contract is \$350,834.00; and

WHEREAS, funds are available as evidenced by the Chief Financial Officer’s Certification attached hereto and the contractor has executed all required disclosures.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Stone Harbor, County of Cape May, State of New Jersey, duly assembled in public session this 21st day of June, 2011, as follows:

1. That the preamble of this Resolution is hereby incorporated by reference as if set forth here at length; and
2. That the Contract is hereby revised and will include the above mentioned scope of services;
3. That a notice of the letting of this Amendment to Professional Services Contract be published in accordance with law within ten (10) days of its passage in an official paper of the Borough as designated in accordance with law.

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(10)

RESOLUTION

WHEREAS, Fred's Tavern and Liquor Store, Inc., License #0510-32-002-001 has made application to the Mayor and Council of the Borough of Stone Harbor, New Jersey, for a Plenary Retail Consumption License for the year beginning July 1, 2011 to June 30, 2012; and

WHEREAS, the Issuing Authority has found that:

- a) the submitted application forms for renewal are complete in all respects;
- b) the applicants are qualified to be licensed according to all statutory, regulatory and local government ABC laws and regulations; and
- c) the applicants have disclosed and the Issuing Authority has reviewed any additional financing obtained in the previous license term for use in the licensing businesses and there was none; and

WHEREAS, no objections have been filed with the Borough Clerk and this body is of the opinion that said application should be granted and a license issued; and

WHEREAS, all legal requirements have been complied with and a check in the amount of \$2,500.00 for the Plenary Retail Consumption License has been attached to the application of the above mentioned applicant.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Stone Harbor in the County of Cape May and State of New Jersey, that a Plenary Retail Consumption License for the sale of alcoholic beverages shall be signed, issued and delivered to Fred's Tavern and Liquor Store, Inc. of 310-320 96th Street. That said license shall become effective on July 1, 2011 and be for the one year from said date expiring at the close of business on June 30, 2012 and that said license shall be delivered by the Borough Clerk who is designated as the proper person to sign all licenses on behalf of the Borough Council under Revised General Ordinances 2005, Borough of Stone Harbor, New Jersey.

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, 2011

.....
Borough Clerk

The above resolution approved this day of....., 2011

.....
Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(11)

RESOLUTION

WHEREAS, Harbor Liquors LLC t/a Kuishimbo License #0510-32-004-010 has made application to the Mayor and Council of the Borough of Stone Harbor, New Jersey, for a Plenary Retail Consumption License for the year beginning July 1, 2011 to June 30, 2012; and

WHEREAS, the Issuing Authority has found that:

- a) The submitted application forms for renewal are complete in all respects;
- b) The applicants are qualified to be licensed according to all statutory, regulatory and local governmental ABC laws and regulations; and
- c) The applicants have disclosed and the Issuing Authority has reviewed any additional financing obtained in the previous license term for use in the licensed businesses and there was none; and

WHEREAS, no objections have been filed with the Borough Clerk and this body is of the opinion that said application shall be granted and a license issued; and

WHEREAS, all legal requirements have been complied with and a check in the amount of \$2,500.00 for the Plenary Retail Consumption License has been attached to the application of the above mentioned applicant;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Stone Harbor, in the County of Cape May and State of New Jersey, that a Plenary Retail Consumption License for the sale of alcoholic beverages shall be signed, issued and delivered to Harbor Liquors LLC t/a Kuishimbo 330 – 96th Street, Stone Harbor, N.J. 08247 under the provisions of Resolution 2003-S-119, a copy of which is annexed hereto and made a part hereof by reference.

BE IT FURTHER RESOLVED that said license shall become effective on July 1, 2011 and be for the one year from said date expiring at the close of business on June 30, 2012 and that said license shall be delivered by the Borough Clerk who is designated as the proper person to sign all licenses on behalf of the Borough Council under Revised General Ordinances 2005, Borough of Stone Harbor, New Jersey.

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, 2011

.....
Borough Clerk

The above resolution approved this day of....., 2011

.....
Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(12)

RESOLUTION

WHEREAS, The Yacht Club of Stone Harbor, License #0510-31-005-001 has made application to the Mayor and Council of the Borough of Stone Harbor, New Jersey, for a Club License for the year beginning July 1, 2011 to June 30, 2012; and,

WHEREAS, the Issuing Authority has found that:

- a) The submitted application forms for renewal are complete in all respects;
- b) The applicants are qualified to be licensed according to all statutory, regulatory and local governmental ABC laws and regulations; and,
- c) The applicants have disclosed and the Issuing Authority has reviewed any additional financing obtained in the previous license term for use in the licensed businesses and there was none; and,

WHEREAS, no objections have been filed with the Borough Clerk and this body is of the opinion that said application should be granted and a license issued; and,

WHEREAS, all legal requirements have been complied with and a check in the amount of \$188.00 for the Club License has been attached to the application.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Stone Harbor, in the County of Cape May and State of New Jersey, that a Club License for the sale of alcoholic beverages shall be signed, issued and delivered to The Yacht Club of Stone Harbor of 90th Street and Sunset Drive, Stone Harbor, New Jersey. That said license shall become effective on July 1, 2011 and be for the one year from said date expiring at the close of business on June 30, 2012 and that said license shall be delivered by the Borough Clerk who is designated as the proper person to sign all licenses on behalf of the Borough Council under Revised General Ordinances 2005, Borough of Stone Harbor, New Jersey.

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, 2011

.....
Borough Clerk

The above resolution approved this day of....., 2011

.....
Mayor

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(13)

RESOLUTION

WHEREAS, Harbor Pub, Inc., License #0510-33-001-010 has made application to the Mayor and Council of the Borough of Stone Harbor, New Jersey, for a Plenary Retail Consumption License for the year beginning July 1, 2011 to June 30, 2012; and,

WHEREAS, the Issuing Authority has found that:

- a) The submitted application forms for renewal are complete in all respects;
- b) The applicants are qualified to be licensed according to all statutory, regulatory and local governmental ABC laws and regulations; and,
- c) The applicants have disclosed and the Issuing Authority has reviewed any additional financing obtained in the previous license term for use in the licensed businesses and there was none; and,

WHEREAS, no objections have been filed with the Borough Clerk and this body is of the opinion that said application should be granted and a license issued; and,

WHEREAS, all legal requirements have been complied with and a check in the amount of \$2,500.00 for the Plenary Retail Consumption License has been attached to the application of the above mentioned applicant;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Stone Harbor, in the County of Cape May and State of New Jersey, that a Plenary Retail Consumption License for the sale of alcoholic beverages shall be signed, issued and delivered to Harbor Pub, Inc., of 261-265 96th Street (Unit 101 as shown on site plan dated 11/1/83 and revised to include 202, 207 and the second level walkway 2/4/86, and revised again on 11/3/87 to include 201, 203 and 204), and subject to the following conditions:

- a) Unit #201 is the former kitchen and is to be used for storage purposes only;
- b) Unit #207 is to be used for the walk-in freezers and storage only;
- c) Attached hereto are the layouts approved by the Construction Office as follows: 1st and 2nd floor layout, entitled "Snickers Bar and Restaurant", which is to be used to identify the Unit numbers only, and P.J. Ryan's floor layout, dated 12/5/95 and revised 3/19/96, prepared by Macallister Group, Sheet #P-1, which identifies all bar areas, restrooms, storage areas, dining areas, etc.
- d) Licensee is responsible for the removal and disposal of its trash on a daily basis during operations under the liquor license, in addition to the removal done by Borough employees, and in order to comply with the intent, shall supply four (4) 2 ½ yard dumpsters with tight fitting lids, to be located behind the Harbor Plaza for the storage of trash and garbage.

BE IT FURTHER RESOLVED, that said license shall become effective on July 1, 2011 and be for the one year from said date expiring at the close of business on June 30, 2012 and that said license shall be delivered by the Borough Clerk who is designated as the proper person to sign all licenses on behalf of the Borough Council under Revised General Ordinances 1982, Borough of Stone Harbor, New Jersey.

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, 2011

.....
Borough Clerk

The above resolution approved this day of....., 2011

.....
Mayor

(14)

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

RESOLUTION

WHEREAS, Shelter Haven Hospitality, Inc. License #0510-33-003-002 has made application to the Mayor and Council of the Borough of Stone Harbor, New Jersey, for a Plenary Retail Consumption License for the year beginning July 1, 2011 to June 30, 2012; and,

WHEREAS, the Issuing Authority has found that:

- a) The submitted application forms for renewal are complete in all respects;
- b) The applicants are qualified to be licensed according to all statutory, regulatory and local governmental ABC laws and regulations; and,
- c) The applicants have disclosed and the Issuing Authority has reviewed any additional financing obtained in the previous license term for use in the licensed businesses and there was none; and,

WHEREAS, no objections have been filed with the Borough Clerk and this body is of the opinion that said application should be granted and a license issued; and,

WHEREAS, all legal requirements have been complied with and a check in the amount of \$2,500.00 for the Plenary Retail Consumption License has been attached to the application of the above mentioned applicant;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Stone Harbor, in the County of Cape May and State of New Jersey, that a Plenary Retail Consumption License for the sale of alcoholic beverages shall be signed, issued and delivered to Shelter Haven Hospitality, Inc. of 9628 Third Avenue, inclusive. That said license shall become effective on July 1, 2011 and be for the one year from said date expiring at the close of business on June 30, 2012 and that said license shall be delivered by the Borough Clerk who is designated as the proper person to sign all licenses on behalf of the Borough Council under Revised General Ordinances 2005, Borough of Stone Harbor, New Jersey.

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, 2011

.....
Borough Clerk

The above resolution approved this day of....., 2011

.....
Mayor

(15)

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: 6/6/11 FEE PAID: \$ _____
Should be filed 60 Days Before the Date of Event
TYPE OF EVENT: 16th ANNUAL SURE CONTEST FUND RAISER
Please Describe ALL DAY
DATE(S)/TIME(S) OF EVENT: SEPT. 17th 2011 ^ ALT. 9/18 - 9/24
Please Describe
LOCATION OF EVENT: 111th STREET BEACH ADMISSION FEE (If Any): \$ NONE
REGISTRATION FEE TO PARTICIPATE IN EVENT (If Any): \$ 35 (INCLUDES SHIRT) ^{SEC} XANTHINOLFORM

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

SPONSOR'S NAME: VILLA MARIA BY THE SEA PHONE#: 609-368-5290
Please Print Name of Person, Association, Corporation, Firm, etc.
SPONSOR'S ADDRESS: 1101 FIRST AVE. STONE HARBOR NJ 08247
Street Address PO Box No. City State Zip Code
CONTACT PERSON: SISTER JAMES DOLORES, IHM

CONTACT PERSON'S PHONE #: 609-368-5290 or CELL 484-678-3053

ESTIMATE OF DAILY CROWD EXPECTED: 100 - 200 ?

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

TRAFFIC BARRIER AT 111th + FIRST AVENUE & VOLUNTEER PERSONNEL ON THE BEACH

	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 Memorial Day and after Labor Day 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)

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: 6-10-11 Should be filed 60 Days Before the Date of Event FEE PAID: \$ 60.00
TYPE OF EVENT: 5K Run Please Describe
DATE(S)/TIME(S) OF EVENT: Sunday September 11, 2011 Please Describe
LOCATION OF EVENT: 15' Ave - 916" to 111" St 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: Stone Harbor Jay Club PHONE#: 609-965-1210
Please Print Name of Person, Association, Corporation, Firm, etc.
SPONSOR'S ADDRESS: 905 K 9th 836 CHERRY NJ 08210
Street Address PO Box No. City State Zip Code
CONTACT PERSON: Cecilia Bonnesse 405-91270
CONTACT PERSON'S PHONE #: 408-8605
ESTIMATE OF DAILY CROWD EXPECTED: 2000
SECURITY MEASURES TO BE INSTITUTED BY SPONSOR FOR CROWD AND TRAFFIC CONTROL:

	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)
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(17)

BOROUGH OF STONE HARBOR SPECIAL EVENTS ON PUBLIC LANDS

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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: 6/17/11 FEE PAID: \$ _____
Should be filed 60 Days Before the Date of Event

TYPE OF EVENT: J K RUN AND 1 MILE WALK
Please Describe

DATE(S)/TIME(S) OF EVENT: AUGUST 28, 2011 8:00 AM
Please Describe

LOCATION OF EVENT: STONE HARBOR FIRE HOUSE - ADMISSION FEE (If Any): \$ _____

REGISTRATION FEE TO PARTICIPATE IN EVENT (If Any): \$ 25 RUN \$15 WALK

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

SPONSOR'S NAME: JHFD & ANIMAL ALLIANCE OF CMC PHONE#: 365-4071
Please Print Name of Person, Association, Corporation, Firm, etc.

SPONSOR'S ADDRESS: Box 359 Stone Harbor NJ 08247
Box 172 Cape May NJ 08204
Street Address PO Box No. City State Zip Code

CONTACT PERSON: JUDY DAVIES

CONTACT PERSON'S PHONE #: 365-0394 425-4670

ESTIMATE OF DAILY CROWD EXPECTED: 300-350

SECURITY MEASURES TO BE INSTITUTED BY SPONSOR FOR CROWD AND TRAFFIC CONTROL:
100 BLK OF 96TH STR CLOSED TO TRAFFIC ; 95TH - 97TH & FIRST AVE
CLOSED TO TRAFFIC ; TRAFFIC CONTROL AT 111TH & SECOND AVENUE

	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
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	\$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.

BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

(18)

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 Purchase, Lease or Acquisition of Real Property or the Investment of Public Funds*

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Stone Harbor, assembled in public session on June 11, 2011, that an Executive Session closed to the public shall be held on June 11, 2011 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, 2011

.....
Borough Clerk

The above resolution approved this day of....., 2011

.....
Mayor